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filed not later than September 2, 1981.

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 81-15-37.

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CERTIFICATE

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

DENNIS W. COOPER
Code Reviser

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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 pursuant to RCW 34.08.020 and 42.30.075. Publication of any material in the Washington State Register is deemed to be official notice of such information.

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STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

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

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

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

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

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

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

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

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

5. EFFECTIVE DATE OF RULES

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

6. EDITORIAL CORRECTIONS

Material inserted by the code reviser 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.	Distribution Date	First Agency Action Date ²	Closing Dates ¹		
			OTS ¹ OR 10 pages maximum (14 days)	Non-OTS and 11 to 29 pages (28 days)	Non-OTS and 30 pages or more (42 days)
81-01	Jan 7, 1981	Jan 27	Dec 24, 1980	Dec 10	Nov 26
81-02	Jan 21	Feb 10	Jan 7	Dec 24, 1980	Dec 10
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81-22	Nov 18	Dec 8	Nov 4	Oct 21	Oct 7
81-23	Dec 2	Dec 22	Nov 18	Nov 4	Oct 21
81-24	Dec 16	Jan 5, 1982	Dec 2	Nov 18	Nov 4

¹All documents are due at the Code Reviser's Office by 5:00 p.m. on the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-12-035 or 1-13-035.

²"No proceeding shall be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained." RCW 28B.19.030(2) and 34.04.025(2). These dates represent the twentieth day after the distribution date of the immediate preceding Register.

³OTS is the acronym used for the Order Typing Service offered by the Code Reviser's Office which is briefly explained in WAC 1-12-220 and WAC 1-13-240.

WSR 81-17-087
PROPOSED RULES
DEPARTMENT OF LICENSING
(Securities Division)
 [Filed August 19, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning the regulation of securities, Exempt Transactions; including non-public and limited offerings, non-issuer isolated transactions and mortgages when offered and sold as a unit, amending WAC 460-44A-010, 460-44A-020, 460-44A-030, 460-44A-041, adopting 460-44A-025, 460-45A-010 through 460-45A-110, 460-46A-010 through 460-46A-155, 460-47A-010, 460-47A-020 and repealing 460-44A-045, 460-44A-050, 460-44A-060, 460-44A-065, 460-44A-070 and 460-44A-075;

that such agency will at 10:00 a.m., Tuesday, October 6, 1981, in Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a hearing relative thereto.

The formal adoption, amendment or repeal of such rules will take place at 10:00 a.m., Friday, October 9, 1981, in the Securities Division, Department of Licensing, Highways-Licenses Building, Olympia, Washington 98504.

The authority under which these rules are proposed is RCW 21.20.450.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 6, 1981, and/or orally at 10:00 a.m., Tuesday, October 6, 1981, Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, or Securities Division, P.O. Box 648, Olympia, WA 98504.

Dated: August 19, 1981

By: John Gonzalez
 Director

STATEMENT OF PURPOSE

Name of Agency: Department of Licensing.

General Purpose of Rule: The attached rules are proposed to implement the provisions of sections 6(1) and (9) and 7(11), chapter 272, Laws of 1981, and further define the private and limited offering exemptions of RCW 21.20.320(1) and (9). New chapters are created for the convenience of the public.

Description, Summary and Statutory Authority for Rule:

Chapter 460-44A WAC, Exempt Transactions, amending the non-public offering exemption rules WAC 460-44A-010, 460-44A-020, 460-44A-030 and 460-44A-041 to require filing of notification of proposed sales, to delete report of sales and financial suitability requirements. RCW 21.20.450, implementing sections 6 and 7, chapter 272, Laws of 1981.

Chapter 460-44A WAC, Exempt Transactions, adopting WAC 460-44A-025 defining knowledge and experience required for investors in private offerings under the rules. RCW 21.20.320(1) and 21.20.450.

Chapter 460-45A WAC, Washington State Non-Public Offering Safe Harbor, adopting WAC 460-45A-010 through 460-45A-110 creating additional private offering exemption without filing with the Securities Division requiring certain attorneys' opinions and financial suitability requirements. RCW 21.20.320(1) and 21.20.450.

Chapter 460-46A WAC, Washington State Limited Offering Exemption, adopting WAC 460-46A-010 through 460-46A-155 creating limited offering exemption without filing with Securities Division if the prescribed form and conditions are followed. RCW 21.20.450, implementing section 6, chapter 272, Laws of 1981.

Chapter 460-47A WAC, Other Exempt Transactions, adopting WAC 460-47A-010 and 460-47A-020 repealed from WAC 460-44A-050 and 460-44A-075 respectively. RCW 21.20.450.

Responsible Department Personnel: In addition to the Director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Cheryl Lux Duryea, Asst. Director, Prof. Licensing, 6th Floor, Hwys-Licenses Bldg., 234-1369 (Scan), 753-1369; and Ralph R. Smith, Administrator, Securities Div., 6th Floor, Hwys-Licenses Bldg., 234-6928 (Scan), 753-6928.

Agency Proposing Rules: These rules are proposed by the Department of Licensing, Securities Division.

Agency Comments: The agency believes the proposed rules and amendments to the rules to be self-explanatory.

Whether the Rules are Necessary as the Result of any Federal Law or Federal or State Court Action: The proposed rules are not necessary as the result of any federal law or federal or state court action.

CHAPTER 460-44A

((EXEMPT TRANSACTIONS))

WASHINGTON STATE MODIFIED RULE 146

AMENDATORY SECTION (Amending Order SD -37-80, filed 3/19/80)

WAC 460-44A-010 NONPUBLIC OFFERING EXEMPTION PURSUANT TO RCW 21.20.320(1). Exemption is provided for sales not involving a public offering pursuant to RCW 21.20.320(1) where there is compliance with WAC 460-44A-010 through 460-44A-04(5)1. In order to obtain the protection of the exemption, all its conditions must be satisfied. The exemption is not available to any issuer with respect to any transactions which, although in technical compliance with the rules, are a part of a plan or scheme to evade the registration provisions of the Securities Act of Washington (hereinafter the "act"). In such cases registration pursuant to the Act is required.

Compliance with the exemption shall not constitute, however, the exclusive means whereby an offering of securities may qualify as a non-public offering. Attempted compliance with this exemption does not act as an election; the issuer can also claim the availability of RCW 21.20.320(1) outside this exemption.

AMENDATORY SECTION (Amending Order SDO-37-80, filed 3/19/80)

WAC 460-44A-020 TEXT OF RULE. (a) Definitions. The following definitions shall apply for purposes of this rule.

(1) Offeree representative. The term "offeree representative" shall mean any person or persons, each of whom the issuer and any person acting on its behalf, after making reasonable inquiry, have reasonable grounds to believe and believe satisfies all of the following conditions:

(i) Is not an affiliate, director, officer or other employee of the issuer, or beneficial owner of ten percent or more of any class of the equity securities or ten percent or more of the equity interest in the issuer, except where the offeree is:

(a) Related to such person by blood, marriage or adoption, no more remotely than as first cousin;

(b) Any trust or estate in which such person or any persons related to him as specified in paragraph (a)(1)(i)(a) or (c) of this section collectively have one hundred percent of the beneficial interest (excluding contingent interests) or of which any such person serves as trustee, executor, or in any similar capacity; or

(c) Any corporation or other organization in which such person or any persons related to him as specified in paragraph (a)(1)(i)(a) or (b) of this section collectively are the beneficial owners of 100 percent of the equity securities (excluding directors' qualifying shares) or equity interest;

(ii) Has such knowledge and experience in financial and business matters that he, either alone, or together with other offeree representatives or the offeree, is capable of evaluating the merits and risks of the prospective investment;

(iii) Is acknowledged by the offeree, in writing, during the course of the transaction, to be his offeree representative in connection with evaluating the merits and risks of the prospective investment;

(iv) Is not compensated directly or indirectly by the issuer or its affiliates and has no material relationships with the issuer or its affiliates; and

(v) Is not engaged by a brokerdealer or salesman acting for the issuer; PROVIDED, HOWEVER, That provisions (iv) and (v) shall apply only to offeree representatives of offerees residing in or to whom offers are made in this state.

(2) Issuer. The definition of the term "issuer" in RCW 21.20.005 and in section 2(4) of the Securities Act of 1933 shall apply, provided that notwithstanding these definitions, in the case of a proceeding under the Bankruptcy Act, the trustee, receiver, or debtor in possession is deemed to be the issuer in an offering for the purposes of a plan of reorganization or arrangement, if the securities offered are to be issued pursuant to the plan, whether or not other like securities are offered under the plan in exchange for securities of, or claims against, the debtor.

(3) Affiliate. The term "affiliate" of a person means a person that directly or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with such person.

(4) Material. The term "material" when used to modify "relationship" means any relationship that a reasonable investor might consider important in the making of the decision whether to acknowledge a person as his offeree representative.

(b) Conditions to be met. Transactions by an issuer involving the offer, offer to sell, offer for sale or sale of securities of the issuer that are part of an offering that is made in accordance with all the conditions of this rule shall be deemed to be transactions not involving a public offering within the meaning of RCW 21.20.320(1).

(1) For the purposes of this rule only, an offering shall be deemed not to include offers, offers to sell, offers for sale or sales of securities of the issuer pursuant to exemptions provided by RCW 21.20.310 or 21.20.320 or pursuant to a registration statement filed under the Securities Act of Washington, that take place prior to the six-month period immediately preceding or after the six-month period immediately following any offers, offers for sale or sales pursuant to this rule: PROVIDED, That there are during neither of said six-month periods any offers, offers for sale or sales of securities by or for the issuer of the same or similar class as those offered, offered for sale or sold pursuant to the rule.

(c) Limitation on manner of offering. Neither the issuer nor any person acting on its behalf shall offer, offer to sell, offer for sale, or sell the securities by means of any form of general solicitation or general advertising, including but not limited to the following:

(1) Any advertisement, article, notice or other communication published in any newspaper, magazine or similar medium or broadcast over television or radio;

(2) Any seminar or meeting except that if paragraph (d)(1) of this section is satisfied as to each person invited to or attending such seminar or meeting, and, as to persons qualifying only under paragraph (d)(1)(ii) of this section, such persons are accompanied by their offeree representative(s), then such seminar or meeting shall be deemed not to be a form of general solicitation or general advertising; and

(3) Any letter, circular, notice or other written communication except that if paragraph (d)(1) of this section is satisfied as to each person to whom the communication is directed, such communication shall be deemed not to be a form of general solicitation or general advertising.

(d) Nature of offerees. The issuer and any person acting on its behalf who offer, offer to sell, offer for sale or sell the securities shall have reasonable grounds to believe and shall believe:

(1) Immediately prior to making any offer, either:

(i) That the offeree has such knowledge and experience in financial and business matters that he is capable of evaluating the merits and risks of the prospective investment, or

(ii) That the offeree is a person who is able to bear the economic risk of the investment; and

(2) Immediately prior to making any sale after making reasonable inquiry, either:

(i) That the offeree has such knowledge and experience in financial and business matters that he is capable of evaluating the merits and risks of the prospective investment, or

(ii) That the offeree and his offeree representative(s) together have such knowledge and experience in financial and business matters that they are capable of evaluating the merits and risks of the prospective investment and that the offeree is able to bear the economic risk of the investment.

(e) Access to or furnishing of information.

(1) Prior to purchasing the securities, each offeree or his offeree representative shall have been furnished or granted access to the same kind of information required by the registration requirements of RCW 21.20.210 to the extent the issuer possesses such information or can acquire it without unreasonable effort or expense. (Note: Access can only exist by reason of the offeree's position with respect to the issuer. Position means an employment or family relationship or economic bargaining power that enables the offeree to obtain information from the issuer in order to evaluate the merits and risks of the prospective investment.) The issuer shall provide audited financial statements unless such requirement would cause unreasonable effort and expense to the issuer. If the issuer does not have the audited financial statements required by the registration requirements of the act and cannot obtain them without unreasonable effort or expense, such financial statements may be furnished on an unaudited basis. The issuer may omit details or employ condensation of information if, under the circumstances, the omitted information is not material or the condensation of information does not render the statements made misleading. In all instances in which financial statements are given, they shall comply with generally accepted accounting principles.

(2) The issuer shall make available, during the course of the transaction and prior to sale, to each offeree or his offeree representative, the opportunity to ask questions of, and receive answers from, the issuer or any person acting on its behalf concerning the terms and conditions of the offering and to obtain any additional information, to the extent the issuer possesses such information or can acquire it without unreasonable effort or expense, necessary to verify the accuracy of the information obtained pursuant to subparagraph (e)(1) above.

(3) The issuer or any person acting on its behalf shall disclose to each offeree in writing, prior to sale:

(i) Any material relationship between his offeree representative(s) or its affiliates and the issuer or its affiliates, which then exists or mutually is understood to be contemplated or which then exists or mutually is understood to be contemplated or which has existed at any time during the previous two years, and any compensation received or to be received as a result of such relationship;

(ii) That a purchaser of the securities must bear the economic risk of the investment for an indefinite period of time because the securities have not been registered under the act, and therefore, cannot be sold

unless they are subsequently registered under the act or an exemption from such registration is available; and

(iii) The limitations on disposition of the securities set forth in paragraph (h)(2), (3) and (4) of this section.

(f) Business combinations.

(1) The term "business combination" shall mean any transaction of the type specified in paragraph (a) of Rule 145 under the Securities Act of 1933 and any transaction involving the acquisition by one issuer, in exchange solely for all or a part of its own or its parent's voting stock, of stock of another issuer if, immediately after the acquisition, the acquiring issuer has control of the other issuer (whether or not it had control before the acquisition).

(2) All the conditions of this rule except paragraphs (a)(1)(c)(iv), (d) and paragraph (h)(4) of this section shall apply to business combinations.

(3) For ~~((1))~~(1) the purposes of paragraph (f) only, the issuer and any person acting on its behalf, after making reasonable inquiry, shall have reasonable grounds to believe, and shall believe, at the time that any plan for a business combination is submitted to security holders for their approval, or in the case of an exchange, immediately prior to the sale, that each offeree either alone or with his offeree representative(s) has such knowledge and experience in financial and business matters that he is or they are capable of evaluating the merits and risks of the prospective investment.

(4) In addition to information required by paragraphs (e) and (f)(2), the issuer shall provide, in writing, to each offeree at the time the plan is submitted to security holders, or in the case of an exchange, during the course of the transaction and prior to the sale, information about any terms or arrangements of the proposed transaction relating to any security holder that are not identical to those relating to all other security holders.

(g) Number of purchasers.

(1) The issuer shall have reasonable grounds to believe, and after making reasonable inquiry, shall believe, that there are no more than thirty-five purchasers of the securities of the issuer from the issuer in any offering pursuant to this rule.

(2) For purposes of computing the number of purchasers for paragraph (g)(1) of this section only:

(i) The following purchasers shall be excluded:

(a) Any relative or spouse of a purchaser and any relative of such spouse, who has the same home as such purchaser; and

(b) Any trust or estate in which a purchaser or any of the persons related to him as specified in paragraph (g)(2)(i)(a) or (c) of this section collectively have one hundred percent of the beneficial interest (excluding contingent interests);

(c) Any corporation or other organization of which a purchaser or any of the persons related to him as specified in paragraph (g)(2)(i)(a) or (b) of this section collectively are the beneficial owners of all of the equity securities (excluding directors' qualifying shares) or equity interests; and

(d) Any person who purchases or agrees in writing to purchase for cash in a single payment or installments, securities of the issuer in the aggregate amount of one hundred fifty thousand dollars or more.

(ii) There shall be counted as one purchaser any corporation, partnership, association, joint stock company, trust or unincorporated organization, except that if such entity was organized for the specific purpose of acquiring the securities offered, each beneficial owner of equity interests or equity securities in such entity shall count as a separate purchaser.

(h) Limitations on disposition. The issuer and any person acting on its behalf shall exercise reasonable care to assure that the purchasers of the securities in the offering are not underwriters. Such reasonable care shall include, but not necessarily be limited to, the following:

(1) Making reasonable inquiry to determine if the purchaser is acquiring the securities for his own account or on behalf of other persons;

(2) Placing a legend on the certificate or other document evidencing the securities stating that the administrator of securities has not reviewed the offering or offering circular and the securities have not been registered under the Act and setting forth or referring to the restrictions on transferability and sale of the securities;

(3) Issuing stop transfer instructions to the issuer's transfer agent, if any, with respect to the securities, or if the issuer transfers its own securities, making a notation in the appropriate records of the issuer; and

(4) Obtaining from the purchaser a signed written agreement that the securities will not be sold without registration under the Act or exemption therefrom.

(i) Notification of claim of exemption and ~~((report))~~ notification of proposed sale. ~~((Pursuant to WAC 460-44A-041 and 460-44A-045,))~~ Prior to making any offer, the issuer shall file notification of claim of exemption on a form prescribed by the administrator accompanied by a filing fee of three-hundred dollars. ~~((which will become effective ten full business days from date of filing notification if the same is not disallowed by the administrator within such time or at such earlier date as the administrator determines.))~~ If the notification is not disallowed by the administrator within ten full business days from the date of filing, the issuer may proceed with the offering. ~~((and report))~~ Prior to making any sale, the issuer shall file notification of proposed sale five full business days prior to sale (or collection of any funds) in accordance with WAC 460-44A-041. Failure of the administrator to disallow an offering within the time periods stated does not constitute a finding that the exemption is available nor does it relieve the issuer of the obligation of complying with the anti-fraud provisions of the Act. ~~((within thirty days after termination of any offering effected in reliance on this rule and, for any offering which continues for a period greater than one year, within thirty days after each anniversary date of the first sale of securities in any such offering for so long as such offering continues. So long as the offering continues no report of sales need be filed for any offering in reliance upon the rule the proceeds of which total, cumulatively, less than fifty thousand dollars during any twelve month period. The administrator may, upon application of the issuer, in the event of late filing of a report of sales, for good cause excuse such late filing if he finds it in the public interest to grant such relief.))~~

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

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

NEW SECTION

WAC 460-44A-025 KNOWLEDGE AND EXPERIENCE. In order to comply with WAC 460-44A-020(d)(2), each offeree must, alone or together with his or her offeree representative, (1) have substantial business experience of the same or similar nature of the proposed business venture of the issuer; (2) have substantial, successful investment experience in the type of business venture proposed by the issuer; and (3) have an understanding of financial statements, i.e., a balance sheet and a profit and loss statement.

The issuer or any person acting on its behalf shall file in accordance with WAC 460-44A-041 information demonstrating that each offeree alone or together with his or her offeree representative meets the foregoing requirements.

AMENDATORY SECTION (Amending Order SDO-37-80, filed 3/19/80)

WAC 460-44A-030 SELLING EXPENSE LIMITATIONS AND SUITABILITY STANDARDS FOR NONPUBLIC OFFERINGS. In addition to compliance with WAC 460-44A-020, the following requirements must be met in order to qualify for the nonpublic offering exemption provided by these rules:

(1) The selling expenses for the securities offering shall not exceed fifteen percent of the aggregate offering price ("selling expenses" is defined in WAC 460-16A-075).

(2) Options granted by the issuer to underwriters or other persons as compensation, in whole or in part, for the sale of securities shall not exceed ten percent of the number of shares or units of the offering.

~~((3))~~ In the determination by the issuer and any person acting in its behalf that an offeree is a person who is able to bear the economic risk of the investment pursuant to WAC 460-44A-030~~((3))~~~~((d))~~, the following minimum financial suitability standards shall be presumptively reasonable:

(a) An offeree must make a minimum initial cash investment of \$5,000 and must have a minimum annual gross income of \$35,000 and a net worth of at least \$35,000 (exclusive of home, furnishings, and automobiles); or

(b) An offeree must make a minimum initial cash investment of \$5,000 and must have a net worth of \$75,000 (exclusive of home, furnishings, and automobiles); or

(c) An offeree must have a minimum net worth of \$75,000 (exclusive of home, furnishings, and automobiles) and a 46 percent marginal federal income tax rate;

(d) These are minimum suitability standards; higher standards may be required depending upon the risk of the investment, the tax features, and the sales price of the security.)

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

AMENDATORY SECTION (Amending Order SDO-37-80, filed 3/19/80)

WAC 460-44A-041 ((FORM OF NOTIFICATION OF CLAIM OF EXEMPTION PURSUANT TO WAC 460-44A-010 THROUGH 460-44A-041:

(1) Name of Issuer _____
Address of Issuer _____
Phone Number of Issuer (____) _____

(2) Form of Organization (check one)
____ Corporation _____ Limited Partnership
____ Unincorporated Association
____ Other (specify) _____

(3) Type of Business (check one)
____ Oil/Gas _____ Real Estate
____ Gold/Silver or Mineral Extraction
____ Other (specify) _____

(4) Name (in full), address and telephone of chief executive officer (if corporation), general partner (if partnership), promoter or controlling person (if unincorporated association), or controlling person (if other):

Name _____
Address _____
Phone Number (____) _____

NOTE: If the general partner, promoter or controlling person is not a natural person, provide similar information for a natural person having primary responsibility for the affairs of the issuer.

(5) Issuer's state of incorporation or jurisdiction of organization and the date of such incorporation or organization:
State _____ Date _____

(6) Title of class of securities to be sold in this offering: _____

(7) Total number of shares or units of securities to be sold in this offering: _____

(8) Aggregate dollar amount of the offering: \$ _____

(9) Price per share or unit of securities to be sold: \$ _____

(10) Total number of purchasers to whom securities are to be sold: _____

(11) Purchasers who are not included in the 35 maximum provisions of WAC 460-44A-020(g)(2)(i) (i.e., relatives, trust, purchaser over \$150,000):

Type of exclusion relied on _____
Number of purchasers _____
Minimum financial suitability standards for purchasers excluded _____

(12) Minimum financial suitability standards for purchasers (excluding those contained in paragraph (11)):

Initial cash contribution _____
Minimum annual gross income _____
Minimum net worth _____
Tax bracket _____

(13) Selling expenses of offering. State maximum selling in dollar amount \$ _____, and as a percentage of the offering _____%.

(14) Options to underwriters or other persons for sale of securities: _____% of offering.

(15) Past securities sales. Give the dates and amount of sales of securities by the issuer within the 12 months preceding the filing of this form:
Date _____ Amount _____

State basis on which securities were sold: _____

Exemption _____ Registration under Act _____

(1) Filing fee of three hundred dollars to accompany notification of claim of exemption pursuant to RCW 21.20.340.

The undersigned officer or person acting in a similar capacity has duly caused this notification to be filed on behalf of the issuer and has read this notification and knows the contents thereof and the statements therein to be true.

DO NOT SEND OFFERING MATERIALS OR PROSPECTUS UNLESS SPECIFICALLY REQUESTED BY THE SECURITIES DIVISION.

DATE _____ (Issuer) _____

(Signature should normally be person named in paragraph (4))
TYPE NAME AND TITLE UNDER SIGNATURE.
Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public in and for the
state of _____ residing
at _____
ATTENTION: Intentional

misstatements or omissions of facts
constitute criminal violations
(sec. RCW 21.20.400:))

NOTIFICATION OF PROPOSED SALE PURSUANT TO WAC 460-44A-010 THROUGH 460-44A-041. In order to qualify for the exemption under WAC 460-44A-010 through 460-44A-041, the issuer or any person acting on its behalf shall file Notification of Proposed Sale for offerees in the state of Washington on the form prescribed by the Administrator five full business days prior to making any sale. Failure to file Notification of Proposed Sale as to each offeree and his or her offeree representative on the form prescribed five full business days prior to making any sale will render this exemption unavailable. Unless otherwise allowed by the Administrator the issuer or any person acting on its behalf shall make only one filing of Notification of Proposed Sale for all offerees. Should the information in the Notification of Proposed Sale disclose that any offeree does not meet the requirements of WAC 460-44A-020(d)(2) and 460-44A-025, the Administrator will enter an order denying exemption of the offering. Information contained in the Notification of Proposed Sale will be reviewed and held confidentially to the extent provided by Chapter 42.17 RCW. The prescribed form of Notification of Proposed Sale is obtained from the Securities Division of the Department of Licensing, P.O. Box 648, Olympia, Washington 98504.

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

REPEALER

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

- WAC 460-44A-045 REPORT OF SALES FOR OFFERING UNDER WAC 460-44A-020.
WAC 460-44A-050 ISOLATED NONISSUER TRANSACTION.
WAC 460-44A-060 LIMITED OFFERING EXEMPTION PURSUANT TO RCW 21.20.320(9).
WAC 460-44A-065 NOTIFICATION OF CLAIM OF EXEMPTION PURSUANT TO WAC 460-44A-060.
WAC 460-44A-070 REPORT OF SALES FOR OFFERING UNDER WAC 460-44A-060.
WAC 460-44A-075 DEFINITION OF REAL ESTATE MORTGAGE WHEN "OFFERED AND SOLD AS A UNIT".

CHAPTER 460-45A

WASHINGTON STATE NON-PUBLIC OFFERING SAFE HARBOR

NEW SECTION

WAC 460-45A-010 CONDITIONS TO BE MET - INTEGRATION OF OFFERINGS. Transactions by an issuer involving the offer, offer to sell, offer for sale or sale of securities of the issuer that are part of an offering that is made in accordance with all the conditions contained in WAC 460-45A-010 through WAC 460-45A-110 shall be deemed to be transactions not involving a public offering within the meaning of RCW 21.20.320(1).

In the event that any security of the same or similar class as those offered pursuant to this rule is offered or sold by the issuer or an affiliate without registration within six months prior to or subsequent to any offer or sale pursuant to this rule such security of the same or similar class will be deemed to be part of the offering pursuant to this rule.

NEW SECTION

WAC 460-45A-020 DEFINITIONS. The following definitions shall apply for purpose of the non-public offering rule.

(1) Issuer. The definition of the term "issuer" in RCW 21.20.005 and in section 2(4) of the Securities Act of 1933 shall apply, provided that notwithstanding these definitions, in the case of a proceeding under the Bankruptcy Act, the trustee, receiver, or debtor in possession is deemed to be the issuer in an offering for the purposes of a plan of reorganization or arrangement, if the securities offered are to be issued pursuant to the plan, whether or not other like securities are offered under the plan in exchange for securities of, or claims against, the debtor.

(2) Affiliate. The term "affiliate" of a person means a person that directly or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with such person.

NEW SECTION

WAC 460-45A-030 LIMITATION ON MANNER OF OFFERING. Neither the issuer nor any person acting on its behalf shall offer, offer to sell, offer for sale or sell the securities by means of any form or general solicitation or general advertising, including but not limited to the following:

Any advertisement, article, notice or other communication published in any newspaper, magazine or similar medium or broadcast over television or radio.

NEW SECTION

WAC 460-45A-040 ACCESS TO OR FURNISHING OF INFORMATION. (1) Prior to purchasing the securities, each offeree shall have been furnished the same kind of information required by the registration requirements of RCW 21.20.210 to the extent the issuer possesses such information or can acquire it without unreasonable effort or expense. The issuer shall provide audited financial statements unless such requirement would cause unreasonable effort and expense to the issuer. If the issuer does not have the audited financial statements required by the registration requirements of the act and cannot obtain them without unreasonable effort or expense, such financial statements may be furnished on an unaudited basis. The issuer may omit details or employ condensation of information if, under the circumstances, the omitted information is not material or the condensation of information does not render the statements made misleading. In all instances in which financial statements are given, they shall comply with generally accepted accounting principles.

(2) The issuer shall make available, during the course of the transaction and prior to the sale, to each offeree or his offeree representative, the opportunity to ask questions of, and receive answers from, the issuer or any person acting on its behalf concerning the terms and conditions of the offering and to obtain any additional information, to the extent the issuer possesses such information or can acquire it without unreasonable effort or expense, necessary to verify the accuracy of the information obtained pursuant to subparagraph (1) above.

(3) The issuer or any person acting on its behalf shall disclose to each offeree in writing, prior to sale:

(i) That a purchaser of the securities must bear the economic risk of the investment for an indefinite period of time because the securities have not been registered under the act, and therefore, cannot be sold unless they are subsequently registered under the act or an exemption from such registration is available; and

(ii) The limitations on disposition of the securities set forth in (2), (3) and (4) of WAC 460-45A-060.

NEW SECTION

WAC 460-45A-050 NUMBER OF PURCHASERS. (1) The issuer shall have reasonable grounds to believe, and after making reasonable inquiry, shall believe, that there are no more than thirty-five purchasers of the securities of the issuer from the issuer in any offering pursuant to this rule.

(2) For purposes of computing the number of purchasers the following shall be observed:

(a) Any spouse of a purchaser and any relative who has the same home as such purchaser shall be excluded; and

(b) There shall be counted as one purchaser any corporation, partnership, association, joint stock company, trust or unincorporated organization, except that if such entity was organized for the specific purpose of acquiring the securities offered, each beneficial owner of equity interests or equity securities in such entity shall count as a separate purchaser.

NEW SECTION

WAC 460-45A-060 LIMITATIONS ON DISPOSITION. The issuer and any person acting on its behalf shall exercise reasonable care to assure that the purchasers of the securities in the offering are not underwriters. Such reasonable care shall include, but not necessarily be limited to, the following:

(1) Making reasonable inquiry to determine if the purchaser is acquiring the securities for his own account or on behalf of other persons;

(2) Placing a legend on the certificate or other document evidencing the securities stating that the administrator of securities has not reviewed the offering or offering circular and the securities have not been registered under the Act and setting forth or referring to the restrictions on transferability and sale of the securities;

(3) Issuing stop transfer instructions to the issuer's transfer agent, if any, with respect to the securities, or if the issuer transfers its own securities, making a notation in the appropriate records of the issuer; and

(4) Obtaining from the purchaser a signed written agreement that the securities will not be sold without registration under the Act or exemption therefrom.

NEW SECTION

WAC 460-45A-070 ATTORNEY'S OPINION AS TO AVAILABILITY OF EXEMPTION. The issuer must obtain an opinion of counsel addressed to the offerees stating that the attorney is a member in good standing of a state bar association and that the attorney has reviewed the documents and plan of distribution furnished to him or her by the issuer and based upon those documents and representations he or she is of the opinion that the transaction is exempted from registration under the Washington Securities Act pursuant to WAC 460-45A-010 through WAC 460-45A-110. Such attorney's opinion must be furnished to each offeree.

NEW SECTION

WAC 460-45A-080 ATTORNEY'S OPINION ON NON-PUBLIC TAX OFFERINGS. In addition to WAC 460-45A-070 in the case of offering of direct participation (tax) programs, the issuer must obtain an opinion of counsel by a member in good standing of the Washington State Bar Association discussing the tax consequences and stating in summary form his or her opinion on the availability of the tax benefits expected under the program or if the issuer elects not to obtain such opinion from a Washington attorney, he must ensure that each offeree in this state seeks advice from his or her own tax consultant either a certified public accountant or an attorney.

NEW SECTION

WAC 460-45A-090 DIRECT PARTICIPATION (TAX) PROGRAM DEFINED. A "director participation program" for the purpose of these rules is defined as a program which provides flow-through tax consequences regardless of the structure of the legal entity or vehicle for distribution including, but not limited to, oil and gas programs, real estate syndications (except real estate investment trusts), agricultural programs, cattle programs, condominium securities, subchapter S corporate offerings, and all other programs of a similar nature regardless of the industry represented by the program or any combination thereof.

NEW SECTION

WAC 460-45A-100 SELLING EXPENSE LIMITATION FOR NON-PUBLIC OFFERING. (i) The selling expenses for the securities offering shall not exceed fifteen percent of the aggregate offering price ("selling expense" is defined in WAC 460-16A-075).

(2) Options granted by the issuer to underwriters or other persons as compensation, in whole or in part, for the sale of securities shall not exceed ten percent of a number of shares or units of the offering.

NEW SECTION

WAC 460-45A-105 MINIMUM SUITABILITY STANDARDS FOR ALL OFFEREEES UNDER NON-PUBLIC OFFERING EXEMPTION. Regardless of the experience and knowledge of the offeree to qualify for the exemption contained in WAC 460-45A-010 through 460-45A-110 the issuer and any person acting on its behalf must determine that each offeree has the following minimum income or net worth.

Each offeree under this exemption must have:

(1) a net worth (computed in accordance with generally accepted accounting principles "G.A.A.P.") of at least one million dollars (\$1,000,000); or

(2) an annual income of \$100,000 (exclusive of extraordinary items of income).

The combined income or net worth of husband and wife may be considered, if applicable, in computing minimum annual income under this section.

NEW SECTION

WAC 460-45A-110 RECORDS OF SUITABILITY STANDARDS. Any issuer who offers securities pursuant to the non-public offering rule contained in WAC 460-45A-010 through WAC 460-45A-110 must establish by written memorandum the basis for its belief that each person met the requirement of WAC 460-45A-105.

Such written memorandum must be maintained and be available for inspection for a period of three years from the date of the last offer.

NEW SECTION

WAC 460-46A-010 LIMITED OFFERING EXEMPTION—CONDITIONS TO BE MET. Transactions involving the offer and sale of securities must be made in accordance with all the conditions set out in WAC 460-46A-010 through WAC 460-46A-155 in order to be exempted from registration under RCW 21.20.320(9).

NEW SECTION

WAC 460-46A-020 INTEGRATION OF PREVIOUSLY SOLD SECURITIES. The limited offering exemption is not available if the issuer has sold securities under the provisions of RCW 21.20.210 (registration by qualification) or RCW 21.20.180 (registration by coordination) or chapter 460-44A WAC or chapter 460-45A WAC or the limited offering exemption within the past five years.

NEW SECTION

WAC 460-46A-030 AVAILABILITY OF EXEMPTION LIMITED TO CORPORATIONS OR LIMITED PARTNERSHIPS. Only corporations and limited partnerships may offer or sell securities under this exemption.

NEW SECTION

WAC 460-46A-040 GENERAL PARTNER IN OTHER PARTNERSHIPS. The limited offering exemption is not available if any general partner of the issuer has been a general partner or officer of a general partner in any partnership within the past three years.

NEW SECTION

WAC 460-46A-050 GENERAL PARTNERS MUST BE NATURAL PERSONS. In order to qualify for the limited offering exemption in any limited partnership offering, the general partner or partners must all be natural persons.

NEW SECTION

WAC 460-46A-060 PROMOTER—DEFINITION. "Promotor" means any person who, acting alone or in conjunction with one or more persons, directly or indirectly takes the initiative in founding and organizing the business or enterprise of an issuer.

NEW SECTION

WAC 460-46A-070 CHEAP AND PROMOTIONAL SHARES OFFERINGS—DEFINITION. "Promotional" shares means any securities which are (1) issued in consideration for services rendered in connection with the founding or organization of a business enterprise, or (2) issued to a promotor in consideration for any tangible or intangible property including such property as patents, copyrights or goodwill.

"Cheap" share means any security sold or issued to persons for consideration lower than the proposed offering price under the limited offering exemption.

NEW SECTION

WAC 460-46A-080 DISCLOSURE DOCUMENT. Each offeree under the limited offering exemption must be furnished a disclosure document on a form provided by the Securities Administrator (called "Form LOE-81"). Such disclosure document must be furnished to prospective purchasers 24 hours before entering into any agreement for the purchase of securities or the payment of any consideration.

NEW SECTION

WAC 460-46A-090 PRICE OF SECURITIES. (1) All securities sold pursuant to the limited offering exemption must be sold for cash or tangible property with an established market value.

(2) All securities must be of the same class and be offered and sold at the same price.

NEW SECTION

WAC 460-46A-100 TIME PURCHASE OF SECURITIES UNDER LIMITED OFFERING EXEMPTION. All securities sold under the limited offering exemption must be fully paid for within ninety (90) days of subscribing for them.

NEW SECTION

WAC 460-46A-105 MAXIMUM AND MINIMUM OFFERING. The issuer must establish a minimum amount to be raised under the limited offering exemption. The issuer must also establish the maximum amount to be raised under the limited offering exemption. The minimum amount shall not be less than 75 percent of the maximum amount and in no event can the amount raised under the limited offering exemption exceed \$500,000.

NEW SECTION

WAC 460-46A-110 MONIES TO BE DEPOSITED IN ESCROW ACCOUNT—LENGTH OF ESCROW. The issuer must establish a separate escrow account for all monies received for security sales under the limited offering exemption until at least the minimum amount has been raised.

The minimum amount must be raised within six months of the first offer. If the minimum is not reached within the six months, then all funds must be returned to the investors.

NEW SECTION

WAC 460-46A-115 NO SALES COMMISSION. No commission can be paid directly or indirectly for offering or making security sales under the limited offering exemption.

NEW SECTION

WAC 460-46A-120 MANAGEMENT OR STARTUP FEES PROHIBITED. No initial management or startup fees may be paid to any promotor, officer, director, general partner or person owning 10 percent or more of the outstanding securities of the issuer; PROVIDED THAT actual out-of-pocket expenses may be reimbursed to said promotor, officer, director, general partner or person owning 10 percent or more of the outstanding securities of the issuer.

NEW SECTION

WAC 460-46A-125 MAXIMUM AMOUNT OF CHEAP AND PROMOTIONAL SHARES. In no event shall the amount of cheap or promotional shares or both exceed 40 percent of the outstanding securities of the issuer after the completion of the offering.

NEW SECTION

WAC 460-46A-130 STOCK OPTIONS. The maximum amount of stock options cannot exceed five percent of all outstanding securities of the issuer after the completion of the offering under the limited offering exemption.

The price for such option must be at least equal to the price paid by the purchaser under the limited offering exemption. Such option cannot exceed three years in total duration.

NEW SECTION

WAC 460-46A-135 GENERAL PARTNER'S PROMOTIONAL INTEREST. No more than 40 percent of the profits can be paid to the general partner(s) for consideration for services rendered in connection with the founding or organization of a business enterprise or in consideration for any tangible or intangible property including such property as patents, copyrights or goodwill unless there is a clearly established public market for such property. (No profits can be paid to the general partner(s) until 100 percent of the limited partners' capital contribution has been repaid). Except, that the general partner may

participate on a pro rata basis with the limited partners for cash contributed by him/her to the partnership.

NEW SECTION

WAC 460-46A-140 MAXIMUM NUMBER OF PURCHASERS UNDER EXEMPTION. The maximum number of purchasers under the limited offering exemption shall be 25. Husband and wife may be counted as one purchaser.

NEW SECTION

WAC 460-46A-145 RESTRICTIONS ON TRANSFERABILITY. The issuer must place a legend on the certificate or other document evidencing the security stating that the Administrator of Securities has not reviewed the offering and the security has not been registered under the Securities Act and setting forth the restrictions on transferability of the security.

NEW SECTION

WAC 460-46A-150 SUITABILITY OF INVESTORS. No person may purchase securities under the limited offering exemption in excess of \$15,000 or 25 percent of his or her annual income whichever is greater.

The issuer must obtain a signed statement from any purchaser who purchases more than \$15,000 in securities. Such signed statement must state the annual income of said purchaser. The issuer must maintain the signed statement for a period of three years.

NEW SECTION

WAC 460-46A-155 ATTORNEY TO REVIEW DISCLOSURE DOCUMENT. To qualify for the limited offering an attorney, whose membership is in good standing of a state bar association, must sign the disclosure form and agree to the use of his or her firm's name in said document. The attorney does not need to certify the information contained therein. The attorney must, however, state that the disclosure document is filled out correctly in reliance upon information supplied by the issuer.

NEW SECTION

WAC 460-47A-010 ISOLATED NONISSUER TRANSACTION. A nonissuer "isolated transaction" within the meaning of RCW 21.20.320(1) includes:

(1) Any sale of an outstanding security by or on behalf of a person not in control of the issuer or controlled by the issuer or under common control with the issuer and not involving a distribution. A transaction is presumed to be "isolated" if it is one of not more than three such transactions during the prior twelve months;

(2) Any sale of an outstanding security by or on behalf of a person in control of the issuer or controlled by the issuer or under common control with the issuer if the sale is effected pursuant to brokers' transactions in accordance with section 4(4) of the securities act of 1933 and rule 144 thereunder.

NEW SECTION

WAC 460-47A-020 DEFINITION OF MORTGAGES WHEN "OFFERED AND SOLD AS A UNIT". A bond or other evidence of indebtedness secured by a mortgage, deed of trust or agreement of sale, is not "offered and sold as a unit" within the meaning of section RCW 21.20.320(5), if it is part of an offering including other bonds or evidences of indebtedness secured by interests in real or personal property owned or developed by the same person or by persons affiliated by reason of direct or indirect control; or if it is offered or sold with any right of recourse or substitution against or any guaranty by the offeror or any person other than the debtor.

WSR 81-18-001

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-91—Filed August 20, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is a new fishery for scallops is developing off the Washington Coast. In order to properly manage the fishery and provide adequate protection of the stocks, the Department of Fisheries must obtain complete and timely information on the number of vessels fishing, the location of fishing and the catch per hour fished.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-52-07500E HARVEST LOGS—SCALLOPS Effective September 1, 1981 until further notice it is unlawful for any vessel operator engaged in the commercial harvest of scallops to fail to obtain and accurately maintain a harvest log as provided in this section. Logs are available from the Washington State Department of Fisheries. The shrimp trawl log shall be used for scallop harvest. The harvest log must be kept aboard the vessel at all times the vessel is engaged in the harvest of scallops or has scallops aboard. The vessel operator must submit the log book for inspection upon the request by authorized Department of Fisheries representatives.

Vessel operators engaged in commercial harvest of scallops must record the vessel identity, date, location, duration of fishing, and estimated live weight of scallops caught for each tow before leaving the catch area where taken.

The Department copies of the completed harvest log must be submitted to the department for each calendar month in which fishing activity occurs. State copies must be received within 10 days following any calendar month in which fishing occurred and by the tenth day following

the termination of commercial fishing activity whichever occurs first.

WSR 81-18-002
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-92—Filed August 20, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial and personal use fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is coastal waters are closed consistent with action taken by the PFMC. Grays Harbor is closed to protect chinook and to properly allocate coho salmon.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1981.
By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-24-02000I **CLOSED SEASON—TROLL** Notwithstanding the provisions of WAC 220-24-010 and WAC 220-24-020, effective 12:01 a.m. August 22, 1981 until further notice, it is unlawful to take, fish for or possess salmon taken for commercial purposes with troll gear in any Washington State waters.

NEW SECTION

WAC 220-56-18000C Notwithstanding the provisions of WAC 220-56-180 and WAC 220-56-190, effective immediately until further notice, the personal use salmon bag limit in any one day in that portion of punch card area 4 easterly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point is three salmon, not more than two of which may be chinook or coho in the aggregate. Chinook salmon must be not less than 24 inches in length, coho salmon must be not less than 20 inches in length and there is no minimum size for other salmon. The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh

salmon. Additional salmon may be possessed in a frozen or processed form.

Reviser's Note: The caption of the section above was omitted in the copy filed by the agency and appears as filed pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 220-56-19000F **CLOSED AREA—SALMON ANGLING (1)** Notwithstanding the provisions of WAC 220-56-190, effective 12:01 a.m. August 27, 1981 until further notice it is unlawful to take, fish for or possess salmon for personal use in all Washington coastal waters westerly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point, and southerly of a line projected true west from the intersection of the Bonilla-Tatoosh line with the U.S.-Canada international boundary line, or from the waters of Grays Harbor inside and easterly of a line projected between the outermost tips of the north and south jettys.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 220-24-01000E UNLAWFUL ACTS—TROLL (81-39)
- WAC 220-24-02000H CLOSED SEASON—TROLL (81-39)
- WAC 220-56-18000B PACIFIC OCEAN—BAG LIMIT (81-32)

WSR 81-18-003
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-93—Filed August 20, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to protect chinook salmon and to properly allocate coho salmon.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as

appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-57-14000A *CHEHALIS RIVER* Notwithstanding the provisions of WAC 220-57-140, effective 12:01 a.m. August 27, 1981 until further notice, the personal use salmon bag limit in the Chehalis River shall be BAG LIMIT C.

NEW SECTION

WAC 220-57-28000A *HOQUIAM RIVER* Notwithstanding the provisions of WAC 220-57-280, effective 12:01 a.m. August 27, 1981 until further notice, the personal use salmon bag limit in the Hoquiam River shall be BAG LIMIT C.

NEW SECTION

WAC 220-57-28500A *HUMPTULIPS RIVER* Notwithstanding the provisions of WAC 220-57-285, effective 12:01 a.m. August 27, 1981 until further notice, the personal use salmon bag limit in the Humptulips River shall be BAG LIMIT C.

NEW SECTION

WAC 220-57-41500A *SATSOP RIVER* Notwithstanding the provisions of WAC 220-57-415, effective 12:01 a.m. August 27, 1981 until further notice, the personal use salmon bag limit in the Satsop River shall be BAG LIMIT C.

NEW SECTION

WAC 220-57-52500A *WYNOOCHEE RIVER* Notwithstanding the provisions of WAC 220-57-525, effective 12:01 a.m. August 27, 1981 until further notice, the personal use salmon bag limit in the Wynoochee River shall be BAG LIMIT C.

WSR 81-18-004
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-94—Filed August 20, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice

and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to allow harvest of non-local chinook salmon while minimizing the impact on local chinook stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-36-02100X *GRAYS HARBOR—CLOSE AREA (1)* Notwithstanding the provisions of WAC 220-36-021 and WAC 220-36-022, effective immediately through August 25, 1981, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes with any type of gear in Grays Harbor Fishing Areas 2A, 2B, 2C, and 2D, except those waters of Grays Harbor easterly of a line projected from Point Chehalis to the westernmost tip of Point Brown and westerly of line projected from Piling 6 on the westport jetty to Piling 15A to Buoy 2, thence through Buoy 3 to where it intersects with the southern boundary of Area 2C.

(2) Effective August 25, 1981 until further notice, it is unlawful for any fisherman, including treaty Indian fishermen to take fish for or possess salmon for commercial purposes with any type of gear in Grays Harbor fishing Areas 2A, 2B, 2C, and 2D.

(3) Effective 6:00 p.m. September 1, 1981 until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes with any type of gear in the waters of the Chehalis River upstream from the confluence of the Satsop River, including on-reservation waters.

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

REPEALER

The following section of the Washington Administrative Code is repealed.

WAC 220-36-02100W *GRAYS HARBOR—CLOSED AREA. (81-82)*

WSR 81-18-005**ADOPTED RULES****BELLEVUE COMMUNITY COLLEGE**

[Order 76, Resolution 139—Filed August 20, 1981]

Be it resolved by the board of trustees of the Bellevue Community College, Community College District VIII, acting at 3000 Landerholm Circle S.E., Bellevue, WA 98007, that it does promulgate and adopt the annexed rules relating to the adoption of amendments to permanent rules of Admissions, residency classification and registration regulations—Schedule of fees and financial aid for Community College District VIII, WAC 132H-160-040 Quarterly registration fees: Resident students and WAC 132H-160-050 Quarterly registration fees: Nonresident students.

This action is taken pursuant to Notice No. WSR 81-14-002 filed with the code reviser on June 19, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated under the general rule-making authority of the Bellevue Community College, Community College District VIII as authorized in RCW 28B.50.140.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 18, 1981.

By Thomas E. O'Connell
Secretary, Board of Trustees

AMENDATORY SECTION (Amending Order 73, filed 5/13/81)

WAC 132H-160-040 QUARTERLY REGISTRATION FEES: RESIDENT STUDENTS. Full-time resident students of Community College District VIII will be charged (~~(\$101.00)~~) \$154.00 for tuition and fees. Part-time resident students will be charged (~~(\$10-10)~~) \$15.40 per credit hour.

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

Reviser's Note: RCW 28B.19.077 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 73, filed 5/13/81)

WAC 132H-160-050 QUARTERLY REGISTRATION FEES: NONRESIDENT STUDENTS. Full-time nonresident students of Community College District VIII will be charged (~~(\$395.00)~~) \$607.00 for tuition and fees. Part-time nonresident students will be charged (~~(\$39.50)~~) \$60.70 per credit hour.

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

Reviser's Note: RCW 28B.19.077 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 81-18-006**PROPOSED RULES****COMMISSION ON EQUIPMENT**

[Filed August 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Commission on Equipment intends to adopt, amend, or repeal rules concerning:

New ch. 204-22 WAC Standards for tire chains.
Rep ch. 204-24 WAC Traction devices;

that such agency will at 1:30 p.m., Friday, October 16, 1981, in the first floor, large conference room, General Administration Building, Olympia, Washington 98504, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 1:30 p.m., Friday, October 16, 1981, in the first floor, large conference room, General Administration Building, Olympia, Washington 98504.

The authority under which these rules are proposed is RCW 46.37.005 and 46.37.420.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 16, 1981, and/or orally at 1:30 p.m., Friday, October 16, 1981, first floor, large conference room, General Administration Building, Olympia, Washington 98504.

This notice is connected to and continues the matter in Notice Nos. WSR 81-13-001 and 81-17-001 filed with the code reviser's office on June 3, 1981 and August 6, 1981.

Dated: August 20, 1981

By: R. C. Dale
Secretary

WSR 81-18-007**ADOPTED RULES****COMMISSION ON EQUIPMENT**

[Order 81-08-01—Filed August 21, 1981]

Be it resolved by the Commission on Equipment, acting at the General Administration Building, Olympia, Washington 98504, that it does promulgate and adopt the annexed rules relating to trailer tongue lamps, chapter 204-39 WAC.

This action is taken pursuant to Notice Nos. WSR 81-12-044 and 81-17-019 filed with the code reviser on June 3, 1981 and August 11, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.37.280 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the Washington State Commission on Equipment as authorized in RCW 46.37.005.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 11, 1981.

By R. C. Dale
Secretary

Chapter 204-39 WAC

Trailer Tongue Lamps

NEW SECTION

WAC 204-39-010 PROMULGATION. By authority of RCW 46.37.005 and RCW 46.37.280, the Washington State Commission on Equipment hereby adopts the following rule pertaining to lamps mounted on certain trailer tongues.

NEW SECTION

WAC 204-39-020 PURPOSE. The purpose of this rule is to ensure the safety and protection of the motorist and those persons operating vehicle combinations where excessive distances exist between the separate vehicles in the combination.

NEW SECTION

WAC 204-39-030 USE OF LAMPS REQUIRED. (1) A steady burning or a flashing lamp, amber in color, shall be required on the tongue of any trailer where the distance between the front of the trailer body and the rear of the body of the towing vehicle is fifteen feet or greater, and where the tongue or any portion thereof is lower than 24 inches above the ground.

(2) The flashing lamp permitted by this section shall include only those lamps which flash by means of an electronic or electric flasher. Strobe lamps and rotating type lamps shall not be permitted.

(3) The amber lamps required by this chapter shall be in operation whenever the combination of vehicles is in motion, and shall be visible to each side of the combination.

(4) Minimum diameter of the lamp(s) shall be two and one-half inches.

NEW SECTION

WAC 204-39-040 MOUNTING OF LAMPS. (1) The amber lamps required by this chapter shall be mounted as nearly as practicable in the center of the distance between the vehicle bodies. Lamps mounted on extendable tongues will necessarily vary in distance between the bodies in relation to the amount of extension used; however, in no case shall the lamp be over five feet from the center of the distance between vehicle bodies nor more than fifteen feet from either of the vehicle bodies.

(2) Minimum height of the lamps required shall be twenty-one inches above the roadway. Maximum height shall be forty-eight inches above the roadway.

NEW SECTION

WAC 204-39-050 EFFECTIVE DATE. (1) All trailers manufactured after January 1, 1982, which are used under the conditions described in WAC 204-39-030(1) shall be equipped and operated as set forth in this chapter.

(2) All trailers manufactured prior to January 1, 1982, which are used under the conditions described in WAC 204-39-030(1) shall be equipped and operated as set forth in this chapter no later than July 1, 1982.

(3) Nothing herein shall be construed to prevent the installation of lamps and the operation thereof prior to the effective dates above.

WSR 81-18-008

ADOPTED RULES

COMMISSION ON EQUIPMENT

[Order 81-08-02—Filed August 21, 1981]

Be it resolved by the Commission on Equipment, acting at the General Administration Building, Olympia, Washington 98504, that it does promulgate and adopt the annexed rules relating to:

Amd	ch. 204-08 WAC	Practice and procedure.
New	ch. 204-10 WAC	Equipment standards.
Rep	ch. 204-12 WAC	Hydraulic brake fluid.
Rep	ch. 204-16 WAC	Seat belts.
Rep	ch. 204-20 WAC	Motorcycle helmets.
Amd	ch. 204-62 WAC	Deceleration warning light.
New	ch. 204-78 WAC	Standards for motorcycle headlamp modulator.
New	ch. 204-80 WAC	Standards for headlamp flashing systems.
New	ch. 204-84 WAC	Standards for sirens.

This action is taken pursuant to Notice Nos. WSR 81-13-001 and 81-17-001 filed with the code reviser on June 3, 1981 and August 6, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.37.194, 46.37.280, 46.37.310, 46.37.320 and 46.37.380 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the State Commission on Equipment as authorized in RCW 46.37.005.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 11, 1981.

By R. C. Dale
Secretary

Reviser's Note: The material contained in this filing will appear in a subsequent issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 81-18-009
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-96—Filed August 21, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is scheduled fisheries in Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D are currently under IPSFC control. Scheduled two-day fishery in Area 7B could exceed non-Indian allocation and is reduced to one day. Fisheries in Areas 8 and 8A allow a harvest of pink salmon. All other Puget Sound areas are closed to all-citizen commercial fishing to prevent overharvest of salmon stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1981.

By Frank Haw
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-47-610 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY—WEEK OF AUGUST 23, 1981. Notwithstanding the provisions of WAC 220-47-403, effective August 23 through August 29, 1981, it is unlawful to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

* Areas 4B, 5 and 6 – Closed except under International Pacific Salmon Fisheries Commission (IPSFC) and United States Department of Commerce (USDOC) rules set forth in Emergency Orders 81-48 and 81-95. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 6A – closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-95. Gill nets restricted to 5-7/8-inch maximum mesh size when open, and purse seines must release all chinook salmon over 28 inches in length when open.

Area 6B – Closed.

* Area 6C – Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-95. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 6D – Closed.

* Areas 7 and 7A – Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-95. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 7B – Closed except gill nets may fish Sunday night from 6:00 p.m. to 9:00 a.m. IPSFC and WDF restrict gill nets to 7-1/2-inch minimum mesh Sunday night. The Fidalgo Bay Salmon Preserve is closed as provided in WAC 220-47-307.

Area 7C – Closed.

* Area 7D – Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-95. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 8 – Closed except gill nets may fish Sunday, Monday, Tuesday, Wednesday, and Thursday nights from 6:00 p.m. to 9:00 a.m. with 5-inch minimum to 6-inch maximum mesh. The Skagit Bay Salmon Preserve is closed as provided in WAC 220-47-307.

* Area 8A – Closed except gill nets may fish Sunday and Monday nights from 6:00 p.m. to 9:00 a.m. with 5-inch minimum to 6-inch maximum mesh. The Port Susan and Port Gardner Salmon Preserves are closed as provided in WAC 220-47-307.

Areas 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas – Closed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-609 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY—WEEK OF AUGUST 16, 1981—SECOND UPDATE. (81-90)

WSR 81-18-010
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-95—Filed August 21, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the

preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is adopted pursuant to RCW 75.04.060.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1981.

By Frank Haw
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-47-916 COMMERCIAL SOCKEYE AND PINK SALMON FISHERY. (1) Effective August 23 through August 29, 1981 commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 81-48 of the Director of Fisheries and as published in the Federal Register June 25, 1981 are superceded in part by this section.

(2) It is unlawful to take, fish for or possess sockeye salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D except as follows:

Reef Nets

Monday August 24, 1981 5:30 A.M.
to 9:00 P.M.

Purse Seines

Tuesday August 25, 1981 5:00 A.M.
to 9:00 P.M.

Gill Nets

6:00 P.M. Tuesday August 25, 1981 to 9:00
A.M. Wednesday August 26, 1981.

(2) Gill nets restricted to 7-1/2 inch minimum mesh size in Area 7B when open under Department of Fisheries regulations.

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

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

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-915 COMMERCIAL SOCKEYE SALMON FISHERY. (81-88)

WSR 81-18-011
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-97—Filed August 21, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is Areas 4B, 5, 6, 6A, 6C, 7 and 7A are restricted to protect Fraser River and some Puget Sound adult chinook salmon. Area 6D and the Dungeness River are closed to protect Dungeness River pink salmon and chinook salmon already present. Strait tributaries are closed to protect chinook salmon in those tributaries. Nooksack River is restricted because no harvestable surplus of Nooksack River pink salmon remains. Area 7C and Samish River are closed to protect escapement of Samish Hatchery fall chinook salmon. Area 8 and the Skagit River restrictions permit harvest of pink salmon. Areas 6B, 9, 10 and 11 are closed to protect Nisqually River pink salmon and South Sound chinook salmon. Area 13 and Nisqually River restrictions protect Nisqually River pink salmon. Area 10A and the Duwamish/Green River are closed to protect Duwamish/Green chinook salmon. Area 10B restrictions protect Lake Washington sockeye. Areas 10C, 10D and the Cedar River are closed to protect Lake Washington sockeye and fall chinook. Portions of Area 12C and Area 12D are closed to protect Hoodport, Dewatto and lower Hood Canal fall chinook. The Elwha river is closed to protect pink salmon.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1981.

By Frank Haw
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-28-107 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. Effective August 23, 1981, until further notice, it is unlawful for treaty Indian fishermen to take, fish for or possess salmon for commercial purposes in the following Puget Sound

Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Area 4B – Troll-caught chinook under 24 inches in length and troll-caught coho under 16 inches in length must be released. Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 5 – Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6 – Gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6A – gill nets restricted to 5-7/8-inch maximum mesh, and all other net gear must release chinook salmon over 28 inches when open.

Area 6B – Closed to all commercial net fishing.

Area 6C – Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6D – Closed to all commercial fishing.

Area 7 and 7A – Gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 7C – Closed to all commercial fishing.

Area 8 – Gill nets restricted to 6-inch maximum mesh size, and all other gear must release chinook salmon, when open.

Area 9 – Closed to all commercial fishing.

Area 10 – Closed to all commercial fishing.

Area 10A – Closed to all commercial fishing.

Area 10B – Gill nets restricted to 6-1/2-inch minimum mesh when open.

Areas 10C and 10D – Closed to all commercial fishing.

Area 11 – Closed to all commercial fishing.

Area 11A – Gill nets restricted to 6-inch maximum mesh size, and all other net gear must release chinook salmon over 28 inches in length, when open.

Areas 12C – Closed to all commercial fishing within 1,000 feet of western shore between Hoodspout Marina Dock and Warfield Trailer Park, and within 1/4 mile of a line connecting the outermost points of Dewatto Bay including Dewatto Bay.

Area 12D – Closed to all commercial fishing.

Area 13 – Gill nets restricted to 7-1/2-inch minimum mesh size when open, and purse seines prohibited.

Puyallup River – Gill nets restricted to 6-inch maximum mesh size when open.

Nisqually River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Cedar River – Closed to all commercial fishing.

Duwamish/Green River – Closed to all commercial fishing.

Dungeness River – Closed to all commercial fishing.

Elwha River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Nooksack River – Gill nets restricted 7-1/2-inch minimum mesh size when open.

Samish River – Closed to all commercial fishing.

Skagit River – Gill nets restricted to 6-inch maximum mesh size, and all other gear must release chinook salmon below the Old Faber Ferry Landing when open. Closed to all commercial fishing until further notice above the Old Faber Ferry Landing including all tributaries.

Clallam River, Deep Creek, Hoko River, Lyre River, Pysht River, Sail River, Salt Creek, Sekiu River, East Twin River, West Twin River – Closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed effective August 23, 1981:

WAC 220-28-106 Puget Sound Commercial Fishery Restrictions (81-85)

WSR 81-18-012

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-98—Filed August 21, 1981 and August 24, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to protect and properly allocate chinook and coho salmon stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-24-02000J UNLAWFUL ACTS — TROLL Notwithstanding the provisions of WAC 220-24-010 and WAC 220-24-020, effective 12:01 AM August 22, 1981, until further notice, it is unlawful for any person to possess in or transport through the waters of District No. 1 or District No. 2 any salmon taken for commercial purposes with troll gear from District No. 1, the Pacific Ocean or District No. 2.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-24-02000I CLOSED SEASON — TROLL (81-92)

WSR 81-18-013

**NOTICE OF PUBLIC MEETINGS
ADVISORY COUNCIL ON
VOCATIONAL EDUCATION**

[Memorandum—August 21, 1981]

The next regular meeting of the Washington State Advisory Council on Vocational Education will be held Friday, September 25, 1981, in the Auditorium at the Seattle-Tacoma International Airport, Seattle, Washington. The meeting is scheduled to begin at 10:00 a.m.

This meeting is being held in a barrier-free site. Interpreters for the deaf, and brailled or taped information for the blind will be provided on request, if the State Advisory Council on Vocational Education is notified by September 9, 1981.

For further information please contact Dennis D. Coplen, Executive Director, State Advisory Council on Vocational Education, 120 East Union, Room 207, M/S EK-21, Olympia, WA 98504, telephone (206) 753-3715.

WSR 81-18-014**EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 81-99—Filed August 24, 1981]

I, Rolland A. Schmitt, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to provide protection for upriver fall chinook salmon while allowing a fishery on hatchery salmon in the lower Columbia and tributaries.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 24, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-32-03600J TERMINAL AREA FISHERIES (1) Notwithstanding the provisions of WAC 220-32-036, it is unlawful to take, fish for or possess salmon for commercial purposes with gill net gear in the following Columbia River Fisheries Areas except during the seasons provided for hereinafter in each respective fishing area:

Grays River – Those waters of Grays Bay northerly of a line projected true east from Rocky Point to a boundary marker on the mainland, including those waters of Deep River upstream to Highway 4 Bridge and those waters of Grays River upstream to markers at Leo Reisticka Farm. Open fishing period shall be:

6:00 p.m. August 24, 1981 to 6:00 p.m. August 28, 1981

6:00 p.m. August 31, 1981 to 6:00 p.m. September 4, 1981

6:00 p.m. September 7, 1981 to 6:00 p.m. September 11, 1981

Skamokawa-Steamboat Sloughs – Those waters of Skamokawa and Steamboat Sloughs north and easterly of a line projected southeasterly from mainland across slough mouth to light "33" on northeast tip of Price Island upstream in Skamokawa Creek to first west fork and including Steamboat Slough southerly to a line projected easterly from southern tip of Price Island to mainland. Open fishing period shall be:

6:00 p.m. August 24, 1981 to 6:00 p.m. August 28, 1981

6:00 p.m. August 31, 1981 to 6:00 p.m. September 4, 1981

6:00 p.m. September 7, 1981 to 6:00 p.m. September 11, 1981

Elokomin Slough – Those waters of Elokomin Slough easterly of a line projected from boundary markers on the outermost uplands of the western mouth of Elokomin Slough to the Highway 4 Bridge, including Elokomin Slough upstream of a line projected east from a light at the southern tip of Hunting Island to the mainland. Open fishing periods shall be:

6:00 p.m. August 24, 1981 to 6:00 p.m. August 28, 1981

6:00 p.m. August 31, 1981 to 6:00 p.m.
September 4, 1981
6:00 p.m. September 7, 1981 to 6:00 p.m.
September 11, 1981

Cowlitz River – Those waters of the Cowlitz River upstream of a line projected southeast from flashing green light on the west bank at the mouth of the Cowlitz River to the west tip of Cottonwood Island to a boundary marker on the east bank at the Cowlitz River mouth northerly to a line projected between boundary markers near the cement plant on the west bank of the Cowlitz River. Open fishing periods shall be:

6:00 p.m. August 24, 1981 to 6:00 p.m. August 28, 1981
6:00 p.m. August 31, 1981 to 6:00 p.m. September 4, 1981
6:00 p.m. September 7, 1981 to 6:00 p.m. September 11, 1981

Camas Slough – Those waters of Camas Slough upstream of a line projected true north from western tip of Lady Island to mainland upstream to line projected from Crown Zellerbach pumphouse southerly to the east end of Lady Island. Open fishing period shall be:

6:00 p.m. August 31, 1981 to September 4, 1981
6:00 p.m. September 7, 1981 to September 11, 1981
6:00 p.m. September 14, 1981 to 6:00 p.m. September 18, 1981

(2) Lawful gear in the areas described in subsection (1) of this section shall be "terminal gear." Terminal gear is defined as gill net gear no more than 100 fathoms in length measured at the cork line, which may be free floating or stationary if it is not staked or tied to fixed object or the shore and which must be attended at all times. The minimum mesh size for such terminal gear is 5 inches.

(3) It is unlawful for anyone except Washington licensed fishermen to gill net in terminal areas described in subsection (1) of this section.

(4) It is unlawful for anyone except a licensed wholesale fish dealer to possess or transport outside of open Washington terminal areas any salmon taken during the respective terminal area seasons, except that fish caught in the Cowlitz River may be delivered to buyers located upstream of the designated fishing area.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-32-03600I TERMINAL AREA FISH-ERIES (81-87)

WSR 81-18-015
PROPOSED RULES
LIQUOR CONTROL BOARD
[Filed August 25, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Liquor Control Board intends to adopt, amend, or repeal rules concerning curb service prohibited, WAC 314-16-060;

that such agency will at 9:30 a.m., Wednesday, October 14, 1981, in the Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 14, 1981, and/or orally at 9:30 a.m., Wednesday, October 14, 1981, Office of the Liquor Control Board, 5th Floor, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA 98504.

Dated: August 25, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

Title: WAC 314-16-060 Curb Service Prohibited.

Description of Purpose: To make it clear that it is only liquor, and not other beverages, which it is prohibited to provide, furnish, sell or supply by means of "drive-in" or "curb service."

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary of Rule: This rule change replaces the word beverages with liquor.

Reason Supporting Proposed Action: When this rule was last amended, a typographical error resulted in the word "beverages" remaining in the rule in place of "liquor" which should have replaced it. This amendment will correct that typographical error.

The Following Agency Personnel are Responsible for Drafting, Implementation and Enforcement of this Rule: Ray Hensel, Supervisor of Licenses, 1025 E. Union Ave., Olympia, WA 98504, 753-6259, (Scan) 234-6259 and Bob Obenland, Chief Enforcement Officer, Same Location, 753-6270, (Scan) 234-6270.

Person or Organization Proposing Rule: This rule change was proposed by the board. Agency Comments: This rule change will correct a typographical error and bring the language of the rule into conformity with the original intent of the board.

This rule change was not made necessary as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 75, filed 10/22/80, effective 11/21/80)

WAC 314-16-060 CURB SERVICE PROHIBITED. No retail liquor licensee, or employee thereof, shall provide, furnish, sell, or supply ((beverages)) liquor by means of "drive-in" and/or "curb service."

WSR 81-18-016
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-100—Filed August 24, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to protect and properly allocate chinook and coho salmon stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 24, 1981.

By Rolland A. Schmitt
 Director

NEW SECTION

WAC 220-24-02000K UNLAWFUL ACTS—TROLL. Notwithstanding the provisions of WAC 220-24-010 and WAC 220-24-020, effective immediately until further notice, it is unlawful for any person to possess in or transport through the waters of District No. 1 or District No. 2, any salmon taken for commercial purposes with troll gear from District No. 1, the Pacific Ocean or District No. 2.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-24-02000J CLOSED SEASON—TROLL. (81-98)

WSR 81-18-017
ADOPTED RULES
DEPARTMENT OF FISHERIES
 [Order 81-101—Filed August 25, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

This action is taken pursuant to Notice No. WSR 81-12-038 filed with the code reviser on June 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1981.

By Rolland A. Schmitt
 Director

AMENDATORY SECTION (Amending Order 80-17, filed 3/26/80)

WAC 220-22-030 PUGET SOUND SALMON MANAGEMENT AND CATCH REPORTING AREAS. (1) Area 4B shall include those waters of Puget Sound easterly of a line projected from the Bonilla Point Light on Vancouver Island to the Tatoosh Island Light, thence to the most westerly point on Cape Flattery and westerly of a line projected true north from the fishing boundary marker at the mouth of the Sekiu River.

(2) Area 5 shall include those waters of Puget Sound easterly of a line projected true north from the fishing boundary marker at the mouth of the Sekiu River and westerly of a line projected true north from Low Point.

(3) Area 6 shall include those waters of Puget Sound easterly of a line projected from the Angeles Point Monument to the William Head Light on Vancouver Island, northerly of a line projected from the Angeles Point Monument to the Partridge Point Light, westerly of a line projected from the Partridge Point Light to the Smith Island Light, and southerly of a line projected from the Smith Island Light to vessel traffic lane buoy R to the Trial Island Light.

(4) Area 6A shall include those waters of Puget Sound easterly of a line projected from the Partridge Point Light to the Smith Island Light to the most northeasterly of the Lawson Reef lighted buoys (RB 1 Qk Fl Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island and westerly of a line projected from Reservation Head on Fidalgo Island to West Point on Whidbey Island.

(5) Area 6B shall include those waters of Puget Sound southerly of a line projected from the Angeles Point Monument to the Partridge Point Light, westerly of a line projected from the Partridge Point Light to the

Point Wilson Light and easterly of a line projected 155° true from Dungeness Spit Light to Kulo Kala Point.

(6) Area 6C shall include those waters of Puget Sound easterly of a line projected true north from Low Point and westerly of a line projected from the Angeles Point Monument to the William Head Light on Vancouver Island.

(7) Area 6D shall include those waters of Puget Sound westerly of a line projected 155° true from Dungeness Spit Light to Kulo Kala Point.

(8) Area 7 shall include those waters of Puget Sound southerly of a line projected true west from the Sandy Point Light, westerly of a line projected southeasterly from Sandy Point Light to the most westerly point of Gooseberry Point, northerly of a line projected from the Trial Island Light to vessel traffic lane buoy R to the Smith Island Light to the most northeasterly of the Lawson Reef lighted buoys (RB 1 Qk Fl Bell) to Northwest Island to the Initiative 77 marker on Fidalgo Island, and westerly of a line projected from Gooseberry Point on the mainland true south to its intersection with Lummi Island (the Initiative 77 line), thence along the eastern shore line of Lummi Island to Carter Point, thence to the most northerly tip of Vendovi Island, thence to Clark Point on Guemes Island following the shoreline to Southeast Point on Guemes Island, thence to March Point on Fidalgo Island.

(9) Area 7A shall include those waters of Puget Sound northerly of a line projected true west from the Sandy Point Light.

(10) Area 7B shall include those waters of Puget Sound easterly of a line projected from Gooseberry Point on the mainland true south to its intersection with Lummi Island (the Initiative 77 line), thence along the eastern shoreline of Lummi Island to Carter Point, thence to the most northerly tip of Vendovi Island, thence to Clark Point on Guemes Island following the shoreline to Southeast Point on Guemes Island, thence to March Point on Fidalgo Island, northerly of the Burlington Northern railroad bridges at the north entrances to Swinomish Channel and westerly of a line projected from William Point Light on Samish Island 28° true to the range light near Whiskey Rock (~~((approximately 1,350 yards southeasterly of Governor's Point) at))~~ on the north shore of Samish Bay.

(11) Area 7C shall include those waters of Puget Sound easterly of a line projected from William Point Light on Samish Island 28° true to the range light near Whiskey Rock (~~((approximately 1,350 yards southeasterly of Governor's Point) at))~~ on the north shore of Samish Bay.

(12) Area 7D shall include those waters of Puget Sound easterly of a line projected southeasterly from the Sandy Point Light to the most westerly point of Gooseberry Point.

(13) Area 8 shall include those waters of Puget Sound easterly of a line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island, westerly of a line projected from the light on East Point 340° true to the light on Camano Island (Saratoga Pass Light #2, Fl Red 4 Sec) southerly of the Burlington Northern railroad bridges at the north entrances to Swinomish

Channel and northerly of the state highway 532 bridges between Camano Island and the mainland.

(14) Area 8A shall include those waters of Puget Sound easterly of a line projected from the East Point Light on Whidbey Island 340° true to the light on Camano Island (Saratoga Pass Light #2, Fl Red 4 Sec), northerly of a line projected from the southern tip of Possession Point true east to the mainland and southerly of the state highway 532 bridges between Camano Island and the mainland.

(15) Area 9 shall include those waters of Puget Sound southerly and easterly of a line projected from the Partridge Point Light to the Point Wilson Light, northerly of the site of the Hood Canal Floating Bridge, northerly of a line projected true west from the shoreward end of the Port Gamble tribal dock on Point Julia to the mainland in the community of Port Gamble, southerly of a line projected from the southern tip of Possession Point true east to the mainland and northerly of a line projected from the Apple Cove Point Light to Edwards Point.

(16) Area 9A shall include those waters of Puget Sound known as Port Gamble Bay southerly of a line projected true west from the shoreward end of the Port Gamble tribal dock on Point Julia to the mainland in the community of Port Gamble.

(17) Area 10 shall include those waters of Puget Sound southerly of a line projected from the Apple Cove Point Light to Edwards Point, westerly of a line projected (~~((70° true from flashing light No. 33 (Ser. No. 2470) located on Point Webster near the mouth of the Lake Washington Ship Canal to a point on the opposite shore))~~ 233° true from the Golden Tides restaurant near Shilshole Marina through entrance piling No. 8 to the southern shore of the entrance to the Lake Washington Ship Canal, westerly of a line projected 7° true from a point on Duwamish Head through the Duwamish Head Light to Pier 91, northerly of a true east-west line passing through the Point Vashon Light, easterly of a line projected from Orchard Point to Beans Point on Bainbridge Island, and northerly and easterly of a line projected true west from Agate Point on Bainbridge Island to the mainland.

(18) Area 10A shall include those waters of Puget Sound easterly of a line projected 7° true from a point on Duwamish Head through the Duwamish Head Light to Pier 91.

(19) Area 10B shall include those waters of Puget Sound easterly of a line projected (~~((70° true from flashing light No. 33 (Ser. No. 2470) located on Point Webster near the mouth of the Lake Washington Ship Canal to a point on the opposite shore))~~ 233° true from the Golden Tides restaurant near Shilshole Marina through entrance piling No. 8 to the southern shore of the entrance to the Lake Washington Ship Canal, Salm-on Bay, the Lake Washington Ship Canal, Lake Union, Portage Bay, Lake Washington northerly of the Evergreen Point Floating Bridge, and waters of the Sammamish River north of State Highway 908 Bridge.

(20) Area 10C shall include those waters of Lake Washington southerly of the Evergreen Point Floating Bridge.

(21) Area 10D shall include those waters of the Sammamish River south of the State Highway 908 Bridge and Lake Sammamish.

(22) Area 10E shall include those waters of Puget Sound westerly of a line projected from Orchard Point to Beans Point on Bainbridge Island and southerly and westerly of a line projected true west from Agate Point on Bainbridge Island to the mainland.

(23) Area 11 shall include those waters of Puget Sound southerly of a true east-west line passing through the Point Vashon Light, northerly of a line projected 240° true from the Browns Point Light to a point on the opposite shore in line with the KCPQ-TV tower in Tacoma, and northerly of the Tacoma Narrows Bridge.

(24) Area 11A shall include those waters of Puget Sound southerly of a line projected 240° true from the Browns Point Light to a point on the opposite shore in line with the KCPQ-TV tower in Tacoma.

(25) Area 12 shall include those waters of Puget Sound southerly of the site of the Hood Canal Floating Bridge and northerly and easterly of a line projected from the Tskutsko Point Light to Misery Point.

(26) Area 12A shall include those waters of Puget Sound northerly of a line projected from Pulali Point true east to the mainland.

(27) Area 12B shall include those waters of Puget Sound southerly of a line projected from Pulali Point true east to the mainland, northerly of a line projected from Ayock Point true east to the mainland, and westerly of a line projected from the Tskutsko Point Light to Misery Point.

(28) Area 12C shall include those waters of Puget Sound southerly of a line projected from Ayock Point true east to the mainland and northerly and westerly of a line projected from Ayres Point to the fishing boundary marker at Union.

(29) Area 12D shall include those waters of Puget Sound easterly of a line projected from Ayres Point to the fishing boundary marker at Union.

(30) Area 13 shall include those waters of Puget Sound southerly of the Tacoma Narrows Bridge and a line projected 93° true from the marker on the Longbranch Peninsula to the point immediately north of Green Point and northerly and easterly of a line projected from the Devil's Head Light to Treble Point, thence through lighted buoy No. 3 to the mainland.

(31) Area 13A shall include those waters of Puget Sound northerly of a line projected 93° true from the marker on Longbranch Peninsula to the point immediately north of Green Point.

(32) Area 13B shall include those waters of Puget Sound westerly of a line projected from the Devil's Head Light to Treble Point, thence through lighted buoy No. 3 to the mainland.

AMENDATORY SECTION (Amending Order 988, filed 4/28/72)

WAC 220-47-264 PUGET SOUND—SALMON PRESERVE—PORT GARDNER. "Port Gardner Salmon Preserve" shall include those waters of Port Gardner Bay and tributaries thereto lying inside and easterly of a line projected from Hermosa Point to Nun

Buoy No. 2 off the entrance to Tulalip Bay, thence through the southeasterly point of Gedney Island (~~(to a point on the southern shore of Port Gardner 2,800 yards east of Point Elliott Light at latitude 47 degrees 57 minutes and 26 seconds N., longitude 122 degrees 16 minutes and 21 seconds W., as shown on U.S.C.G.S. Chart No. 6448)~~), thence 125 degrees true to the Viacom Cablevision tower on the southern shore of Port Gardner.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-307 CLOSED AREAS—PUGET SOUND SALMON. It (~~shall be~~) is unlawful to take, fish for, or possess salmon for commercial purposes with any type of gear from the following portions of Puget Sound Salmon Management and Catch Reporting Areas:

Area 7 - Fidalgo Bay and San Juan Island Salmon Preserves.

Area 7A - Drayton Harbor Salmon Preserve.

Area 7B - Fidalgo Bay Salmon Preserve.

Area 7C - that portion inside a line projected from the mouth of Oyster Creek 237° true to a fishing boundary marker on Samish Island.

Area 8 - Skagit Bay Salmon Preserve.

Area 8A - Port Susan and Port Gardner Salmon Preserves.

Area 10 - that portion easterly of a line projected from Meadow Point to West Point.

Area 11 - Gig Harbor Salmon Preserve.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-311 PURSE SEINE—SEASONS. It (~~shall be~~) is unlawful to take, fish for or possess salmon taken with purse seine gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective Management and Catch Reporting Area:

~~((Areas 7 and 7A - September 7 through October 4-))~~

Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A - closed.

Area 7B - September ((7)) 13 through October ((11)) 31.

Area 7C and 7D - closed.

Area 8 - October ((19)) 18 through ((November 1)) October 31.

Area 8A - ((September 7)) August 16 through ((November 1)) October 31.

Areas 9 and 9A - closed.

Areas 10 and 11 - September ((14)) 13 through ((November 1)) October 31.

Areas 10A, 10B, 10C, 10D and 10E - closed.

Area 11A - closed.

Area 12 - October ((19)) 18 through ((November 1)) October 31.

Areas 12A, 12B, 12C, 12D, 13, 13A, 13B and all freshwater areas - closed.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-312 PURSE SEINE—WEEKLY PERIODS. It ~~((shall be))~~ is unlawful during any open season to take, fish for or possess salmon taken with purse seine gear except during the weekly open periods hereinafter designated in the following Puget Sound Management and Catch Reporting Areas:

~~((Areas 7 and 7A — Week beginning September 7: Tuesday, Wednesday and Thursday. Weeks beginning September 14, September 21 and September 28: Monday, Tuesday and Wednesday:))~~

Area 7B - ~~((Week beginning September 7: Tuesday, Wednesday, Thursday and Friday:))~~ Weeks beginning September ~~((14))~~ 13, September ~~((21))~~ 20, September ~~((28))~~ 27 and October ~~((5))~~ 4: Monday, Tuesday, Wednesday ~~((and))~~, Thursday and Friday. Weeks beginning October 18 and October 25: Monday.

Area 8 - Weeks beginning October ~~((19))~~ 18 and October ~~((26))~~ 25: Monday.

Area 8A - ~~((Week beginning September 7: Tuesday, Wednesday and Thursday. Weeks beginning September 14, September 21 and September 28: Monday, Tuesday and Wednesday:))~~ Weeks beginning August 16, August 23, August 30 and September 6: Tuesday and Wednesday. Weeks beginning October ~~((19))~~ 18 and October ~~((26))~~ 25: Monday.

Areas 10 and 11 - Week ~~((s))~~ beginning September ~~((14 and September 21))~~ 13: ~~((Monday and))~~ Tuesday and Wednesday. Weeks beginning September 20 October ~~((19))~~ 18 and October ~~((26))~~ 25: Monday.

Area 12 - Weeks beginning October ~~((19))~~ 18 and October ~~((26))~~ 25: Monday.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-313 PURSE SEINE—DAILY HOURS. It ~~((shall be))~~ is unlawful during any open day to take, fish for or possess salmon taken with purse seine gear except during the daily ~~((closed))~~ open hours hereinafter designated:

~~((September 7))~~ August 16 through October ~~((25))~~ 24 - 5:00 a.m. to 9:00 p.m. Pacific Daylight Time.

October ~~((26))~~ 25 through ~~((November 1))~~ October 31 - 5:00 a.m. to 8:00 p.m. Pacific Standard Time.

NOTE: Purse seine fishery in Area 7B closes at 4:00 p.m. (PDT) on ~~((Friday,))~~ September ~~((12, 1980))~~ 18 and 25 and October 2 and 9, 1981.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-401 REEF NET—SEASONS. It ~~((shall be))~~ is unlawful to take, fish for or possess salmon taken with reef net gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas, during the seasons provided for hereinafter in each respective area:

~~((Areas 7 and 7A — September 7 through October 4))~~
No open season.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-402 REEF NET—WEEKLY PERIODS. It ~~((shall be))~~ is unlawful to take, fish for or possess salmon taken with reef net gear except during the weekly open periods hereinafter designated:

~~((Areas 7 and 7A — Week beginning September 7: Monday, Tuesday and Wednesday. Weeks beginning September 14, September 21 and September 28: Sunday, Monday and Tuesday))~~ No weekly open periods.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-403 REEF NET—DAILY HOURS. It ~~((shall be))~~ is unlawful during any open day to take, fish for or possess salmon taken with reef net gear except during the daily ~~((closed))~~ open hours hereinafter designated:

~~((5:00 a.m. to 9:00 p.m. Pacific Daylight Time))~~ No open hours.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-411 GILL NET—SEASONS. It ~~((shall be))~~ is unlawful to take, fish for or possess salmon taken with gill net gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective fishing area:

~~((Areas 7 and 7A — September 7 through October 4:))~~

Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7 and 7A — closed.

Area 7B - July ~~((27))~~ 26 through ~~((November 1))~~ October 31.

Area 7C - July ~~((27))~~ 26 through August ~~((16))~~ 8.

Area 7D - closed.

Areas 8 and 8A - ~~((October 19))~~ August 16 through ~~((November 1))~~ October 31.

~~((Area 8A — September 7 through November 1:))~~

Areas 9 and 9A - closed.

Areas 10 and 11 - September ~~((14))~~ 13 through ~~((November 1))~~ October 31.

Areas 10A, 10B, 10C, 10D and 10E - closed.

Area 11A - closed.

Area 12 - October ~~((19))~~ 18 through ~~((November 1))~~ October 31.

Areas 12A, 12B, 12C, 12D, 13, 13A, 13B and all freshwater areas - closed.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-412 GILL NET—WEEKLY PERIODS. It ~~((shall be))~~ is unlawful during any open season to take, fish for or possess salmon taken with gill net gear except during the weekly open periods hereinafter

designated in the following Puget Sound Salmon Management and Catch Reporting Areas:

~~((Areas 7 and 7A - Weeks beginning September 7, September 14 and September 28: Monday, Tuesday and Wednesday nights. Week beginning September 21: Sunday, Monday and Tuesday nights.))~~

Areas 7B and 7C - Week(s) beginning July ~~((27 and August 10))~~ 26: ~~((Monday,))~~ Tuesday ~~((and)),~~ Wednesday and Thursday nights. Week beginning August ~~((3))~~ 2: Monday, Tuesday~~((:))~~ and Wednesday ~~((and Thursday))~~ nights.

Area 7B - Week(s) beginning ~~((September 7, September 14 and September 28))~~ August 9: ~~((Monday,))~~ Tuesday, Wednesday and Thursday nights. Week(s) beginning ~~((September 21 and October 5))~~ August 16: ~~((Sunday,))~~ Monday, Tuesday and Wednesday nights. Week beginning ~~((October 19))~~ August 23: ~~((Sunday))~~ Tuesday and Wednesday nights. Weeks beginning September 6, September 13, September 20, September 27, and October ((26)) 4: Sunday, Monday, Tuesday, Wednesday and Thursday nights. Week beginning October 18: Monday night. Week beginning October 25: Sunday night.

Area 8 - Weeks beginning ~~((October 19))~~ August 16, August 23 and August 30: Sunday, Monday, Tuesday, Wednesday and Thursday night. Week beginning October 18: Monday night. Week beginning October ~~((26))~~ 25: ~~((Monday))~~ Sunday night.

~~((Monday))~~ Sunday night.

Area 8A - Weeks beginning ~~((September 7, September 14 and September 28))~~ August 16, August 23, August 30 and September 6: Sunday and Monday~~((: Tuesday and Wednesday))~~ nights. ~~((Week beginning September 21: Sunday, Monday and Tuesday nights.))~~ Week beginning October ~~((19))~~ 18: ~~((Sunday))~~ Monday night. Week beginning October ~~((26))~~ 25: ~~((Monday))~~ Sunday night.

Areas 10 and 11 - Week beginning September ~~((14))~~ 13: Monday and Tuesday nights. Week beginning September ~~((21))~~ 20: ~~((Sunday and))~~ Monday night~~((s))~~. Week beginning October ~~((19))~~ 18: ~~((Sunday))~~ Monday night. Week beginning October ~~((26))~~ 25: ~~((Monday))~~ Sunday night.

Area 12 - Week beginning October ~~((19))~~ 18: ~~((Sunday))~~ Monday night. Week beginning October ~~((26))~~ 25: ~~((Monday))~~ Sunday night.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-413 GILL NET—DAILY HOURS. It ~~((shall be))~~ is unlawful during any open day to take, fish for or possess salmon taken with gill net gear except during the daily ((closed)) open hours hereinafter designated:

July ~~((27))~~ 26 through August ~~((16))~~ 15 - 7:00 p.m. to 9:30 a.m. Pacific Daylight Time.

August ~~((17))~~ 16 through September ~~((20))~~ 19 - 6:00 p.m. to 9:00 a.m. Pacific Daylight Time.

September ~~((21))~~ 20 through October ~~((25))~~ 24 - 5:00 p.m. to 9:00 a.m. Pacific Daylight Time.

October ~~((26))~~ 25 through ~~((November 1))~~ October 31 - ~~((5:00))~~ 4:00 p.m. to 8 a.m. Pacific Standard Time.

AMENDATORY SECTION (Amending Order 80-83, filed 8/6/80)

WAC 220-47-414 GILL NET—MESH SIZES. It ~~((shall be))~~ is unlawful to take, fish for or possess salmon taken with gill net gear containing mesh smaller than the minimum size stretch measure as hereinafter designated in the following Puget Sound Salmon Management and Catch Reporting Areas during the periods specified:

~~((All open areas—))~~ July 26 through August 15 - Areas 7B and 7C - 5 inch minimum mesh size. August 16 through September 5 - Areas 7B and 7C - 7 1/2 inch minimum mesh size. July ~~((27))~~ 26 through September ~~((6))~~ 5 - ~~((7 1/2 inch minimum mesh size))~~ Areas 8 and 8A - 5 inch minimum to six inch maximum mesh size.

September ~~((7))~~ 6 through October ~~((11))~~ 10 - All open areas - 5 inch minimum mesh size. October ~~((12))~~ 11 through ~~((November 1))~~ October 31 - All open areas - 6 inch minimum mesh size.

WSR 81-18-018

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-102—Filed August 25, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is adopted pursuant to RCW 75.04.060.

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

This rule is promulgated pursuant to RCW 75.04.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1981.

By Rolland A. Schmitten
Director

NEW SECTION

WAC 220-47-917 COMMERCIAL SOCKEYE AND PINK SALMON FISHERY. (1) Effective August 25 through August 29, 1981 commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 81-48 of the Director of Fisheries and as published in the Federal Register June 25, 1981 are superseded in part by this section.

(2) It is unlawful to take, fish for or possess sockeye salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D except as follows:

Reef Nets

Tuesday, August 25, 1981 11:00 A.M. to 9:00 P.M.

Purse Seines

Tuesday August 25, 1981 5:00 A.M. to 9:00 P.M.

Wednesday August 26, 1981 5:00 A.M. to 9:00 P.M.

Gill Nets

6:00 P.M. Tuesday August 25, 1981 to 9:00 A.M. Wednesday August 26, 1981.

6:00 P.M. Wednesday August 25, 1981 to 9:00 A.M. Thursday, August 27, 1981.

(2) Gill nets restricted to 7-1/2 inch minimum mesh size in Area 7B when open under Department of fisheries regulations.

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

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-916 COMMERCIAL SOCKEYE SALMON FISHERY. (81-85)

WSR 81-18-019
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-103—Filed August 25, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is scheduled fisheries in Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D are currently under IPSFC control. Scheduled two-day fishery in

Area 7B could exceed non-Indian allocation and is reduced to one day. Fisheries in Areas 8 and 8A allow a harvest of pink salmon. All other Puget Sound areas are closed to all-citizen commercial fishing to prevent overharvest of salmon stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-47-611 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY—WEEK OF AUGUST 23, 1981—UPDATE. Notwithstanding the provisions of WAC 220-47-403, effective August 25 through August 29, 1981, it is unlawful to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

*Areas 4B, 5 and 6 - Closed except under International Pacific Salmon Fisheries Commission (IPSFC) and United States Department of Commerce (USDOC) rules set forth in Emergency Orders 81-48 and 81-102. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

*Area 6A - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-102. Gill nets restricted to 5-7/8-inch maximum mesh size when open, and purse seines must release all chinook salmon over 28 inches in length when open.

Area 6B - Closed.

*Area 6C - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-102. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 6D - Closed.

*Areas 7 and 7A - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-102. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 7B - Closed except gill nets may fish Sunday night from 6:00 p.m. to 9:00 a.m. IPSFC and WDF restrict gill nets to 7-1/2-inch minimum mesh Sunday night. The

Fidalgo Bay Salmon Preserve is closed as provided in WAC 220-47-307.

Area 7C - Closed.

**Area 7D - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-102. Gill nets restricted to 5-7/8-inch maximum mesh size when open.*

Area 8 - Closed except gill nets may fish Sunday, Monday, Tuesday, Wednesday, and Thursday nights from 6:00 p.m. to 9:00 a.m. with 5-inch minimum to 6-inch maximum mesh. The Skagit Bay Salmon Preserve is closed as provided in WAC 220-47-307.

Area 8A - Closed except gill nets may fish Sunday and Monday nights from 6:00 p.m. to 9:00 a.m. with 5-inch minimum to 6-inch maximum mesh. The Port Susan and Port Gardner Salmon Preserves are closed as provided in WAC 220-47-307.

Areas 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-610 Puget Sound All-Citizen Commercial Salmon Fishery—Week of August 23, 1981. (81-96)

WSR 81-18-020

ADOPTED RULES

HORSE RACING COMMISSION

[Order 81-07—Filed August 25, 1981]

Be it resolved by the Washington Horse Racing Commission, acting at the Marriott Hotel, 3201 South 176th, Seattle, WA 98188, that it does promulgate and adopt the annexed rules relating to the amending of WAC 260-12-050 to provide authority to the Washington Horse Racing Commission to modify race dates granted to racing associations.

This action is taken pursuant to Notice No. WSR 81-15-101 filed with the code reviser on July 22, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington Horse Racing Association as authorized in RCW 67.16.020 and 67.16.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1981.

By Will Bachofner
Chairman

AMENDATORY SECTION (Amending Rules of racing, filed 4/21/61)

WAC 260-12-050 EXECUTION, FILING, OF APPLICATION FOR LICENSE. Application to the Washington horse racing commission for a license to conduct a race meeting during the next succeeding season of racing must be filed with the secretary of the commission, over the signature of an executive officer of the association not later than February 1st. Once a license is granted, the commission may at any time, upon a showing of good cause, extend, reduce or otherwise modify the dates over which a racing association may conduct a race meet pursuant to that license.

WSR 81-18-021

ADOPTED RULES

HORSE RACING COMMISSION

[Order 81-08—Filed August 25, 1981]

Be it resolved by the Washington Horse Racing Commission, acting at the Marriott Hotel, 3201 South 176th, Seattle, WA 98188, that it does promulgate and adopt the annexed rules relating to the adoption of WAC 260-48-328, establishing rules for conducting wagering on a Trifecta basis.

This action is taken pursuant to Notice No. WSR 81-15-101 filed with the code reviser on July 22, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington Horse Racing Association as authorized in RCW 67.16.020 and 67.16.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1981.

By Will Bachofner
Chairman

NEW SECTION

WAC 260-48-328 TRIFECTA RULES. (1) Trifecta means a betting transaction in which the purchaser of a ticket undertakes to select in the exact order of finish the first three horses to finish a race on which the feature is operated.

(2) No Trifecta feature pool shall be operated on any race when there is an entry or mutuel field.

(3) No association shall offer to sell Trifecta tickets on any race when there are less than eight horses scheduled to start.

(4) Each association shall include in its printed program these Trifecta rules and/or post copies of these rules in conspicuous areas accessible to the betting public.

(5) Subject to these regulations, a Trifecta ticket is void when the purchaser of such ticket fails to select the exact order of finish of the first three horses.

(6) The Trifecta is not a parlay and has no connection with or relation to the win, place and show pools. All tickets on the Trifecta will be calculated in an entirely separate pool..

(7) The pay-out price for a Trifecta pool shall be calculated in the following manner:

(a) The legal percentages shall be deducted from the total amount bet in any such pool to determine a net pool;

(b) The net pool shall be divided by the value of tickets bet on the winning combination; and

(c) The quotient obtained pursuant to paragraph (b) of this subsection shall be multiplied by the purchase price of each ticket on the winning combination.

(8)(a) When there are no tickets sold in a Trifecta feature pool coupling the horses finishing first, second, and third in the exact order of the official result, the Trifecta pool shall be calculated in accordance with subsection (7) of this section, except that the net pool shall be divided by the value of tickets sold in that pool on horses on which tickets have been sold, coupled in a combination finishing nearest the official order of finish.

(b) The following sequence based on the official order of finish shall be used to determine such combination:

- (i) First, second, and fourth;
- (ii) First, third, and fourth;
- (iii) Second, third, and fourth;
- (iv) First, second, and fifth;
- (v) First, third, and fifth;
- (vi) First, fourth, and fifth; and
- (vii) Sequentially thereafter.

(c) When only two horses finish in a race on which Trifecta feature is operated, the pool shall be calculated in accordance with subsection (7) of this section, except that the net pool shall be divided by the value of tickets sold in the pool on horses selected to finish first and second in the exact order of the official result, coupled with any other horse that started in the race.

(d) When only one horse finishes in a race on which Trifecta feature is operated, the pool shall be calculated in accordance with subsection (7) of this section, except that the net pool shall be divided by the value of tickets sold in the Trifecta pool selecting that horse to finish first, coupled with any two other horses started in the race.

(9) In the event of a dead heat, all Trifecta tickets selecting the correct order of finish, counting a horse in a dead heat as finishing in either position dead heated, shall be winning tickets and distribution of the pool shall be made in accordance with established pari-mutuel practice relative to dead heats.

WSR 81-18-022
NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE LIBRARY
(Library Commission)
 [Memorandum—August 25, 1981]

The dates of the next two commission meetings are: September 10, 1981, Highline Community College, Midway, Washington, and December 10, 1981, Timberland Regional Library, Olympia, Washington.

WSR 81-18-023
PROPOSED RULES
LIQUOR CONTROL BOARD
 [Filed August 26, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Liquor Control Board intends to adopt, amend, or repeal rules concerning:

- New WAC 314-64-060 Purpose.
- New WAC 314-64-070 Definition.
- New WAC 314-64-080 Procedures.
- New WAC 314-64-090 Accounting;

that such agency will at 11:00 a.m., Wednesday, October 14, 1981, in the Capital Plaza Building, 1025 East Union Avenue, Olympia, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 11:00 a.m., Wednesday, October 14, 1981, in the Capital Plaza Building, 1025 East Union Avenue, Olympia, WA.

The authority under which these rules are proposed is RCW 66.08.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 14, 1981, and/or orally at 11:00 a.m., Wednesday, October 14, 1981, Capital Plaza Building, 1025 East Union Avenue, Olympia, WA.

Dated: August 26, 1981
By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

The new rules described herein and set forth in the notice will, for ease of reference, be assigned the following number designations: WAC 314-64-060, 314-64-070, 314-64-080 and 314-64-090,

and the information relating to purpose and implementation will be submitted in sequence, utilizing the arabic number designation assigned to each of the above rules.

Title: 1. Purpose, 2. Definition, 3. Procedures and 4. Accounting.

Description of Purpose: 1. To set forth that the purpose of the rules, WAC 314-64-060 through 314-64-090, is to implement section 2, chapter 182, Laws of 1981 and RCW 66.28.040. 2. Defines the term "sample" to

mean beer and wine and/or containers furnished to licensees for the purpose of negotiating a sale as provided in RCW 66.28.040. 3. Outlines the procedures by which samples are to be furnished to wholesaler or importers, or to retailers, and details matters relating to identification; shipping instructions; and use and disposition of samples. 4. Outlines the method, procedures and period of retention by which records are to be kept by those furnishing samples (brewers, wineries, importers or wholesalers), and also provides for the records to be kept by the recipients (importers, wholesalers and retail licensees). Further provides that all beer or wine samples shall be subject to the taxes imposed by RCW 66.24.200 and 66.24.210.

Statutory Authority for the Rules: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary: 1. To set forth that the purpose of the rules, WAC 314-64-060 through 314-64-090, is to implement section 2, chapter 182, Laws of 1981 and RCW 66.28.040. 2. Defines the term "sample" to mean beer and wine and/or containers furnished to licensees for the purpose of negotiating a sale as provided in RCW 66.28.040, which was amended by chapter 182, Laws of 1981 to authorize the furnishing of samples. 3. Outlines the procedures by which samples are to be furnished to wholesaler or importers, or to retailers, and details matters relating to identification; shipping instructions; and use and disposition of samples. Specifically, limits the quantity of such samples to not more than 72 ounces of any brand and type of beer, and not more than one liter of any brand and type of wine, provided that the recipient has not previously purchased the brand and type from the supplier furnishing the sample. The rule specifies that samples may be delivered to licensees at their licensed premises or business office. 4. Outlines the method, procedures and period of retention by which records are to be kept by those furnishing samples (brewers, wineries, importers or wholesalers), and also provides for the records to be kept by the recipients (importers, wholesalers and retail licensees). Further provides that all beer or wine samples shall be subject to the taxes imposed by RCW 66.24.200 and 66.24.210. Complete records of the transactions both by the parties furnishing and those receiving samples are to be kept for a period of not less than two years.

Reasons: 1. To give notice that the board's purpose is to implement section 2, chapter 182, Laws of 1981. 2. To clarify that the term "samples" had a special definition in this section, and that is that samples shall

mean beer and wine and/or containers furnished to licensees for the purpose of negotiating a sale. 3. To furnish specific guidelines relating to the procedures by which samples for the purpose of negotiating sales may be furnished. 4. To provide explicit guidelines respecting the way records of the samples furnished under these rules are to be kept. The record keeping requirements will provide a basis for determining that the taxes on samples imposed by RCW 66.24.290 and 66.24.210 are paid.

Agency Personnel Involved: In addition to the board, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Jim Halstrom, Supervisor, Manufacturers, Importers, Wholesalers Division, Capital Plaza Bldg., Olympia, 753-6273.

Person or Organization Proposing Rules: All of the above rules are proposed by the Washington State Liquor Control Board.

Agency Comments: The board recommends approval of all of the above rules.

Necessity for Rules: None of the above rules are initiated as a result of federal law or federal or state court action.

NEW SECTION

WAC 314-64-060 PURPOSE. The purpose of WAC 314-64-060 through 314-64-090 is to comply with and implement provisions of section 2, chapter 182, Laws of 1981 and RCW 66.28.040.

NEW SECTION

WAC 314-64-070 DEFINITION. Samples for the purpose of this section shall mean beer and wine and/or containers furnished to licensees for the purpose of negotiating a sale as provided in RCW 66.28.040.

NEW SECTION

WAC 314-64-080 PROCEDURES. Procedures for furnishing samples of beer and wine to licensees for the purpose of negotiating a sale are as follows:

(1) Quantity. Samples may be furnished only in their original packages or containers as produced by the manufacturer or bottler, as follows:

(a) Wholesaler or importer. A brewer, winery or importer may furnish a sample of beer or wine to a wholesaler or importer who has not previously purchased the brand and type from the supplier furnishing the sample. For each wholesaler or importer, the brewer, winery or importer may give not more than seventy-two ounces of any brand and type of beer, and not more than one liter of any brand and type of wine.

(b) Retailer. A brewer, winery, importer or wholesaler may furnish a sample of beer or wine to a retail licensee who has not previously purchased the brand and type from the supplier furnishing the samples. For each retail licensee, the brewer, winery, importer or wholesaler may give not more than seventy-two ounces of any brand and type of beer, and not more than one liter of any brand and type of wine. If a particular product is not available in a size within the quantity limitations of this section, a brewer, winery, importer or wholesaler may furnish the next largest size.

(2) Identification. Brewers, wineries, importers or wholesalers shall identify the samples on the containers, cartons and shipping documents as "Samples for Licensees."

(3) Shipping instructions. Brewers, wineries, importers or wholesalers shall deliver or ship samples to licensees at their licensed premises or business office.

(4) Use and disposition of samples. Samples may be furnished for the purpose of negotiating a sale of beer or wine to a wholesaler, importer, or retail licensee.

NEW SECTION

WAC 314-64-090 ACCOUNTING. (1) Each brewer, winery, importer or wholesaler who furnishes samples of beer or wine to licensees shall keep at his place of business a complete record of the disposition of such samples, which record shall show (a) the name and address of the importer, wholesaler or retail licensee to whom the samples were furnished, (b) the brand name and type, (c) the quantities furnished to each importer, wholesaler or retail licensee, and (d) the date the samples were furnished.

(2) Each importer or wholesaler who receives samples of beer or wine shall keep at his place of business a complete current record of all such samples received, showing (a) the name and address of the brewer, winery, importer or wholesaler from whom the samples were received, (b) the brand name and type, (c) the quantities received, and (d) the date the samples were received.

(3) Each retail licensee who receives samples of beer or wine shall keep at his place of business a complete current record of all such samples received, showing (a) the name and address of the brewer, winery, importer or wholesaler from whom the samples were received, (b) the brand name and type, (c) the quantities received, and (d) the date the samples were received.

(4) All records and documents prescribed by this section shall be retained by the person required to keep the documents for a period of not less than two years, and during this period shall be available, during business hours, for inspection and copying by members of the board or their accredited representatives.

(5) All beer or wine samples received or furnished by licensees shall be subject to the taxes imposed by RCW 66.24.290 and 66.24.210.

WSR 81-18-024

ADOPTED RULES

DEPARTMENT OF GAME

(Game Commission)

[Order 171—Filed August 26, 1981]

Be it resolved by the Game Commission, State of Washington, acting at Vancouver, Washington, that it does promulgate and adopt the annexed rules relating to the 1981-82 Trapping Seasons and Regulations, WAC 232-28-504.

This action is taken pursuant to Notice No. WSR 81-12-048 filed with the Code Reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-504 1981-82 TRAPPING SEASONS AND REGULATIONS.

Reviser's Note: The text and accompanying pamphlet comprising the 1981-82 Trapping Seasons and Regulations adopted by the Department of Game have been omitted from publication in the Register under the authority of RCW 34.04.050(3) as being unduly cumbersome to publish. Copies of the rules may be obtained from the main office of the Department of Game, 600 North Capitol Way, Olympia, Washington 98504, and are available in pamphlet form from the Department, its six regional offices, and at numerous drug and sporting goods stores throughout the state.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-503 1980-81 TRAPPING SEASONS AND REGULATIONS

WSR 81-18-025

ADOPTED RULES

DEPARTMENT OF GAME

(Game Commission)

[Order 169—Filed August 26, 1981]

Be it resolved by the Game Commission, State of Washington, acting at Vancouver, Washington, that it does promulgate and adopt the annexed rules relating to Stratford Game Reserve, WAC 232-16-400 and Spokane River Game Reserve, WAC 232-16-365.

This action is taken pursuant to Notice No. WSR 81-12-048 filed with the Code Reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

AMENDATORY SECTION (Amending Order 105, filed 9/7/77)

WAC 232-16-400 STRATFORD GAME RESERVE. Stratford Game Reserve shall include the following described lands in Grant County: In Twp. 22N, R 28 EWM; Sec. 1 north of the Great Northern Railroad right-of-way; Sec. 2 north of the Great Northern Railroad right-of-way and state highway No. 28; and that part of Section 3 lying north of the main canal and east of a line running north and south located 100 yards

west of the Washington Water Power transmission line((;));

In Twp. 23 N, R. 28 EWM; all of Sections 11, 13, 14 ((23;)) 24, and 25((;)); ((26, and 35;)) the south half of Sections 12, 10 and 9 EXCEPT the north 300 feet of the S.1/2 of 9 and 10; Section 35 except that part east of north-south lying gravel road and south of cultivated lands; Sec. 36 EXCEPT the east 500 feet; and those parts of Section((s)) 15, ((22, 27 and 34)) lying east of a line running north and south located 100 yards west of the Washington Water Power transmission line ((~~except that portion in the north half of Section 15,~~) and also those portions of the north half of Sections 15 and 16 lying north of the cultivated lands; and in addition the north 500 feet of the NW 1/4 of SW 1/4 of Sec. 19, Twp. 23 N, R. 29 EWM.

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

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-16-365 SPOKANE RIVER GAME RESERVE

WSR 81-18-026
EMERGENCY RULES
DEPARTMENT OF GAME
(Game Commission)
 [Order 170—Filed August 26, 1981]

Be it resolved by the Game Commission, State of Washington, acting at Vancouver, Washington, that it

does promulgate and adopt the annexed rule relating to the 1981 Upland Migratory Game Bird Seasons, WAC 232-28-104.

We, the Game Commission, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is seasons and bag limits have been established in the manner outlined on the 1981 Upland Migratory Game Bird Seasons, shown below. To provide for public recreational opportunity and for the annual harvest of mourning doves and band-tailed pigeons, WAC 232-28-104 shall be adopted as an emergency rule. Such rules are therefore adopted as emergency rules to take effect upon filing with the Code Reviser.

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

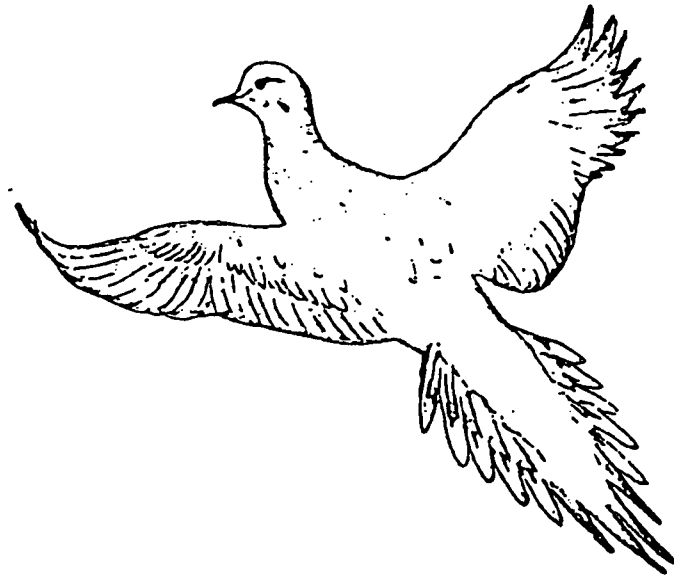
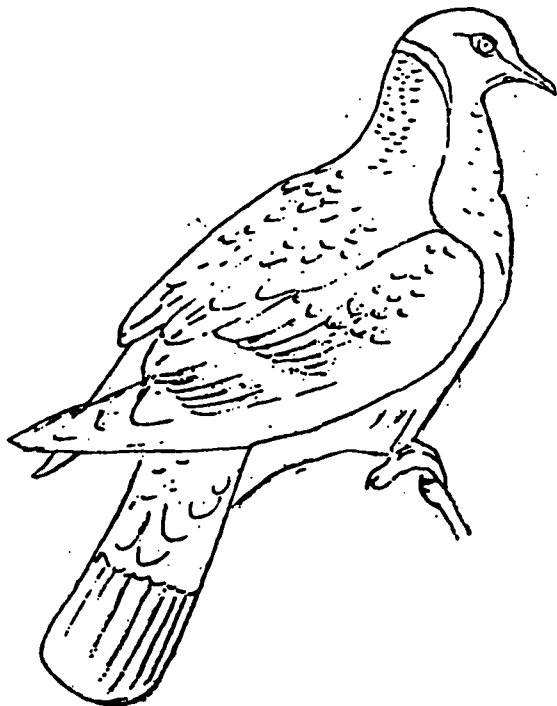
This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
 Director

NEW SECTION

WAC 232-28-104 1981 UPLAND MIGRATORY GAME BIRD SEASONS



1981 UPLAND MIGRATORY GAME BIRD SEASONS

-Statewide-

MOURNING DOVE:

September 1 - September 15, inclusive
 Daily bag limit: 10
 Possession limit: 20

BAND-TAILED PIGEON:

September 1 - September 30, inclusive
 Daily bag limit: 5
 Possession limit: 5

SHOOTING HOURS as follows: (Daylight Saving Time)

DATES INCLUSIVE	<u>Eastern Washington</u>		<u>Western Washington</u>	
	<u>From</u> A.M.	<u>To</u> P.M.	<u>From</u> A.M.	<u>To</u> P.M.
Tue. Sept. 1 Sun. Sept. 6	5:50	7:35	6:00	7:45
Mon. Sept. 7 Sun. Sept. 13	6:00	7:20	6:10	7:35
Mon. Sept. 14 Sun. Sept. 20	6:05	7:05	6:20	7:20
Mon. Sept. 21 Sun. Sept. 27	6:15	6:50	6:25	7:05
Mon. Sept. 28 Wed. Sept. 30	6:25	6:40	6:40	6:50

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-103 1980 UPLAND MIGRATORY GAME BIRD SEASONS

WSR 81-18-027

**EMERGENCY RULES
DEPARTMENT OF FISHERIES**

[Order 81-104—Filed August 26, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to protect and properly allocate chinook and coho salmon, while allowing the landing of salmon taken lawfully during the IPSFC fishery in Areas 5 and 6C.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 26, 1981.

By Peter K. Bergman
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-24-02000L UNLAWFUL ACTS—TROLL Notwithstanding the provisions of WAC 220-24-010 and WAC 220-24-020 and WAC 220-47-503, effective immediately until further notice, it is unlawful for any person to possess in or transport through the waters of District No. 1 or District No. 2, any salmon taken for commercial purposes with troll gear from District No. 1, the Pacific Ocean or District No. 2, except salmon taken for commercial purposes with troll gear during a lawful I.P.S.F.C. fishery in Puget Sound Salmon Management and Catch Reporting Areas 5 and 6C.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-24-02000K CLOSED SEASON—TROLL. (81-100)

WSR 81-18-028

**EMERGENCY RULES
DEPARTMENT OF FISHERIES**

[Order 81-105—Filed August 26, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is high temperatures in the Columbia River mainstem have caused a shortage of salmon in the terminal areas. Scheduled fisheries beginning August 31 provide protection for upriver fall chinook salmon while allowing a fishery on hatchery salmon in the lower Columbia and tributaries.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 26, 1981.

By Peter K. Bergman
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-32-03600K TERMINAL AREA FISHERIES (1) Notwithstanding the provisions of WAC 220-32-036, it is unlawful to take, fish for or possess salmon for commercial purposes with gill net gear in the following Columbia River Fisheries Areas except during the seasons provided for hereinafter in each respective fishing area:

Grays River – Those waters of Grays Bay northerly of a line projected true east from Rocky Point to a boundary marker on the mainland, including those waters of Deep River upstream to Highway 4 Bridge and those waters of Deep River upstream to markers at Leo Reisticka Farm. Open fishing period shall be:

6:00 p.m. August 31, 1981 to 6:00 p.m.
September 4, 1981
6:00 p.m. September 7, 1981 to 6:00 p.m.
September 11, 1981

Skamokawa-Steamboat Sloughs – Those waters of Skamokawa and Steamboat Sloughs north and easterly of a line projected south-easterly from mainland across slough mouth to light "33" on northeast tip of Price Island upstream in Skamokawa Creek to first west fork and including Steamboat Slough southerly to a line projected easterly from southern tip of Price Island to mainland. Open fishing period shall be:

6:00 p.m. August 31, 1981 to 6:00 p.m.
September 4, 1981
6:00 p.m. September 7, 1981 to 6:00 p.m.
September 11, 1981

Elokomin Slough – Those waters of Elokomin Slough easterly of a line projected from boundary markers on the outermost uplands of the Western mouth of Elokomin Slough to the Highway 4 Bridge, including Elokomin Slough upstream of a line projected east from a light at the southern tip of Hunting Island to the mainland. Open fishing periods shall be:

6:00 p.m. August 31, 1981 to 6:00 p.m.
September 4, 1981
6:00 p.m. September 7, 1981 to 6:00 p.m.
September 11, 1981

Cowlitz River – Those waters of the Cowlitz River upstream of a line projected southeast from flashing green light on the west bank at the mouth of the Cowlitz River to the west tip of Cottonwood Island to a boundary marker on the east bank at the Cowlitz River mouth northerly to a line projected between boundary markers near the cement plant on the west bank of the Cowlitz River. Open fishing periods shall be:

6:00 p.m. August 31, 1981 to 6:00 p.m.
September 4, 1981
6:00 p.m. September 7, 1981 to 6:00 p.m.
September 11, 1981

Camas Slough – Those waters of Camas Slough upstream of a line projected true north from western tip of Lady Island to mainland upstream to line projected from Crown Zellerbach pumphouse southerly to the east end of Lady Island. Open fishing period shall be:

6:00 p.m. August 31, 1981 to September 4,
1981
6:00 p.m. September 7, 1981 to September
11, 1981
6:00 p.m. September 14, 1981 to 6:00 p.m.
September 18, 1981

(2) Lawful gear in the areas described in subsection (1) of this section shall be "terminal gear." Terminal gear is defined as gill net gear no more than 100 fathoms in length measured at the cork line, which may be free floating or stationary if it is not staked or tied to fixed object on the shore and which must be attended at all times. The minimum mesh size for such terminal gear is 5 inches.

(3) It is unlawful for anyone except Washington licensed fishermen to gill net in terminal areas described in subsection (1) of this section.

(4) It is unlawful for anyone except for licensed wholesale fish dealer to possess or transport outside of open Washington terminal areas any salmon taken during the respective terminal area seasons, except that fish caught in the Cowlitz River may be delivered to buyers located upstream of the designated fishing area.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. August 27, 1981:

WAC 220-32-03600J **TERMINAL AREA FISHERIES (81-99)**

WSR 81-18-029
ADOPTED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
[Order 81-21—Filed August 27, 1981]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at the Director's Office, Olympia, Washington, the annexed rules relating to new sections WAC 296-62-052 through 296-62-05223, Access to Employee Exposure and Medical Records, identical to the Federal Standard 29 CFR 1910.20; WAC 296-62-146 through 296-62-14605, Appendices, implements the mandatory appendices to the Cotton Dust Standard. This is identical to the Federal regulation 29 CFR 1910.1046; and WAC 296-78-500 through 296-78-84011, Safety Standards for Sawmills and Woodworking Operations; amending chapter 296-37 WAC, Commercial Diving Operations; to reflect Federal recordkeeping requirements, 29 CFR 1910.44; and chapter 296-62 WAC, General Occupational Health to reflect Subpart Z of the Federal recordkeeping requirements.

This action is taken pursuant to Notice Nos. WSR 81-13-026 and 81-13-027 filed with the code reviser on June 12, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 49.17.040, 49.17.050 and 49.17.240 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 27, 1981.

By Sam Kinville
Director

REPEALER

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

(1) WAC 296-78-005 Forward.

(b) Medical assistance may be provided only in areas of Canada that border on the United States when no other resource is available.

(2) Persons eligible for the limited casualty program—medically needy may be provided medical care within the scope of that program.

~~((2))~~ (3) When an eligible individual goes to another state, excluding bordering cities, expressly to obtain medical care that is available within the state of Washington, medical assistance will only be provided on an emergency basis.

~~((3))~~ (4) Medical assistance will be provided to persons who enter the state and are determined to be financially eligible, provided the residency requirements in chapter 388-80 WAC are met.

~~((4))~~ (5) State-funded medical care is not provided out-of-state except in designated bordering cities.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-83-005 MEDICAL ASSISTANCE ELIGIBILITY. The department shall provide medical assistance within the limitations set forth under these rules and regulations to any individual who has been certified Title XIX eligible categorically needy. The recipient shall be responsible for furnishing the provider with a medical identification coupon or other adequate notification of eligibility provided by the department. Eligibility for medically needy is described in chapter 388-99 WAC.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-83-006 STATE-FUNDED MEDICAL CARE SERVICES. The department shall provide state-funded medical care within the limitations set forth under these rules and regulations to any individual who has been certified as eligible to receive such services as a continuing general assistance recipient. The recipient shall be responsible for furnishing the provider with a medical identification coupon or other adequate verification of eligibility provided by the department. Eligibility for medically indigent is described in chapter 388-100 WAC.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-83-020 AGE. No age ~~((requirements))~~ requirement is imposed as a condition of eligibility in regard to medical assistance. The age of the applicant is established to determine whether the individual may be related to a federal aid category, or may be eligible for the under age twenty-one category.

NEW SECTION

WAC 388-83-036 MONTHLY MAINTENANCE STANDARD—APPLICANT NOT IN OWN HOME. (1) The monthly standard for a Title XVI related individual or GA-U recipient living in a

CCF, adult family home or group home shall be the cost standard of the facility. Cost plus a specified CPI may not exceed three hundred percent of the current SSI federal benefit level.

(2) The AFDC recipient receiving intensive (thirty days or less) alcohol treatment may be granted GA-U funds within the maximum which are paid to the facility for the cost of care.

(3) For the Title XVI related person with income, all earned and unearned exemptions allowed by SSI may be retained for personal needs. The GA-U recipient is subject to GA-U income and resource standards.

(4) If income available to the recipient is less than the CPI standard, a state payment is authorized to the recipient to meet his or her personal needs.

(5) Payment is made by the department to the facility for the difference between income available for payment on care and the cost standard of the facility.

AMENDATORY SECTION (Amending Order 1646, filed 4/27/81)

WAC 388-83-130 ELIGIBILITY DETERMINATION—NONINSTITUTIONAL. (1) Eligibility determination for AFDC shall be as follows:

(a) Applicants who are eligible for but not receiving cash assistance shall be determined as for the appropriate cash assistance category.

(b) Individuals under age twenty-one shall have eligibility determined based on the AFDC ~~((one person))~~ one-person standard if they are:

(i) Not SSI related.

(ii) Not AFDC related (dependent child).

(iii) When an under twenty-one person resides in the same family unit with parents, the parents' income is considered available whether or not actually contributed.

(iv) The AFDC earned income exemption of ~~(($\$30 + 1/3$))~~ thirty dollars plus one-third of remainder does not apply to individuals applying solely for medical assistance.

(v) Families applying for medical assistance who received AFDC in any of the four preceding months shall be allowed the ~~(($\$30 + 1/3$))~~ thirty dollars plus one-third disregard.

(c) Individuals under twenty-one who are AFDC related but are ineligible solely because of AFDC age or school attendance requirements are eligible for medicaid while living in the home with a relative of specified degree on the same basis as the dependent children in that home. Individuals eligible under this provision include:

(i) AFDC children age sixteen or seventeen who are terminated from AFDC cash assistance unit because they have ceased to attend school and have refused to register for WIN;

(ii) AFDC children who are terminated from AFDC cash assistance unit because they have reached age eighteen, but have not yet reached age twenty-one.

(2) Eligibility for ~~((SSI related applicants who are eligible but not receiving cash assistance))~~ special categories shall be determined as for the appropriate ~~((SSI))~~ cash assistance category. See chapter 388-92 WAC ~~((for income and resources computation)).~~

time profiles, recording of dives, decompression procedure assessment evaluations, and records of hospitalizations shall be provided in the same manner as employee exposure records or analyses using exposure or medical records. Equipment inspections and testing records which pertain to employees shall also be provided upon request to employees and their designated representatives.

(c) Records and documents required by this standard shall be retained by the employer for the following period:

(i) Dive team member medical records (physician's reports) (WAC 296-37-525) – five years;

(ii) Safe practices manual (WAC 296-37-530) – current document only;

(iii) Depth-time profile (WAC 296-37-540) – until completion of the recording of dive, or until completion of decompression procedure assessment where there has been an incident of decompression sickness;

(iv) Recording dive (WAC 296-37-545) one year, except five years where there has been an incident of decompression sickness;

(v) Decompression procedure assessment evaluations (WAC 296-37-545) – five years;

(vi) Equipment inspections and testing records (WAC 296-37-570) – current entry or tag, or until equipment is withdrawn from service;

(vii) Records of hospitalizations (WAC 296-37-575) – five years.

(d) After the expiration of the retention period of any record required to be kept for five years, the employer shall forward such records to the National Institute for Occupational Safety and Health, Department of Health(~~(, Education, and Welfare)~~) and Human Services. The employer shall also comply with any additional requirements set forth in WAC 296-62-05215.

(e) In the event the employer ceases to do business:

(i) The successor employer shall receive and retain all dive and employee medical records required by this standard; or

(ii) If there is no successor employer, dive and employee medical records shall be forwarded to the National Institute for Occupational Safety and Health, Department of Health(~~(, Education, and Welfare)~~) and Human Services.

NEW SECTION

WAC 296-62-052 ACCESS TO EMPLOYEE EXPOSURE AND MEDICAL RECORDS. This standard establishes rights of access to the information by employees and designated representatives, while at the same time affording appropriate privacy and confidentiality protection.

NEW SECTION

WAC 296-62-05201 PURPOSE. The purpose of this section is to provide employees and their designated representatives a right of access to relevant exposure and medical records, and to provide representatives of the Director of Labor and Industries a right of access to

these records. Access by employees, their representatives, and the Director of Labor and Industries is necessary to yield both direct and indirect improvements in the detection, treatment and prevention of occupational disease. Each employer is responsible for assuring compliance with this section, but the activities involved in complying with the access to medical records provisions can be carried out, on behalf of the employer, by the physician or other health care personnel in charge of employee medical records. Except as expressly provided, nothing in this section is intended to affect existing legal and ethical obligations concerning the maintenance and confidentiality of employee medical information, the duty to disclose information to a patient/employee or any other aspect of the medical-care relationship, or affect existing legal obligations concerning the protection of trade secret information.

NEW SECTION

WAC 296-62-05203 SCOPE AND APPLICATION. (1) This section applies to every employer, except as provided in subsection (4) of this section, who makes, maintains, contracts for, or has access to employee exposure or medical records, or analyses thereof, pertaining to employees exposed to toxic substances or harmful physical agents.

(2) This section applies to all employee exposure and medical records, and analyses thereof, of employees exposed to toxic substances or harmful physical agents, whether or not the records are related to specific occupational safety and health standards.

(3) This section applies to all employee exposure and medical records, and analyses thereof, made or maintained in any manner, including on an in-house or contractual (e.g., fee-for-service) basis. Each employer shall assure that the preservation and access requirements of this section are complied with regardless of the manner in which records are made or maintained.

(4) This section does not apply to the agricultural operations covered by chapter 296-306 WAC.

NEW SECTION

WAC 296-62-05205 DEFINITIONS APPLICABLE TO THIS SECTION. (1) Access – the right and opportunity to examine and copy.

(2) Analysis using exposure or medical records – any compilation of data, or any research, statistical or other study based at least in part on information collected from individual employee exposure or medical records or information collected from health insurance claims records, provided that either the analysis has been reported to the employer or no further work is currently being done by the person responsible for preparing the analysis.

(3) Designated representative – any individual or organization to whom an employee gives written authorization to exercise a right of access. For the purposes of access to employee exposure records and analyses using exposure or medical records, a recognized or certified

collective bargaining agent shall be treated automatically as a designated representative without regard to written employee authorization.

(4) Employee – a current employee, a former employee, or an employee being assigned or transferred to work where there will be exposure to toxic substances or harmful physical agents. In the case of a deceased or legally incapacitated employee, the employee's legal representative may directly exercise all the employee's rights under this section.

(5) Employee exposure record – a record containing any of the following kinds of information concerning employee exposure to toxic substances or harmful physical agents:

(a) Environmental (workplace) monitoring or measuring, including personal, area, grab, wipe, or other form of sampling, as well as related collection and analytical methodologies, calculations, and other background data relevant to interpretation of the results obtained;

(b) Biological monitoring results which directly assess the absorption of a substance or agent by body systems (e.g., the level of a chemical in the blood, urine, breath, hair, fingernails, etc.) but not including results which assess the biological effect of a substance or agent;

(c) Material safety data sheets; or

(d) In the absence of the above, any other record which reveals the identity (e.g., chemical, common or trade name) of a toxic substance or harmful physical agent.

(6)(a) Employee medical record – a record concerning the health status of an employee which is made or maintained by a physician, nurse, or other health care personnel, or technician, including:

(i) Medical and employment questionnaires or histories (including job description and occupational exposures);

(ii) The results of medical examinations (preemployment, pre-assignment, periodic, or episodic) and laboratory tests (including x-ray examinations and all biological monitoring);

(iii) Medical opinions, diagnoses, progress notes and recommendations;

(iv) Descriptions of treatments and prescriptions; and

(v) Employee medical complaints.

(b) Employee medical record does not include the following:

(i) Physical specimens (e.g., blood or urine samples) which are routinely discarded as a part of normal medical practice, and are not required to be maintained by other legal requirements;

(ii) Records concerning health insurance claims if maintained separately from the employer's medical program and its records, and not accessible to the employer by employee name or other direct personal identifier (e.g., social security number, payroll number, etc.); or

(iii) Records concerning voluntary employee assistance programs (alcohol, drug abuse, or personal counseling programs) if maintained separately from the employer's medical program and its records.

(7) Employer – a current employer, a former employer or a successor employer.

(8) Exposure or exposed – an employee is subjected to a toxic substance or harmful physical agent in the course of employment through any route of entry (inhalation, ingestion, skin contact or absorption, etc.), and includes past exposure and potential (e.g., accidental or possible) exposure, but does not include situations where the employer can demonstrate that the toxic substance or harmful physical agent is not used, handled, stored, generated, or present in the workplace in any manner different from typical nonoccupational situations.

(9) Record – any item, collection, or grouping of information regardless of the form or process by which it is maintained (e.g., paper document, microfiche, microfilm, x-ray film, or automated data processing).

(10) Specific written consent – (a) A written authorization containing the following:

(i) The name and signature of the employee authorizing the release of medical information;

(ii) The date of the written authorization;

(iii) The name of the individual or organization that is authorized to release the medical information;

(iv) The name of the designated representative (individual or organization) that is authorized to receive the released information;

(v) A general description of the medical information that is authorized to be released;

(vi) A general description of the purpose for the release of the medical information; and

(vii) A date or condition upon which the written authorization will expire (if less than one year).

(b) A written authorization does not operate to authorize the release of medical information not in existence on the date of written authorization, unless this is expressly authorized, and does not operate for more than one year from the date of written authorization.

(c) A written authorization may be revoked in writing prospectively at any time.

(11) Toxic substance or harmful physical agent – any chemical substance, biological agent (bacteria, virus, fungus, etc.), or physical stress (noise, heat, cold, vibration, repetitive motion, ionizing and nonionizing radiation, hypo- or hyperbaric pressure, etc.) which:

(a) Is regulated by any WISHA law or rule due to a hazard to health;

(b) Is listed in the latest printed edition of the National Institute for Occupational Safety and Health (NIOSH) Registry of Toxic Effects of Chemical Substances (RTECS) (See Appendix B);

(c) Has yielded positive evidence of an acute or chronic health hazard in human, animal, or other biological testing conducted by, or known to, the employer; or

(d) Has a material safety data sheet available to the employer indicating that the material may pose a hazard to human health.

NEW SECTION

WAC 296-62-05207 PRESERVATION OF RECORDS. (1) Unless a specific occupational safety and health standard provides a different period of time, each employer shall assure the preservation and retention of records as follows:

drugs and pharmaceutical supplies; eyeglasses and examination; hearing aids and examinations; oxygen; physical therapy services; special-duty nursing services; surgical appliances, prosthetic devices, and certain other aids to mobility.

(3) Treatment, transplants, dialysis, equipment and supplies for acute and chronic nonfunctioning kidneys are provided in the home, hospital and kidney center. See WAC 388-86-050(5).

(4) Organ transplants, other than kidney transplants are not provided as a part of physician services or hospital care authorized under the medical assistance program.

(5) Treatment to detoxify narcotic addiction cases in a hospital or on an outpatient basis is not provided as a part of the medical care program. The department will provide treatment for concurrent diseases and complications.

(6) Detoxification of an acute alcoholic condition will be provided only in a certified detoxification center or in a general hospital with certified detoxification facilities.

(7) The following medical services are not provided:

- (a) Adult dental services, and
- (b) Chiropractic services(~~(-and)~~) ;
- ~~((c) Podiatry.))~~

(8) Treatment for obesity is not provided as part of the medical care program. The department will provide treatment for concurrent diseases and complications.

(9) Where evidence is obtainable to establish medical necessity, as defined in WAC 388-80-005, the department shall approve the request if the recipient or provider submits sufficient objective clinical information (including, but not limited to, a physiological description of the disease, injury, impairment or other ailment; pertinent laboratory findings; x-ray reports; and patient profiles).

(10) A request for medical services may be denied by the department if the requested service is not medically necessary as defined by WAC 388-80-005, is generally regarded by the medical profession as experimental in nature or as unacceptable treatment, unless the recipient can demonstrate through sufficient objective clinical evidence the existence of particular circumstances which render the requested service medically necessary.

(11) The department shall approve or deny all requests for medical services within fifteen days of the receipt of the request, except that if additional justifying information is necessary before a decision can be made, the request shall be neither approved nor denied but shall be returned to the provider within five working days of the original receipt. If additional justifying information is not returned within thirty days of the date it was returned to the provider, then the original request shall be approved or denied. However, if such information is returned to the department, the request shall be acted upon within five working days of the receipt of the additional justifying information.

(12) Whenever the department denies a request for medical services the department shall, within five working days of the decision, give written notice of the denial to the recipient and the provider. In order to fully inform the recipient, the notice shall state:

(a) The specific reasons for the department's conclusion to deny the requested service.

(b) If a fair hearing is requested, a medical assessment other than that of the person or persons involved in making the original decision may be obtained at the expense of the department of social and health services, and instructions on how to obtain such assessment.

(c) The recipient has a right to a fair hearing if the request is made within ninety days of receipt of the denial, with the instruction on how to request the hearing.

(d) The recipient may be represented at the hearing by legal counsel or other representative.

(e) That upon request, the CSO shall furnish the recipient the name and address of the nearest legal services office.

(13) The limited casualty program—medically needy is defined in chapter 388-99 WAC, and the limited casualty program—medically indigent is defined in chapter 388-100 WAC.

NEW SECTION

WAC 388-86-021 DENTURES. The department will provide to the extent of these rules dentures to recipients of medical assistance and the limited casualty program that includes only fabrication and fitting. All denture requests require prior approval.

AMENDATORY SECTION (Amending Order 1542, filed 9/9/80)

WAC 388-86-030 EYEGLASSES AND EXAMINATIONS. (1) The department shall provide eye examinations and eyeglasses when a refractive error of sufficient magnitude exists to require corrective lenses. Payment shall be made on the basis of rates established by the department or through HMO or optical supplier contracts.

(2) Under the limited casualty program only one refraction and one pair of glasses will be provided during a twelve-month period.

~~((2))~~ (3) Prior authorization by the CSO medical consultant or his designee in the county of residence is not required for eye examinations performed for the purpose of prescribing corrective lenses except in the provision of certain eyeglasses (lenses or frames).

~~((3))~~ (4) Examinations, unless medically indicated, are limited to two in a twelve-month period, except for eye examinations and eyeglasses provided to recipients of EPSDT, see ~~((WAC 388-86-027(1)(c) and (3)))~~ chapter 388-86 WAC.

~~((4))~~ (5) A choice of frames listed in current division of medical assistance numbered memoranda is offered recipients. Frames are not provided for cosmetic effect or psychological support.

~~((5))~~ (6) Sunglasses, photochromic (~~((aspheric))~~) or varalux type lenses are not provided.

~~((6))~~ (7) Two pair of glasses in lieu of bifocal or trifocal lenses are not provided.

~~((7))~~ (8) Contact lenses and orthoptics therapy are not provided.

AMENDATORY SECTION (Amending Order 1647, filed 4/27/81)

WAC 388-86-035 FAMILY PLANNING. (1) The department shall make known to clients the availability of family planning services. The department shall provide to eligible categorically needy recipients necessary physicians' services, clinic or hospital services, supplies and drugs needed in conjunction with family planning. ((See WAC 388-15-240 for Title XX services for nonrecipients including minors.))

(2) Under the limited casualty program—medically needy only physicians' services and supplies will be provided.

AMENDATORY SECTION (Amending Order 1647, filed 4/27/81)

WAC 388-86-040 HEARING AIDS. (1) The department shall provide to categorically needy recipients:

(a) One new hearing aid under the following conditions:

(i) On prescription of an otolaryngologist, or the attending physician where no otolaryngologist is available in the community, within six months prior to receiving hearing aid dispenser services, and

(ii) With a minimum of 50 decibel loss in the better ear based on auditory screening at 500, 1000, 2000 and 4000 Hertz (Hz) with effective masking as indicated, and

(iii) When covered by a one year warranty, and/or

(b) One-time repair of a state purchased or privately owned hearing aid when covered by a ninety day warranty.

(2) Prior approval is required for the purchase or trial period rental of hearing aids and for one-time repair of a state purchased or privately owned hearing aid.

(3) After expiration of warranties, the owner is responsible for repairs and for purchase of batteries, any attachments and replacements.

(4) Individuals under age twenty-one must be referred to the crippled children's service conservation of hearing program.

(5) Individuals twenty-one years of age and over may sign a waiver statement declining the medical evaluation for religious or personal beliefs that preclude consultation with a physician.

(6) Hearing aids are not provided to recipients of continuing general assistance grants and the limited casualty program.

AMENDATORY SECTION (Amending Order 1647, filed 4/27/81)

WAC 388-86-050 INPATIENT HOSPITAL CARE. (1) The department will provide hospitalization for recipients under age sixty-five and for recipients sixty-five and over who have exhausted medicare benefits. With exceptions and limitations ((listed below.)) the recipient will have free choice of hospitalization.

~~((2) Hospitalization for services covered by the program requires approval by:~~

~~(a) The local medical consultant for:~~

~~(i) Prior approval of nonemergent surgery;~~
~~(ii) Admission and length of stay for recipients on the GAU program;~~

~~(iii) Retroactive certification and out-of-state care, including hospitalization in bordering cities, for categorically needy recipients;~~

~~(b) The Washington state professional standards review organization (WSPSRO) by certification, when previous agreement with the department and the PSRO exists, and when review is timely and concurrent with hospitalization, for:~~

~~(i) Medical illness and emergent surgery for recipients on federal programs;~~

~~(ii) Admission and length of stay for categorically needy recipients.))~~

(2) Certain hospitalization services covered by the program require approval of the medical consultant.

(a) Prior approval for nonemergent surgery;

(b) Admission and length of stay for recipients of the GAU and limited casualty—medically indigent programs;

(c) Retroactive certification and out-of-state care including bordering cities.

(3) The Washington state professional standards review organization (WSPSRO) will certify admission, length of stay and/or services for the categorically needy and limited casualty—medically needy recipients.

~~((3)) (4) Department authorization for inpatient hospital care for eligible individuals shall be limited to the lesser of the minimum number of days consistent with practice normally followed in the community or the maximum number of days established at the 75th percentile in the edition adopted by the department of the publication "Length of Stay in PAS Hospitals, by Diagnosis United States Western Region", unless prior contractual arrangements are made by the department for a specified length of stay (as defined in WAC 388-80-005 and 388-87-013). Hospital stays shall be subject to the same utilization review as established for private patients in the community. A daily list of all recipient inpatients with diagnostic information shall be submitted by the hospital to the local medical consultant. When hospitalization of a recipient of GAU or limited casualty program—medically indigent exceeds the maximum number of days specified in PAS, an extension request shall be presented with adequate justification by the attending physician to the chief, office of medical policy and procedure or his designee within sixty days of final service. ((The Washington state professional standards review organization (WSPSRO) will certify days of stay and/or services (i.e., approve as necessary, appropriate, and of acceptable quality) for categorically needy recipients.))~~

(a) Eligible recipients are covered for involuntary admissions for acute psychiatric conditions up to a maximum of seventeen days under the Involuntary Treatment Act in hospitals certified as evaluation and treatment facilities. If an involuntarily committed recipient reverts to voluntary status, PAS days are computed from day of admission and applied to any period exceeding the mandatory seventeen days. If PAS days are less than seventeen, the maximum of seventeen days will prevail.

Olympia, Washington 98504

NEW SECTION

WAC 296-62-05219 EFFECTIVE DATE. WAC 296-62-052 through 296-62-05219 shall become effective thirty days after filing with the Code Reviser. All obligations of this section commence on the effective date except that the employer shall provide the information required under WAC 296-62-05213(1) to all current employees within sixty days after the effective date.

NEW SECTION

WAC 296-62-05221 APPENDIX A - Sample Authorization Letter for the Release of Employee Medical Record Information to a Designated Representative.

I, _____ (full name of worker/patient) hereby authorize _____ (individual or organization holding the medical records) to release to _____ (individual or organization authorized to receive the medical information), the following medical information from my personal medical records:

(Describe generally the information desired to be released.)

I give my permission for this medical information to be used for the following purpose: _____, but I do not give permission for any other use or re-disclosure of this information.

(NOTE: Several extra lines are provided below so that you can place additional restrictions on this authorization letter if you want to. You may, however, leave these lines blank. On the other hand, you may want to (1) specify a particular expiration date for this letter (if less than one year); (2) describe medical information to be created in the future that you intend to be covered by this authorization letter; or (3) describe portions of the medical information in your records which you do not intend to be released as a result of this letter.)

Full name of Employee or Legal Representative

Signature of Employee or Legal Representative

Date of Signature

NEW SECTION

WAC 296-62-05223 APPENDIX B - Availability of NIOSH Registry of Toxic Effects of Chemical Substances (RTECS).

WAC 296-62-052 applies to all employee exposure and medical records, and analyses thereof, of employees exposed to toxic substances or harmful physical agents (WAC 296-62-05203). The term "toxic substance or harmful physical agent" is defined by WAC 296-62-05205(11) to encompass chemical substances, biological agents, and physical stresses for which there is evidence of harmful health effects. The standard uses the latest printed edition of the National Institute for Occupational Safety and Health (NIOSH) Registry of Toxic Effects of Chemical Substances (RTECS) as one of the chief sources of information as to whether evidence of harmful health effects exists. If a substance is listed in the latest printed RTECS, the standard applies to exposure and medical records (and analyses of these records) relevant to employees exposed to the substance.

It is appropriate to note that the final standard does not require that employers purchase a copy of RTECS, and many employers need not consult RTECS to ascertain whether their employee exposure or medical records are subject to the standard. Employers who do not currently have the latest printed edition of the NIOSH RTECS, however, may desire to obtain a copy. The RTECS is issued in an annual printed edition as mandated by section 20(a)(6) of the Occupational Safety and Health Act (29 U.S.C. 669(a)(6)). The 1979 edition is the most recent printed edition as of July 1, 1981.

The RTECS may be purchased from the Superintendent of Documents, U.S. Government Printing Office (GPO), Washington D.C. 20402 (202-783-3238). New editions are anticipated to be issued in the late summer of each year. Some employers may also desire to subscribe to the quarterly update to the RTECS which is published in a microfiche edition. An annual subscription to the quarterly microfiche may be purchased from the GPO (Order the "Microfiche Edition, Registry of Toxic Effects of Chemical Substances"). Both the printed edition and the microfiche edition of RTECS are available for review at many university and public libraries throughout the country. The latest RTECS editions may also be examined at any OSHA Regional or Area Office.

AMENDATORY SECTION (Amending Order 75-41, filed 12/19/75)

WAC 296-62-07329 VINYL CHLORIDE. (1) Scope and application.

(a) This section includes requirements for the control of employee exposure to vinyl chloride (chloroethene), Chemical Abstracts Service Registry No. 75014.

(b) This section applies to the manufacture, reaction, packaging, repackaging, storage, handling or use of vinyl chloride or polyvinyl chloride, but does not apply to the handling or use of fabricated products made of polyvinyl chloride.

(c) This section applies to the transportation of vinyl chloride or polyvinyl chloride except to the extent that the Department of Transportation may regulate the hazards covered by this section.

(2) Definitions.

(a) "Action level" means a concentration of vinyl chloride of 0.5 ppm averaged over an 8-hour work day.

(b) "Authorized person" means any person specifically authorized by the employer whose duties require him to enter a regulated area or any person entering such an area as a designated representative of employees for the purpose of exercising an opportunity to observe monitoring and measuring procedures.

(c) "Director" means Chief, Industrial Hygiene Section, Department of Labor and Industries.

(d) "Emergency" means any occurrence such as, but not limited to, equipment failure, or operation of a relief device which is likely to, or does, result in massive release of vinyl chloride.

(e) "Fabricated product" means a product made wholly or partly from polyvinyl chloride, and which does not require further processing at temperatures, and for times, sufficient to cause mass melting of the polyvinyl chloride resulting in the release of vinyl chloride.

(f) "Hazardous operation" means any operation, procedure, or activity where a release of either vinyl chloride liquid or gas might be expected as a consequence of the operation or because of an accident in the operation, which would result in an employee exposure in excess of the permissible exposure limit.

(g) "Polyvinyl chloride" means polyvinyl chloride homopolymer or copolymer before such is converted to a fabricated product.

(h) "Vinyl chloride" means vinyl chloride monomer.

(3) Permissible exposure limit.

(a) No employee may be exposed to vinyl chloride at concentrations greater than 1 ppm averaged over any 8-hour period, and

(b) No employee may be exposed to vinyl chloride at concentrations greater than 5 ppm averaged over any period not exceeding 15 minutes.

(c) No employee may be exposed to vinyl chloride by direct contact with liquid vinyl chloride.

(4) Monitoring.

(a) A program of initial monitoring and measurement shall be undertaken in each establishment to determine if there is any employee exposed, without regard to the use of respirators, in excess of the action level.

(b) Where a determination conducted under paragraph (4)(a) of this section shows any employee exposures without regard to the use of respirators, in excess of the action level, a program for determining exposures for each such employee shall be established. Such a program:

(i) Shall be repeated at least monthly where any employee is exposed, without regard to the use of respirators, in excess of the permissible exposure limit.

(ii) Shall be repeated not less than quarterly where any employee is exposed, without regard to the use of respirators, in excess of the action level.

(iii) May be discontinued for any employee only when at least two consecutive monitoring determinations, made not less than 5 working days apart, show exposures for that employee at or below the action level.

(c) Whenever there has been a production, process or control change which may result in an increase in the release of vinyl chloride, or the employer has any other reason to suspect that any employee may be exposed in excess of the action level, a determination of employee

exposure under subsection (4)(a) of this section shall be performed

(d) The method of monitoring and measurement shall have an accuracy (with a confidence level of 95 percent) of not less than plus or minus 50 percent from 0.25 through 0.5 ppm, plus or minus 35 percent from over 0.5 ppm through 1.0 ppm, plus or minus 25 percent over 1.0 ppm, (methods meeting these accuracy requirements are available from the director).

(e) Employees or their designated representatives shall be afforded reasonable opportunity to observe the monitoring and measuring required by this subdivision.

(5) Regulated area.

(a) A regulated area shall be established where:

(i) Vinyl chloride or polyvinyl chloride is manufactured, reacted, repackaged, stored, handled or used; and

(ii) Vinyl chloride concentrations are in excess of the permissible exposure limit.

(b) Access to regulated areas shall be limited to authorized persons. A daily roster shall be made of authorized persons who enter.

(6) Methods of compliance. Employee exposures to vinyl chloride shall be controlled to at or below the permissible exposure limit provided in subsection (3) of this section by engineering, work practice, and personal protective controls as follows:

(a) Feasible engineering and work practice controls shall immediately be used to reduce exposures to at or below the permissible exposure limit.

(b) Wherever feasible engineering and work practice controls which can be instituted immediately are not sufficient to reduce exposures to at or below the permissible exposure limit, they shall nonetheless be used to reduce exposures to the lowest practicable level, and shall be supplemented by respiratory protection in accordance with subsection (6) of this section. A program shall be established and implemented to reduce exposures to at or below the permissible exposure limit, or to the greatest extent feasible, solely by means of engineering and work practice controls, as soon as feasible.

(c) Written plans for such a program shall be developed and furnished upon request for examination and copying to the director. Such plans shall be updated at least every six months.

(7) Respiratory protection. Where respiratory protection is required under this section:

(a) The employer shall provide a respirator which meets the requirements of this subdivision and shall assure that the employee uses such respirator, except that until December 31, 1975, wearing of respirators shall be at the discretion of each employee for exposures not in excess of 25 ppm, measured over any 15-minute period. Until December 31, 1975, each employee who chooses not to wear an appropriate respirator shall be informed at least quarterly of the hazards of vinyl chloride and the purpose, proper use, and limitations of respiratory devices.

(b) Respirators shall be selected from among those jointly approved by the Mining Enforcement and Safety Administration, Department of the Interior, and the National Institute for Occupational Safety and Health under the provisions of 30 CFR Part 11.

(a) Payment for physicians' calls for nonemergent conditions in a skilled nursing facility or an intermediate care facility, is limited to two calls per month. Requests for payment for additional visits must be justified at the time the billing is submitted by the physician.

(b) Payment for hospital calls is limited to one call per day. This is applicable to other than flat fee care.

(c) Individual outpatient psychotherapy provided by a psychiatrist shall be limited to one hour per month or equivalent combinations. Up to a maximum of two hours psychotherapy may be authorized when justified during the first month of treatment. Subdivisions of (4)(a) and (b) of this section, also apply unless other rules take precedence. See WAC 388-86-067(1) for service provided by a contracting mental health center.

(5) All surgical procedures require approval by the medical consultant.

(6) Nonemergent hospital admissions for state funded recipients require prior approval by the chief of the office of medical policy and procedure or his designees.

(7) Minor surgery and diagnostic procedures performed in a physician's office do not require prior approval.

(8) No payment will be made for cosmetic, reconstructive or plastic surgery which is defined as surgery performed to revise or change the texture, configuration or relationship of structure with continuous structure when the purpose is primarily psychological and will not correct or materially improve body function, or is intended to alter any part of the body which could be considered to be "normal" within broad range of variation for function, age, ethnic, or familial origin.

(9) A recipient of public assistance is not required to obtain medical care in the county of his residence. ((See also WAC 388-83-025.))

(10) For limitations on out-of-state physicians' services see WAC 388-86-115.

NEW SECTION

WAC 388-86-09601 PODIATRIC SERVICES.

(1) Medically necessary podiatric services shall be provided to include:

(a) Evaluation, diagnosis, and treatment of skin disease, infections, inflammation, ulcers, and symptomatic conditions including bursitis, osteoarthritis and tendonitis.

(b) Reductions of fractures and dislocations, and treatment of sprains and strains.

(c) Surgery for bunions, exostosis, hammertoes, neuromas, and ingrown toenails.

(d) Initial diagnostic services in connection with conditions whose subsequent treatment would be excluded as routine palliative care.

(e) One visit every six months may be permitted for debridement and cutting of mycotic toenails.

(2) Elective surgery requires prior approval of the medical director or designee. Where less expensive, more conservative treatment is available, surgery will not be approved.

(3) The following services shall be excluded:

(a) Routine foot care that includes removal of corns, warts, or calluses, trimming of nails and other hygienic

and preventive care except as specified in subsection (4) of this section.

(b) Treatment of flat foot.

(c) Treatment undertaken to correct a subluxated structure of the foot as an isolated entity.

(d) Supportive devices for the feet, such as orthopedic shoes.

(e) Procedures regarded as experimental.

(4) Where a person has a severe systemic condition that would result in circulatory embarrassment or desensitization in the legs or feet, more frequent foot care may be provided when:

(a) The performance of such procedures by unskilled person might pose a hazard.

(b) The severity of the condition has been established by clinical or physical findings.

(c) Such care requires prior approval of the medical director or designee.

AMENDATORY SECTION (Amending Order 1265, filed 1/13/78)

WAC 388-86-098 SPEECH THERAPY SERVICES. (1) Speech therapy, when required as an adjunct to necessary treatment of a medical or remedial condition for which the department has assumed initial responsibility, may be authorized subject to the following:

(a) The evaluation and/or treatment must have prior approval by the local medical consultant,

(b) The fee for service must be agreed to in advance of therapy,

(c) The services must be performed by a speech pathologist who has been granted the certificate of clinical competence by the American speech and hearing association, or who has completed the equivalent educational and work experience necessary for such a certificate,

(d) The department reserves the right to limit the number of treatments based on professional judgment. See WAC 388-87-025(2)(p).

(2) Speech and language therapy is not provided under the limited casualty program.

AMENDATORY SECTION (Amending Order 1610, filed 2/19/81)

WAC 388-86-100 ((SURGICAL—APPLIANCES)) DURABLE MEDICAL EQUIPMENT—PROSTHETIC DEVICES((=AIDS TO MOBILITY)). (1) The department shall authorize the purchase or rental of ((surgical appliances)) durable medical equipment, prosthetic devices, ((aids to mobility)) and other ((durable)) nonreusable medical equipment only when such items will:

(a) Reduce the length of hospitalization,

(b) Aid the rehabilitation of an employable person,

(c) Enable the person to return to or continue to live in his own home,

(d) Be used full time by a nursing home patient who will benefit materially from its use,

(e) Result in financial saving to the department.

(2) No approval is required for the purchase of external braces involving the neck, trunk and extremities; nor

pressure garments, support hose, canes, or wood crutches.

(3) Other nonreusable items costing less than one hundred fifty dollars do not require approval if provision of the appliance will expedite a recipient's release from a hospital.

(4) Prior approval by the division of medical assistance is required for:

(a) Purchase of reusable ~~((medical appliances and aids to mobility))~~ durable medical equipment costing more than five hundred dollars,

(b) Purchase of nonreusable ~~((surgical appliances))~~ medical equipment or prosthetic devices costing more than five hundred dollars, except as described in subsection (2) of this section,

(c) Metal crutches and other appliances require prior approval of the local medical consultant((-)),

(d) All rentals and repairs require prior approval by the local medical consultant.

(5) A recipient who has medicare part B benefits must utilize this resource for the purchase or rental of any items provided by medicare. Payment of medicare coinsurance and deductibles will be made by the department for purchase of all medicare items.

(6) Medical ~~((appliances))~~ equipment and supplies purchased by the department become the property of the recipient.

AMENDATORY SECTION (Amending Order 1265, filed 1/13/78)

WAC 388-86-112 PHYSICAL MEDICINE AND REHABILITATION EVALUATION AND REVIEW.

(1) The department may authorize physical medicine and rehabilitation inpatient evaluation and review for a period not exceeding one week when all the following conditions are met:

(a) The person suffers from severe motor disabilities following accident or illness such as stroke,

(b) The person has been rejected by the department's division of vocational rehabilitation for such medical service on the basis that there is little or no potential for gainful employment,

(c) Physical medicine and rehabilitation treatment would potentially enable the person to move from the hospital to a nursing home or from a nursing home to adult family home or from an adult family home into his own assisted and/or independent living situation, or afford the bedridden person cared for in his own home a degree of self-care and independence,

(d) No other financial resources are available,

(e) Prior approval of the state office of medical assistance is obtained.

(2) Extension of the evaluation and review for a period up to ninety days may be authorized by the office of medical assistance if requested and justified by the physical medicine and rehabilitation facility.

(3) These services are not provided under the limited casualty program.

AMENDATORY SECTION (Amending Order 1647, filed 4/27/81)

WAC 388-86-115 MEDICAL CARE PROVIDED OUT-OF-STATE. (1) The department shall authorize and provide comparable medical care services to a recipient of medical assistance (MA) or limited casualty program-medically needy who is temporarily outside the state to the same extent that such medical care services are furnished to an eligible recipient in the state, subject to the exceptions and limitations in this section.

(2) ~~((Border situations mentioned))~~ Bordering cities listed in ((WAC 388-82-030(4)) chapter 388-82 WAC are not considered "out-of-state" and are excluded from these provisions. ((However,)) When a recipient ((who visits)) goes to another state, other than the specified ((border locations)) bordering cities, specifically for the purpose of obtaining medical care that is ((not eligible for such care at the expense of)) available in the state of Washington, only emergency care will be provided by the state of Washington.

(3) ~~((A recipient who moves to another state for the purpose of establishing residence in that state is not eligible for medical care after eligibility has been terminated by the department.~~

(a) ~~When determining the effective date of change in the eligibility of a categorically needy recipient, see WAC 388-33-365 for appropriate guidelines. Medical care coverage terminates the same date as termination of the grant.~~

~~((b)))~~ State funded medical care is not provided out-of-state. Medical services in designated bordering cities may be authorized.

(4) The medical consultant shall review all cases involving out-of-state medical care to determine whether the services are within the scope of the medical assistance program.

(5) Medical assistance may be provided only in areas of Canada that border on the United States when no other resources are available.

AMENDATORY SECTION (Amending Order 1647, filed 4/27/81)

WAC 388-86-120 STATE FINANCED MEDICAL CARE. A recipient of a continuing general assistance grant who cannot be related to a federal aid category is eligible to receive the same scope of care (WAC 388-86-005) as a recipient of medicaid, except that no care will be provided outside the state of Washington other than in designated bordering ((states)) cities as specified in ((WAC 388-82-030(4))) chapter 388-82 WAC, and shall be subject to the following medical program limitations. Continuing general assistance medical coupons bear the imprint "GAU".

(1) Elective hospital admissions and elective surgery requests require prior medical consultant approval.

(2) Criteria used to determine that the proposed surgery is elective are:

(a) Medical necessity must be established. Definition in chapter 388-80 WAC applies.

(b) Procedure cannot reasonably be delayed.

(B) Include any additional information necessary to determine individual employee exposures where such exposures are determined by means other than individual monitoring of employees; and

(C) Be maintained for not less than 30 years.

(ii) Authorized personnel rosters shall be maintained for not less than 30 years.

(iii) Medical records shall be maintained for the duration of the employment of each employee plus 20 years, or 30 years, whichever is longer.

(c) In the event that the employer ceases to do business and there is no successor to receive and retain his records for the prescribed period, these records shall be transmitted by registered mail to the director, and each employee individually notified in writing of this transfer. The employer shall also comply with any additional requirements set forth in WAC 296-62-05215.

(d) Employees or their designated representatives shall be provided access to examine and copy records of required monitoring and measuring.

(e) Former employees shall be provided access to examine and copy required monitoring and measuring records reflecting their own exposures.

(f) Upon written request of any employee, a copy of the medical record of that employee shall be furnished to any physician designated by the employee.

(13) Reports. (a) Not later than 1 month after the establishment of a regulated area, the following information shall be reported to the director. Any changes to such information shall be reported within 15 days.

(i) The address and location of each establishment which has one or more regulated areas; and

(ii) The number of employees in each regulated area during normal operations, including maintenance.

(b) Emergencies and the facts obtainable at that time, shall be reported within 24 hours to the director. Upon request of the director, the employer shall submit additional information in writing relevant to the nature and extent of employee exposures and measures taken to prevent future emergencies of similar nature.

(c) Within 10 working days following any monitoring and measuring which discloses that any employee has been exposed, without regard to the use of respirators, in excess of the permissible exposure limit, each such employee shall be notified in writing of the results of the exposure measurement and the steps being taken to reduce the exposure to within the permissible exposure limit.

(i) Effective January 1, 1975, the provisions set forth in WAC 296-62-07329 shall apply.

APPENDIX A SUPPLEMENTARY MEDICAL INFORMATION

When required tests under paragraph (10)(a) of this section show abnormalities, the tests should be repeated as soon as practicable, preferably within 3 to 4 weeks. If tests remain abnormal, consideration should be given to withdrawal of the employee from contact with vinyl chloride, while a more comprehensive examination is made.

Additional tests which may be useful:

(A) For kidney dysfunction: Urine examination for albumin, red blood cells, and exfoliative abnormal cells.

(B) Pulmonary system: Forced vital capacity, forced expiratory volume at 1 second, and chest roentgenogram (posterior-anterior, 14 x 17 inches).

(C) Additional serum tests: Lactic acid dehydrogenase, lactic acid dehydrogenase isoenzyme, protein determination, and protein electrophoresis.

(D) For a more comprehensive examination on repeated abnormal serum tests: Hepatitis B antigen, and liver scanning.

AMENDATORY SECTION (Amending Order 80-14, filed 8/8/80)

WAC 296-62-07341 ACRYLONITRILE. (1) Scope and application.

(a) This section applies to all occupational exposure to acrylonitrile (AN), Chemical Abstracts Service Registry No. 000107131, except as provided in subsection (1)(b) and (c) of this section.

(b) This section does not apply to exposures which result solely from the processing, use, and handling of the following materials:

(i) ABS resins, SAN resins, nitrile barrier resins, solid nitrile elastomers, and acrylic and modacrylic fibers, when these listed materials are in the form of finished polymers, and products fabricated from such finished polymers;

(ii) Materials made from and/or containing AN for which objective data is reasonably relied upon to demonstrate that the material is not capable of releasing AN in airborne concentrations in excess of 1 ppm as an eight-hour time-weighted average, under the expected conditions of processing, use, and handling which will cause the greatest possible release; and

(iii) Solid materials made from and/or containing AN which will not be heated above 170° F during handling, use, or processing.

(c) An employer relying upon exemption under (1)(b)(ii) shall maintain records of the objective data supporting that exemption, and of the basis of the employer's reliance on the data as provided in subsection (17) of this section.

(2) Definitions, as applicable to this section:

(a) "Acrylonitrile" or "AN" - acrylonitrile monomer, chemical formula CH₂=CHCN.

(b) "Action level" - a concentration of AN of 1 ppm as an eight-hour time-weighted average.

(c) "Authorized person" - any person specifically authorized by the employer whose duties require the person to enter a regulated area, or any person entering such an area as a designated representative of employees for the purpose of exercising the opportunity to observe monitoring procedures under subsection (18) of this section.

(d) "Director" - the Director of Labor and Industries, or his authorized representative.

(e) "Emergency" - any occurrence such as, but not limited to, equipment failure, rupture of containers, or failure of control equipment, which is likely to, or does, result in unexpected exposure to AN in excess of the ceiling limit.

(f) "Polyacrylonitrile" or "PAN" – polyacrylonitrile homopolymers or copolymers, except for materials as exempted under subsection (1)(b) of this section.

(3) Permissible exposure limits. (a) Inhalation. (i) Time-weighted average limit (TWA). The employer shall assure that no employee is exposed to an airborne concentration of acrylonitrile in excess of two parts acrylonitrile per million parts of air (2 ppm), as an eight-hour time-weighted average.

(ii) Ceiling limit. The employer shall assure that no employee is exposed to an airborne concentration of acrylonitrile in excess of (10) ppm as averaged over any fifteen-minute period during the working day.

(b) Dermal and eye exposure. The employer shall assure that no employee is exposed to skin contact or eye contact with liquid AN or PAN.

(4) Notification of use and emergencies. (a) Use. Within ten days of the effective date of this standard, or within fifteen days following the introduction of AN into the workplace, every employer shall report, unless he has done so pursuant to the emergency temporary standard, the following information to the director for each such workplace:

(i) The address and location of each workplace in which AN is present;

(ii) A brief description of each process of operation which may result in employee exposure to AN;

(iii) The number of employees engaged in each process or operation who may be exposed to AN and an estimate of the frequency and degree of exposure that occurs; and

(iv) A brief description of the employer's safety and health program as it relates to limitation of employee exposure to AN. Whenever there has been a significant change in the information required by this subsection, the employer shall promptly amend such information previously provided to the director.

(b) Emergencies and remedial action. Emergencies, and the facts obtainable at that time, shall be reported within 24 hours of the initial occurrence to the director. Upon request of the director, the employer shall submit additional information in writing relevant to the nature and extent of employee exposures and measures taken to prevent future emergencies of a similar nature.

(5) Exposure monitoring. (a) General. (i) Determinations of airborne exposure levels shall be made from air samples that are representative of each employee's exposure to AN over an eight-hour period.

(ii) For the purposes of this section, employee exposure is that which would occur if the employee were not using a respirator.

(b) Initial monitoring. Each employer who has a place of employment in which AN is present shall monitor each such workplace and work operation to accurately determine the airborne concentrations of AN to which employees may be exposed. Such monitoring may be done on a representative basis, provided that the employer can demonstrate that the determinations are representative of employee exposures.

(c) Frequency. (i) If the monitoring required by this section reveals employee exposure to be below the action

level, the employer may discontinue monitoring for that employee.

(ii) If the monitoring required by this section reveals employee exposure to be at or above the action level but below the permissible exposure limits, the employer shall repeat such monitoring for each such employee at least quarterly.

(iii) If the monitoring required by this section reveals employee exposure to be in excess of the permissible exposure limits, the employer shall repeat these determinations for each such employee at least monthly. The employer shall continue these monthly measurements until at least two consecutive measurements, taken at least seven days apart, are below the permissible exposure limits, and thereafter the employer shall monitor at least quarterly.

(d) Additional monitoring. Whenever there has been a production, process, control or personnel change which may result in new or additional exposure to AN, or whenever the employer has any other reason to suspect a change which may result in new or additional exposures to AN, additional monitoring which complies with this subsection shall be conducted.

(e) Employee notification. (i) Within five working days after the receipt of monitoring results, the employer shall notify each employee in writing of the results which represent that employee's exposure.

(ii) Whenever the results indicate that the representative employee exposure exceeds the permissible exposure limits, the employer shall include in the written notice a statement that the permissible exposure limits were exceeded and a description of the corrective action being taken to reduce exposure to or below the permissible exposure limits.

(f) Accuracy of measurement. The method of measurement of employee exposures shall be accurate, to a confidence level of 95 percent, to within plus or minus 25 percent for concentrations of AN at or above the permissible exposure limits, and plus or minus 35 percent for concentrations of AN between the action level and the permissible exposure limits.

(g) Weekly survey of operations involving liquid AN. In addition to monitoring of employee exposures to AN as otherwise required by this subsection, the employer shall survey areas of operations involving liquid AN at least weekly to detect points where AN liquid or vapor are being released into the workplace. The survey shall employ an infra-red gas analyzer calibrated for AN, a multipoint gas chromatographic monitor, or comparable system for detection of AN. A listing of levels detected and areas of AN release, as determined from the survey, shall be posted prominently in the workplace, and shall remain posted until the next survey is completed.

(6) Regulated areas. (a) The employer shall establish regulated areas where AN concentrations are in excess of the permissible exposure limits.

(b) Regulated areas shall be demarcated and segregated from the rest of the workplace, in any manner that minimizes the number of persons who will be exposed to AN.

changes in Definitions section and other related rules, and to clarify age groups for minors.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Specifies conditions under which a voluntarily admitted minor may be released upon self or other appropriate request, by age group; substitutes involuntary detention for "involuntary commitment."

Repeal WAC 275-55-080, Alternatives to Admittance to Inpatient Treatment.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-301.

The reason(s) this rule change is necessary is to give greater visibility to the issue of exploring less restrictive alternatives.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-301.

New WAC 275-55-081, Periodic Review—Voluntary Patient.

Purpose of the new rule is to group sections according to type of patient.

The reason(s) these rules are necessary is: Formerly WAC 275-55-150, that section is moved to this location to become part of a logical grouping of sections related to voluntary patients. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Section otherwise modified to coordinate language and intent with changes in Definitions section and other related rules.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Substitutes professional person in charge for "professional person having chief clinical responsibility within the facility."

Amend WAC 275-55-090, Voluntary Patients—Limitations on Length of Stay—Readmission.

Purpose of the rule change is to modify title. The reason(s) this rule change is necessary is to modify title to facilitate logical grouping of sections related to voluntary patients. Statutory authority: RCW 71.05.560.

Summary of the rule change: Title changed to Limitations on Length of Stay—Readmission—Voluntary Patient.

Repeal WAC 275-55-100, Mental Health Professional, Psychologist, Social Worker, Psychiatric Nurse.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-251.

The reason(s) this rule change is necessary is to facilitate logical grouping of sections related to certification standards.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-251.

Amend WAC 275-55-110, Release of Voluntary and Involuntary Patient.

Purpose of the rule change is to separate and expand original section into this and other sections to more clearly specify grounds and procedures for discharge of patient by type of admission, and to better assure patient's right to confidentiality of clinical records.

The reason(s) this rule change is necessary is to coordinate language and intent with changes in Definitions section and other related rules; to facilitate logical grouping of sections related to voluntary patients, involuntary patients, and patient rights; and to otherwise accomplish the objectives stated under "Purpose", above.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Title changed Discharge of Voluntary Patient—Release of Clinical Summary. Section rewritten to apply only to voluntary patients. Deletes wording referring to effect of admission on competency and refers to new section WAC 275-55-221. States clearly that patient permission required for release of clinical summary. Transfers requirement for notification of court of early release of involuntary patient to new section WAC 275-55-171. Transfers requirement for transportation of non-admitted, involuntarily detained person to new section WAC 275-55-131.

Repeal WAC 275-55-120, Conditional Release of Patient.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-181.

The reason(s) this rule change is necessary is to facilitate logical grouping of sections related to inpatient treatment, specifically types of release.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-181.

New WAC 275-55-121, Involuntary Detention and Commitment—Minor.

Purpose of the new rule is to group sections according to type of patient.

The reason(s) these rules are necessary is: Formerly WAC 275-55-140, that section is moved to this location to become part of a logical grouping of sections related to involuntary patients. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Additionally, minor changes are made in the rule to coordinate language and intent with changes in Definitions section and other related rules.

Statutory authority: RCW 71.05.560.

Summary of the rule: Deletes the words "care" and "observation" and adds involuntarily detained for evaluation. Specifies that the accepting facility must be certified pursuant to new section, WAC 275-55-331, relating to facilities serving minors.

Repeal WAC 275-55-130, Voluntary Minor—Release.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-071.

The reason(s) this rule change is necessary is to facilitate logical grouping of sections related to voluntary patients, specifically minors.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-071.

New WAC 275-55-131, Non-admission of Involuntarily Detained Person—Transportation.

Purpose of the new rule is to give prominence to the issue of responsibility for transportation of non-admitted, involuntarily detained persons, and to group sections according to type of patient.

The reason(s) these rules are necessary is, in addition to the specified purpose, to specify priority for admission and grounds for denial of admission, and to reflect current changes in statute related to detention at facility until pick-up by arresting officer.

Statutory authority: RCW 71.05.560.

Summary of the rule: This section was formerly WAC 275-55-110(5). As rewritten, now specifies first priority for admission for involuntarily detained person, admission cannot be denied except pursuant to new WAC 275-55-263(3), and an arrested person who is not admitted must be held by the facility for not over 8 hours when requested by peace officer for pick-up.

Repeal WAC 275-55-140, Involuntary Commitment and Detention of Minor.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-121.

The reason(s) this rule change is necessary is to facilitate logical grouping of sections related to involuntary patients.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-121.

New WAC 275-55-141, Protection of Patient's Property—Involuntary Patient.

Purpose of the new rule is to group sections according to type of patient.

The reason(s) these rules are necessary is: Formerly WAC 275-55-200, that section is moved to this location to become part of a logical grouping of sections related to involuntary patients.

Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Further, extends reasonable protection to involuntary patient's home.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Adds requirement that reasonable efforts be made to lock and secure patient's domicile after initial detention.

Repeal WAC 275-55-150, Voluntary Patient—Periodic Review.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-081.

The reason(s) this rule change is necessary is to facilitate logical grouping of sections related to voluntary patients.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-081.

New WAC 275-55-151, Evaluation and Examination—Involuntary Patient.

Purpose of the new rule is to group sections according to type of patient.

The reason(s) these rules are necessary is: Formerly WAC 275-55-180, that section is moved to this location to become part of a logical grouping of sections related to involuntary patients. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Additionally, assures elimination of conflict of interest.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Retains essence of original section. Deletes "... unless no other mental health professional is reasonably available and specific exemption has been granted by the director."

Repeal WAC 275-55-160, Available Physician or Other Professional Person.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-020(8).

The reason(s) this rule change is necessary is to group definitions in one section.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-020(8).

New WAC 275-55-161, Treatment Prior to Hearing—Involuntary Patient.

Purpose of the new rule is to group sections according to type of patient.

The reason(s) these rules are necessary is: Formerly WAC 275-55-190, that section is moved to this location to become part of a logical grouping of sections related to involuntary patients. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Further, assures patient right to refuse

(ii) The employer shall assure that all medical examinations and procedures are performed by or under the supervision of a licensed physician, and shall be provided without cost to the employee.

(b) Initial examinations. At the time of initial assignment, or upon institution of the medical surveillance program, the employer shall provide each affected employee an opportunity for a medical examination, including at least the following elements:

(i) A work history and medical history with special attention to skin, respiratory, and gastrointestinal systems, and those non-specific symptoms, such as headache, nausea, vomiting, dizziness, weakness, or other central nervous system dysfunctions that may be associated with acute or chronic exposure to AN.

(ii) A physical examination giving particular attention to central nervous system, gastrointestinal system, respiratory system, skin and thyroid.

(iii) A 14" x 17" posteroanterior chest x-ray.

(iv) Further tests of the intestinal tract, including fecal occult blood and proctosigmoidoscopy, on all workers 40 years of age or older, and to any other affected employees for whom, in the opinion of the physician, such testing would be appropriate.

(c) Periodic examinations. (i) The employer shall provide examinations specified in this subsection at least annually for all employees specified in subsection (14)(a) of this section.

(ii) If an employee has not had the examinations prescribed in subsection (14)(b) of this section within six months of termination of employment, the employer shall make such examination available to the employee upon such termination.

(d) Additional examinations. If the employee for any reason develops signs or symptoms commonly associated with exposure to AN, the employer shall provide appropriate examination and emergency medical treatment.

(e) Information provided to the physician. The employer shall provide the following information to the examining physician:

(i) A copy of this standard and its appendices;

(ii) A description of the affected employee's duties as they relate to the employee's exposure;

(iii) The employee's representative exposure level;

(iv) The employee's anticipated or estimated exposure level (for preplacement examinations or in cases of exposure due to an emergency);

(v) A description of any personal protective equipment used or to be used; and

(vi) Information from previous medical examinations of the affected employee, which is not otherwise available to the examining physician.

(f) Physician's written opinion. (i) The employer shall obtain a written opinion from the examining physician which shall include:

(A) The results of the medical tests performed;

(B) The physician's opinion as to whether the employee has any detected medical condition which would place the employee at an increased risk of material impairment of the employee's health from exposure to AN;

(C) Any recommended limitations upon the employee's exposure to AN or upon the use of protective clothing and equipment such as respirators; and

(D) A statement that the employee has been informed by the physician of the results of the medical examination and any medical conditions which require further examination or treatment.

(ii) The employer shall instruct the physician not to reveal in the written opinion specific findings or diagnoses unrelated to occupational exposure to AN.

(iii) The employer shall provide a copy of the written opinion to the affected employee.

(15) Employee information and training. (a) Training program. (i) The employer shall institute a training program for all employees where there is occupational exposure to AN and shall assure their participation in the training program.

(ii) The training program shall be provided at the time of initial assignment, or upon institution of the training program, and at least annually thereafter, and the employer shall assure that each employee is informed of the following:

(A) The information contained in Appendices A, B and C⁽¹⁾;

(B) The quantity, location, manner of use, release or storage of AN and the specific nature of operations which could result in exposure to AN, as well as any necessary protective steps;

(C) The purpose, proper use, and limitations of respirators;

(D) The purpose and a description of the medical surveillance program required by subsection (14) of this section;

(E) The emergency procedures developed, as required by subsection (9) of this section; and

(F) The engineering and work practice controls, their function and the employee's relationship thereto; and

(G) A review of this standard.

(b) Access to training materials. (i) The employer shall make a copy of this standard and its appendices readily available to all affected employees.

(ii) The employer shall provide, upon request, all materials relating to the employee information and training program to the director.

(16) Signs and labels. (a) General. (i) The employer may use labels or signs required by other statutes, regulations, or ordinances in addition to, or in combination with, signs and labels required by this subsection.

(ii) The employer shall assure that no statement appears on or near any sign or label, required by this subsection, which contradicts or detracts from such effects of the required sign or label.

(b) Signs. (i) The employer shall post signs to clearly indicate all workplaces where AN concentrations exceed the permissible exposure limits. The signs shall bear the following legend:

**DANGER
ACRYLONITRILE (AN)
CANCER HAZARD
AUTHORIZED PERSONNEL ONLY
RESPIRATORS REQUIRED**

(ii) The employer shall assure that signs required by this subsection are illuminated and cleaned as necessary so that the legend is readily visible.

(c) Labels. (i) The employer shall assure that precautionary labels are affixed to all containers of AN, and to containers of PAN and products fabricated from PAN, except for those materials for which objective data is provided as to the conditions specified in subsection (1)(b) of this section. The employer shall assure that the labels remain affixed when the AN or PAN are sold, distributed or otherwise leave the employer's workplace.

(ii) The employer shall assure that the precautionary labels required by this subsection are readily visible and legible. The labels shall bear the following legend:

**DANGER
CONTAINS ACRYLONITRILE (AN)
CANCER HAZARD**

(17) Recordkeeping. (a) Objective data for exempted operations. (i) Where the processing, use, and handling of products fabricated from PAN are exempted pursuant to subsection (1)(b) of this section, the employer shall establish and maintain an accurate record of objective data reasonably relied upon in support of the exemption.

(ii) This record shall include the following information:

(A) The relevant condition in subsection (1)(b) upon which exemption is based;

(B) The source of the objective data;

(C) The results of testing and analysis of the material being processed;

(D) A description of the operation exempted; and

(E) Other data relevant to the operations, materials, and processing covered by the exemption.

(iii) The employer shall maintain this record for the duration of the employer's reliance upon such objective data.

(b) Exposure monitoring. (i) The employer shall establish and maintain an accurate record of all monitoring required by subsection (5) of this section.

(ii) This record shall include:

(A) The dates, number, duration, and results of each of the samples taken, including a description of the sampling procedure used to determine representative employee exposure;

(B) A description of the sampling and analytical methods used;

(C) Type of respiratory protective devices worn, if any; and

(D) Name, social security number and job classification of the employee monitored and of all other employees whose exposure the measurement is intended to represent.

(iii) The employer shall maintain this record for at least 40 years or the duration of employment plus 20 years, whichever is longer.

(c) Medical surveillance. (i) The employer shall establish and maintain an accurate record for each employee subject to medical surveillance as required by subsection (14) of this section.

(ii) This record shall include:

(A) A copy of the physicians' written opinions;

(B) Any employee medical complaints related to exposure to AN;

(C) A copy of the information provided to the physician as required by subsection (14)(f) of this section; and

(D) A copy of the employee's work history.

(iii) The employer shall assure that this record be maintained for at least forty years or for the duration of employment plus twenty years, whichever is longer.

(d) Availability. (i) The employer shall assure that all records required to be maintained by this section be made available upon request to the director for examination and copying.

(ii) ~~((The employer shall assure that employee exposure measurement records, as required by this section, be made available, upon request, for examination and copying to the affected employee, former employee, or designated representative.))~~ Records required by subdivisions (a) through (c) of this subsection shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217. Records required by subdivision (a) of this section shall be provided in the same manner as exposure monitoring records.

(iii) The employer shall assure that employee medical records required to be maintained by this section, be made available, upon request, for examination and copying, to the affected employee or former employee, or to a physician designated by the affected employee, former employee, or designated representative.

(e) Transfer of records. (i) Whenever the employer ceases to do business, the successor employer shall receive and retain all records required to be maintained by this section.

(ii) Whenever the employer ceases to do business and there is no successor employer to receive and retain the records for the prescribed period, these records shall be transmitted to the director.

(iii) At the expiration of the retention period for the records required to be maintained pursuant to this section, the employer shall transmit these records to the director.

(iv) The employer shall also comply with any additional requirements involving transfer of records set forth in WAC 296-62-05215.

(18) Observation of monitoring. (a) Employee observation. The employer shall provide affected employees, or their designated representatives, an opportunity to observe any monitoring of employee exposure to AN conducted pursuant to subsection (5) of this section.

(b) Observation procedures. (i) Whenever observation of the monitoring of employee exposure to AN requires entry into an area where the use of protective clothing or equipment is required, the employer shall provide the observer with personal protective clothing or equipment required to be worn by employees working in the area, assure the use of such clothing and equipment, and require the observer to comply with all other applicable safety and health procedures.

(ii) Without interfering with the monitoring, observers shall be entitled:

New WAC 275-55-231, Conversion to Voluntary Status by Involuntary Patient—Rights.

Purpose of the new rule is to group sections according to major subject area.

The reason(s) these rules are necessary is: Formerly WAC 275-55-210, that section is moved to this location to become part of a logical grouping of sections related to patient rights. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Specifies rights by referral to new section WAC 275-55-241(1), (2). Wording otherwise unchanged.

Repeal WAC 275-55-240, Release of Indigent Patients.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-201.

The reason(s) this rule change is necessary is to facilitate logical grouping of sections related to involuntary patients, specifically type of release.

Statutory authority: RCW 71.05.560.

Summary of the rule change: See new WAC 275-55-201.

New WAC 275-55-241, Rights of Patient.

Purpose of the new rule is to group sections according to major subject area, specifically patient rights, and to further clarify certain rights.

The reason(s) these rules are necessary is: Formerly WAC 275-55-270, that section is moved to this location to become part of a logical grouping of sections related to patient rights. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Additionally, rule change necessary to further assure confidentiality of records and to define 72 hour period.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Substitutes agency for "institution, hospital, or sanitarium. . ." Specifies location for posting of rights for both inpatient and outpatient units. In subsection (1)(a), deletes "physician in charge of patient". In subsection (1)(d), deletes "...for canteen expenses and for small purchases". Adds subsection (1)(o), which specifies confidentiality of records. In subsection (3)(a), adds further definition of 72 hours. In subsection (3)(d), rewords right to be told how statements made by involuntary patient may be used. Wording in remainder of section 241 is unchanged.

Repeal WAC 275-55-250, Research.

Purpose of the rule change is to transfer rule to a different location in chapter 275-55 WAC, See new WAC 275-55-351.

The reason(s) this rule change is necessary is to facilitate logical grouping of other related sections.

Statutory authority: RCW 71.05.560.

Summary of the rule: See new WAC 275-55-351.

New WAC 275-55-251, Mental Health Professional, Psychologist, Social Worker, Psychiatric Nurse.

Purpose of the new rule is to group sections according to major subject area.

The reason(s) these rules are necessary is: Formerly WAC 275-55-100, that section is moved to this location to become part of a logical grouping of sections related to certification standards. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Further, adds necessary definitions to further specify qualifications for mental health professionals.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Expands definition in subsection (1), reduces years of experience from three to two in subsection (1)(b), requires a physician to be licensed in the state of Washington in subsection (1)(c), increases years of experience from two to three in subsection (1)(d)(ii). Replaces subsection (2) with definition for "Psychiatrist". Definitions for "Psychologist", "Social Worker", and "Psychiatric Nurse" moved to subsections (3), (4), and (5), respectively. Adds subsection (6), new definition for "Psychiatric Nurse Clinician".

Repeal WAC 275-55-260, Release of Information.

Purpose of the rule change is to delete reproduction of statute.

The reason(s) this rule change is necessary is that the rule duplicates RCW 71.05.390 and 71.05.400.

Statutory authority: RCW 71.05.560.

New WAC 275-55-261, Requirements for Certifying Evaluation and Treatment Components—County Responsibility—Role of Department.

Purpose of the new rule is to group sections according to major subject area, to separate and expand original section WAC 275-55-280 into this and other sections to more clearly specify standards and procedures for certification of evaluation and treatment components, and to establish the framework for the development of a unified evaluation and treatment program.

The reason(s) these rules are necessary is: Formerly WAC 275-55-280, parts of that section are moved to this location to become

part of a logical grouping of sections related to certification standards. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Further, these rules are necessary to: Assure the implementation of RCW 71.05.010(2), (4), (5), and (6), relating to legislative intent to provide prompt evaluation, short term treatment and continuity of care, as well as to encourage full use of resources and provision of services within the community; and to coordinate language and intent with changes in Definitions section and other related rules.

Statutory authority: RCW 71.05.560.

Summary of the rule: This section is largely new and promulgates the rules for the establishment of an evaluation and treatment program, wherein county responsibility for operation of the program, designation of administrative authority for the program, and the requirement for binding contractual relationships between the county, administrative authority and operating components of the program are specifically delineated.

The development of such a unified operational and administrative approach is designed to ensure the coordination of services and continuity of care for the involuntary patient, a systematic approach that does not now exist in the state in any reasonably consistent fashion.

Subsection (1) provides specific definitions for County, County Designated Mental Health Professional, and Coordinator; subsections (2)(a), (2)(b) specify that the county is responsible for the operation of the evaluation and treatment program, and details the options that are available for designation of administrative authority by the county; subsection (3) requires that arrangements for an evaluation and treatment program be contractual, in compliance with new section WAC 275-55-321; subsection (4) details additional responsibilities for the administrator of the program; subsection (5) specifies that an agency desiring certification of a component must first apply to the county or designee; subsections (6) and (7) details department's responsibilities for certification, and for periodic inspections after certification; and subsection (8) expands former subsection WAC 275-55-280(2)(n) to specify additional information concerning certified components which must be included in the county's annual mental health plan.

New WAC 275-55-263, Certification Standards for Evaluation and Treatment Components.

Purpose of the new rule is to group sections according to major subject area, and to separate and expand original section WAC

275-55-280 into this and other sections to more clearly specify standards for certification of evaluation and treatment components.

The reason(s) these rules are necessary is: Formerly WAC 275-55-280, parts of that section are moved to this location to become part of a logical grouping of sections related to certification standards. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Further, these rules are necessary to: Assure the implementation of RCW 71.05.010(2), (4), (5), and (6), relating to legislative intent to provide prompt evaluation, short term treatment and continuity of care, as well as to encourage full use of resources and provision of services within the community; to further safeguard individual rights pursuant to RCW 71.05.010(3); to further assure the right to adequate treatment pursuant to RCW 71.05.360(2); and to coordinate language and intent with changes in Definitions section and other related rules.

Statutory authority: RCW 71.05.560.

Summary of the rule change: This section is substantially the same as former section WAC 275-55-280. Some subsections have been combined, some expanded, and others added as new.

Subsection (1) defines "transfer"; subsections (2)(a), (2)(b) combines former subsections 280(1), (2)(1), (3) and further specifies the requirements for contractual relationships; subsection (2)(c) is new, and requires that an agency be responsible for the compliance of its components; subsection (2)(d) essentially repeats former subsection 280(3)(d) and refers to new section WAC 275-55-331 for minors; subsections (2)(e), (2)(f)(i), (2)(f)(ii), (2)(f)(iii), (2)(f)(iv), (2)(f)(vi) essentially repeat former subsections 280(2)(m), (2)(f), elements of (2)(l), and (2)(h), respectively; subsection (2)(f)(v) is new, and assures immediate transfer of patient between outpatient and inpatient or emergency components when necessary; subsection (2)(g) is new, and specifies how an agency shall make application for certification; subsection (3) essentially consolidates former subsections 280(3)(a), (3)(b), (3)(c), and refers to new sections WAC 275-55-271, 281, and 291 for specific requirements for each of the service components; subsection (3)(a) is new and specifies that initially detained persons have first priority for admission, and shall not be denied admission. Five exceptions are listed; subsections (3)(b), (3)(c) essentially repeat former subsections 280(3)(b)(iv), (2)(b),

(8) Protective clothing and equipment. (a) Provision and use. Where eye or skin contact with liquid or solid DBCP may occur, employers shall provide at no cost to the employee, and assure that employees wear impermeable protective clothing and equipment in accordance with WAC 296-24-07501 and 296-24-07801 to protect the area of the body which may come in contact with DBCP.

(b) Cleaning and replacement. (i) The employer shall clean, launder, maintain, or replace protective clothing and equipment required by this subsection to maintain their effectiveness. In addition, the employer shall provide clean protective clothing and equipment at least daily to each affected employee.

(ii) The employer shall assure that the employee removes all protective clothing and equipment at the completion of a workshift.

(iii) The employer shall assure that DBCP-contaminated protective work clothing and equipment is placed and stored in closed containers which prevent dispersion of DBCP outside the container.

(iv) The employer shall inform any person who launders or cleans DBCP-contaminated protective clothing or equipment of the potentially harmful effects of exposure to DBCP.

(v) The employer shall assure that the containers of contaminated protective clothing and equipment which are to be removed from the workplace for any reason are labeled in accordance with subsection (13)(c) of this section.

(vi) The employer shall prohibit the removal of DBCP from protective clothing and equipment by blowing or shaking.

(9) Housekeeping. (a) Surfaces. (i) All surfaces shall be maintained free of accumulations of DBCP.

(ii) Dry sweeping and the use of air for the cleaning of floors and other surfaces where DBCP dust or liquids are found is prohibited.

(iii) Where vacuuming methods are selected, either portable units or a permanent system may be used.

(A) If a portable unit is selected, the exhaust shall be attached to the general workplace exhaust ventilation system or collected within the vacuum unit, equipped with high efficiency filters or other appropriate means of contaminant removal, so that DBCP is not reintroduced into the workplace air; and

(B) Portable vacuum units used to collect DBCP may not be used for other cleaning purposes and shall be labeled as prescribed by subsection (13)(c) of this section.

(iv) Cleaning of floors and other contaminated surfaces may not be performed by washing down with a hose, unless a fine spray has first been laid down.

(b) Liquids. Where DBCP is present in a liquid form, or as a resultant vapor, all containers or vessels containing DBCP shall be enclosed to the maximum extent feasible and tightly covered when not in use.

(c) Waste disposal. DBCP waste, scrap, debris, bags, containers or equipment, shall be disposed in sealed bags or other closed containers which prevent dispersion of DBCP outside the container.

(10) Hygiene facilities and practices. Hygiene facilities shall be provided and practices implemented in accordance with the requirements of WAC 296-24-12009.

(11) Medical surveillance. (a) General. The employer shall institute a program of medical surveillance for each employee who is or will be exposed, without regard to the use of respirators, to DBCP. The employer shall provide each such employee with an opportunity for medical examinations and tests in accordance with this subsection. All medical examinations and procedures shall be performed by or under the supervision of a licensed physician, and shall be provided without cost to the employee.

(b) Frequency and content. Within 30 days of the effective date of this section or time of initial assignment, and whenever exposure to DBCP, the employer shall provide a medical examination including at least the following:

(i) A complete medical and occupational history with emphasis on reproductive history.

(ii) A complete physical examination with emphasis on the genito-urinary tract, testicle size, and body habitus including the following tests:

(A) Sperm count;

(B) Complete urinalysis (U/A);

(C) Complete blood count; and

(D) Thyroid profile.

(iii) A serum specimen shall be obtained and the following determinations made:

(A) Serum multiphasic analysis (SMA 12);

(B) Serum testosterone;

(C) Serum follicle stimulating hormone (FSH);

(D) Serum luteinizing hormone (LH).

(c) Information provided to the physician. The employer shall provide the following information to the examining physician:

(i) A copy of this standard and its appendices;

(ii) A description of the affected employee's duties as they relate to the employee's exposure;

(iii) The level of DBCP to which the employee is exposed; and

(iv) A description of any personal protective equipment used or to be used.

(d) Physician's written opinion. (i) The employer shall obtain a written opinion from the examining physician which shall include:

(A) The results of the medical tests performed;

(B) The physician's opinion as to whether the employee has any detected medical condition which would place the employee at an increased risk of material impairment of health from exposure to DBCP;

(C) Any recommended limitations upon the employee's exposure to DBCP or upon the use of protective clothing and equipment such as respirators; and

(D) A statement that the employee was informed by the physician of the results of the medical examination, and any medical conditions which require further examination or treatment.

(ii) The employer shall instruct the physician not to reveal in the written opinion specific findings or diagnoses unrelated to occupational exposure to DBCP.

(iii) The employer shall provide a copy of the written opinion to the affected employee.

(12) Employee information and training. (a) Training program. (i) Within thirty days of the effective date of this standard, the employer shall institute a training program for all employees who may be exposed to DBCP and shall assure their participation in such training program.

(ii) The employer shall assure that each employee is informed of the following:

(A) The information contained in Appendices A, B and C*⁽¹⁾;

(B) The quantity, location, manner of use, release or storage of DBCP and the specific nature of operations which could result in exposure to DBCP as well as any necessary protective steps;

(C) The purpose, proper use, and limitations of respirators;

(D) The purpose and description of the medical surveillance program required by subsection (11) of this section; and

(E) A review of this standard.

(b) Access to training materials. (i) The employer shall make a copy of this standard and its appendices readily available to all affected employees.

(ii) The employer shall provide, upon request, all materials relating to the employee information and training program to the director.

(13) Signs and labels. (a) General. (i) The employer may use labels or signs required by other statutes, regulations, or ordinances in addition to or in combination with, signs and labels required by this subsection.

(ii) The employer shall assure that no statement appears on or near any sign or label required by this subsection which contradicts or detracts from the required sign or label.

(b) Signs. (i) The employer shall post signs to clearly indicate all work areas where DBCP may be present. These signs shall bear the legend:

DANGER

1,2-Dibromo-3-chloropropane

(Insert appropriate trade or common names)

CANCER HAZARD

AUTHORIZED PERSONNEL ONLY

(ii) Where airborne concentrations of DBCP exceed the permissible exposure limits, the signs shall bear the additional legend:

RESPIRATOR REQUIRED

(c) Labels. (i) The employer shall assure that precautionary labels are affixed to all containers of DBCP and of products containing DBCP, and that the labels remain affixed when the DBCP or products containing DBCP are sold, distributed, or otherwise leave the employer's workplace. Where DBCP or products containing DBCP are sold, distributed or otherwise leave the employer's workplace bearing appropriate labels required

by EPA under the regulations in 40 CFR Part 162, the labels required by this subsection need not be affixed.

(ii) The employer shall assure that the precautionary labels required by this subsection are readily visible and legible. The labels shall bear the following legend:

DANGER

1,2-Dibromo-3-chloropropane

CANCER HAZARD

(14) Recordkeeping. (a) Exposure monitoring. (i) The employer shall establish and maintain an accurate record of all monitoring required by subsection (5) of this section.

(ii) This record shall include:

(A) The dates, number, duration and results of each of the samples taken, including a description of the sampling procedure used to determine representative employee exposure;

(B) A description of the sampling and analytical methods used;

(C) Type of respiratory worn, if any; and

(D) Name, social security number, and job classification of the employee monitored and of all other employees whose exposure the measurement is intended to represent.

(iii) The employer shall maintain this record for the effective period of this standard.

(b) Medical surveillance. (i) The employer shall establish and maintain an accurate record for each employee subject to medical surveillance required by subsection (11) of this section.

(ii) This record shall include:

(A) A copy of the physician's written opinion.

(B) Any employee medical complaints related to exposure to DBCP;

(C) A copy of the information provided the physician as required by subsection (11)(c) of this section; and

(D) A copy of the employee's work history.

(iii) The employer shall assure that this record be maintained for the effective period of this standard.

(c) Availability. (i) The employer shall assure that all records required to be maintained by this section be made available upon request to the director for examination and copying.

(ii) ~~((The employer shall assure that employee exposure monitoring records required by this section be made available upon request, for examination and copying to the affected employee or former employee, and their designated representatives.~~

(iii) The employer shall assure that employee medical records required to be maintained by this section be made available, upon request, for examination and copying to the affected employee or former employee, or to a physician designated by the affected employee or former employee or designated representative.)) Employee exposure monitoring records and employee medical records required by this subsection shall be provided upon request to employees' designated representatives and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209; and WAC 296-62-05213 through 296-62-05217.

The reason(s) these rules are necessary is to assure a uniform approach to the certification of evaluation and treatment components, and to permit reasonable flexibility in response to unpredictable situations.

Statutory authority: RCW 71.05.560.

Summary of the rule: Certification of a component by the department requires a formal request from the county, to be followed by a department site visit to the component. Based on its inspection of the component, the department may issue: Full certification, if the component is in full compliance with the applicable rules; provisional certification in accordance with division guidelines, if the component is in substantial compliance; or a variance from full compliance, pursuant to new section WAC 275-55-371. Certification renewal is required annually, and requires a new, complete site visit before such recertification can be granted.

New WAC 275-55-295, Decertification.

Purpose of the new rule is to give greater visibility to the department's responsibility to monitor compliance with standards.

The reason(s) these rules are necessary is to assure the implementation of RCW 71.05.010(2), (4), (5) and (6), relating to legislative intent to provide prompt evaluation, short term treatment and continuity of care, as well as to encourage full use of resources and provision of services within the community, and to further safeguard individual rights and assure the right to adequate treatment.

Statutory authority: RCW 71.05.560.

Summary of the rule change: The department may decertify any component in accordance with statutory provisions, and guidelines and procedures set forth by the division.

New WAC 275-55-297, Appeal Procedure.

Purpose of the new rule is to provide rules, not previously promulgated, permitting an agency recourse in the event of denial of certification or decertification.

The reason(s) these rules are necessary is to safeguard agency rights.

Statutory authority: RCW 71.05.560.

Summary of the rule: Any agency whose component(s) has been denied certification or has been decertified, may appeal to the Secretary in accordance with a specified format. An administrative review and re-determination must be conducted by the department within 30 days of the appeal, and the written findings forwarded to the affected agency.

New WAC 275-55-301, Alternatives to Inpatient Treatment.

Purpose of the new rule is to assure prompt, appropriate treatment.

The reason(s) these rules are necessary is: Formerly WAC 275-55-080, that section is moved to this location to give greater visibility to the issue of exporting less restrictive alternatives to inpatient treatment.

Statutory authority: RCW 71.05.560.

Summary of the rule change: This section remains substantially the same as former section WAC 275-55-080. Adds preferably within the patient's home community.

New WAC 275-55-321, Contractual Arrangements for Evaluation and Treatment Services, and Evaluation and Treatment Programs.

Purpose of the new rule is to require the development and maintenance of a unified evaluation and treatment program, and to assure the coordination of services therein.

The reason(s) these rules are necessary is to assure the implementation of RCW 71.05.010(2), (4), (5) and (6), relating to legislative intent to provide prompt evaluation, short term treatment and continuity of care, as well as to encourage full use of resources and provision of services within the community; to further safeguard individual rights pursuant to RCW 71.05.010(3); and to further assure the right to adequate treatment pursuant to RCW 71.05.360(2).

Statutory authority: RCW 71.05.560.

Summary of the rule: Requires a binding contractual relationship between the county and its designee, or between the county and its affiliates for the purpose of operating an evaluation and treatment program, and between any designee or agency and their affiliates for the purpose of providing evaluation and treatment services. Details specific provisions that must be included within the contract.

New WAC 275-55-331, Requirements for Evaluation and Treatment Facilities Serving Minors.

Purpose of the new rule is to group sections according to major subject area, and to further assure adequate treatment for and protection of the rights of minors.

The reason(s) these rules are necessary is: Formerly WAC 275-55-288, that section is moved to this location to become part of a logical grouping of sections related to certification standards. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required. Further, these rules are necessary to clarify joint use of services by adults and minors, and to coordinate language and intent with changes in Definitions section and other related rules.

Statutory authority: RCW 71.05.560.

Summary of the rule change: This section remains substantially the same as former section WAC 275-55-288. From former subsection WAC 388-55-288(1)(a)[275-55-288(1)(a)], deletes "These evaluations must be used to determine the nature of the disorder and the treatment(s) required." Adds, as new, subsection (3) prohibiting placement of a minor on an adult inpatient unit except where no other alternative or an emergency exists. Expands former subsection WAC 275-55-288(1)(d) to better specify type of professionals permitted to evaluate and treat minors.

New WAC 275-55-341, Use of Restraints and Seclusion by Agency not Certified as an Evaluation and Treatment Facility.

Purpose of the new rule is to further safeguard patient rights.

The reason(s) these rules are necessary is to cover usage of restraints and seclusion by uncertified facilities.

Statutory authority: RCW 71.05.560.

Summary of the rule: States that an uncertified facility may use restraints and seclusion only in compliance with new subsection WAC 275-55-263(3)(e).

New WAC 275-55-352, Research.

Purpose of the new rule is to facilitate grouping of unrelated sections.

The reason(s) these rules are necessary is: Formerly WAC 275-55-250, that section is moved to this location to be generally positioned with those sections not specifically related to major subject areas.

Statutory authority: RCW 71.05.560.

Summary of the rule change: Unchanged, except for location in chapter.

New WAC 275-55-361, Involuntarily Evaluation and Treatment Costs—Responsibility of Involuntary Patient.

Purpose of the new rule is to separate and expand original section WAC 275-55-290 into this and four other directly related sections in order to clearly delineate levels of responsibility for collection and payment of involuntary evaluation and treatment costs.

The reason(s) these rules are necessary is: Formerly WAC 275-55-290, that section has been separated into new sections WAC 275-55-361, 275-55-363, 275-55-365, 275-55-367 and 275-55-369, and moved to this location to become a logical grouping of sections related to involuntary evaluation and treatment costs. Such grouping facilitates reading and understanding the rules, and the sequential actions that may be required.

Primarily, these rules are necessary to: Remove, or otherwise reduce, ambiguities and inconsistent practices in the identification, assessment, and collection of costs; stipulate

what costs are properly reimbursable by the department; stipulate levels of accountability for audit and other fiscal control purposes; clearly establish that payment of state funds shall be for evaluation and treatment services, only if such services are certified; stipulate "maintenance of effort" level for reimbursement of administrative expenses; and clearly establish that reimbursement by the department is subject to the availability of state and federal funds.

Statutory authority: RCW 71.05.560.

Summary of the rule change: This rule is original subsection WAC 275-55-290(6) rewritten and expanded. Clearly specifies: Involuntary patient is responsible for costs of evaluation and treatment; to which service entity payment is to be made by patient, and which service entity has responsibility for billing and collecting such payment; and in the event inability to pay is determined, the county is responsible for bearing any unpaid costs pursuant to stated limits.

New WAC 275-55-363, Involuntary Evaluation and Treatment Costs—Collection by Agency.

Purpose of the new rule: See statement for "Purpose" under WAC 275-55-361(67)b. of this document.

The reason(s) these rules are necessary: See statement for "Reasons" under WAC 275-55-361(67)c. of this document.

Statutory authority: RCW 71.05.560.

Summary of the rule change: This rule is derived, in part, from original subsections WAC 275-55-290(6)(a), (6)(b), (6)(c) and (6)(d). The main text is substantially new. This rule specifies: Full collection of costs for involuntary evaluation and treatment is the responsibility of the non-department agency; such agency must make every reasonable effort to collect from the patient, and may refer apparently eligible patients to a local Community Services Office for determination of Title XIX or "inability to pay" eligibility; such agency may bill the county for the balance of costs not collectable by any actions specified in the section, and such billing must be pursuant to stated requirements; if a patient is determined able to pay, and refuses to do so, the non-department agency is responsible for collecting and cannot bill the county; and such agency is required to maintain appropriate records of billings and collections, and must permit authorized reviews of these records.

New WAC 275-55-365, Involuntary Evaluation and Treatment Costs—Responsibility of County.

Purpose of the new rule: See statement for "Purpose" under WAC 275-55-361(67)b. of this document.

- (i) During the time period necessary to install or implement feasible engineering or work practice controls;
- (ii) In work operations such as maintenance and repair activities in which the employer establishes that engineering and work practice controls are not feasible;
- (iii) In work situations in which engineering controls and supplemental work practice controls are not yet sufficient to reduce exposures to or below the permissible exposure limit; or
- (iv) In emergencies.

(b) Respirator selection. (i) Where respirators are required under this section the employer shall select, provide at no cost to the employee and assure the use of the appropriate respirator or combination of respirators from Table I for inorganic arsenic compounds without significant vapor pressure, or Table II for inorganic arsenic compounds which have significant vapor pressure.

(ii) Where employee exposures exceed the permissible exposure limit for inorganic arsenic and also exceed the relevant limit for particular gasses such as sulfur dioxide, any air purifying respirator supplied to the employee as permitted by this standard must have a combination high efficiency filter with an appropriate gas sorbent. (See footnote in Table I)

TABLE I

RESPIRATORY PROTECTION FOR INORGANIC ARSENIC PARTICULATE EXCEPT FOR THOSE WITH SIGNIFICANT VAPOR PRESSURE

Concentration of Inorganic Arsenic (as As) or Condition of Use.	Required Respirator
(i) Unknown or greater or lesser than 20,000 $\mu\text{g}/\text{m}^3$ (20 mg/m^3) or firefighting.	(A) Any full facepiece self-contained breathing apparatus operated in positive pressure mode.
(ii) Not greater than 20,000 $\mu\text{g}/\text{m}^3$ (20 mg/m^3)	(A) Supplied air respirator with full facepiece, hood, or helmet or suit and operated in positive pressure mode.
(iii) Not greater than 10,000 $\mu\text{g}/\text{m}^3$ (10 mg/m^3)	(A) Powered air-purifying respirators in all inlet face coverings with high-efficiency filters. (B) Half-mask supplied air respirators operated in positive pressure mode.
(iv) Not greater than 500 $\mu\text{g}/\text{m}^3$	(A) Full facepiece air-purifying respirator equipped with high-efficiency filter. ¹ (B) Any full facepiece supplied air respirator. (C) Any full facepiece self-contained breathing apparatus.
(v) Not greater than 100 $\mu\text{g}/\text{m}^3$	(A) Half-mask air-purifying respirator equipped with high-efficiency filter. ¹ (B) Any half-mask supplied air respirator.

¹High-efficiency filter-99.97 pct efficiency against 0.3 micrometer monodisperse diethyl-hexyl phthalate (DOP) particles.

TABLE II

RESPIRATORY PROTECTION FOR INORGANIC ARSENICALS (SUCH AS ARSENIC TRICHLORIDE² AND ARSENIC

PHOSPHIDE) WITH SIGNIFICANT VAPOR PRESSURE

Concentration of Inorganic Arsenic (as As) or Condition of Use	Required Respirator
(i) Unknown or greater or lesser than 20,000 $\mu\text{g}/\text{m}^3$ (20 mg/m^3) or firefighting.	(A) Any full facepiece contained breathing apparatus operated in positive pressure mode.
(ii) Not greater than 20,000 $\mu\text{g}/\text{m}^3$ (20 mg/m^3)	(A) Supplied air respirator with full facepiece hood, or helmet or suit and operated in positive pressure mode. ²
(iii) Not greater than 10,000 $\mu\text{g}/\text{m}^3$ (10 mg/m^3)	(A) Half-mask ² supplied air respirator operated in positive pressure mode.
(iv) Not greater than 500 $\mu\text{g}/\text{m}^3$	(A) Front or back mounted gas mask equipped with high-efficiency filter ¹ and acid gas canister. (B) Any full facepiece supplied air respirator. (C) Any full facepiece self-contained breathing apparatus.
(v) Not greater than 100 $\mu\text{g}/\text{m}^3$	(A) Half-mask ² air-purifying respirator equipped with high-efficiency filter ¹ and acid gas cartridge. (B) Any half-mask supplied air respirator.

¹High efficiency filter-99.97 pct efficiency against 0.3 micrometer monodisperse diethyl-hexyl phthalate (DOP) particles.

²Half-mask respirators shall not be used for protection against arsenic trichloride, as it is rapidly absorbed through the skin.

(iii) The employer shall select respirators from among those approved for protection against dust, fume, and mist by the National Institute for Occupational Safety and Health (NIOSH) under the provisions of 30 CFR Part 11.

(c) Respirator usage. (i) The employer shall assure that the respirator issued to the employee exhibits minimum facepiece leakage and that the respirator is fitted properly.

(ii) The employer shall perform qualitative fit tests at the time of initial fitting and at least semi-annually thereafter for each employee wearing respirators, where quantitative fit tests are not required.

(iii) Employers with more than twenty employees wearing respirators shall perform a quantitative face fit test at the time of initial fitting and at least semi-annually thereafter for each employee wearing negative pressure respirators. The test shall be used to select facepieces that provide the required protection as prescribed in Table I or II.

(iv) If an employee has demonstrated difficulty in breathing during the fitting test or during use, he or she shall be examined by a physician trained in pulmonary medicine to determine whether the employee can wear a respirator while performing the required duty.

(d) Respirator program. (i) The employer shall institute a respiratory protection program in accordance with WAC 296-24-08103, 296-24-08107, 296-24-08109 and 296-24-08111.

(ii) The employer shall permit each employee who uses a filter respirator to change the filter elements whenever an increase in breathing resistance is detected and shall maintain an adequate supply of filter elements for this purpose.

(iii) Employees who wear respirators shall be permitted to leave work areas to wash their face and respirator facepiece to prevent skin irritation associated with respirator use.

(e) Commencement of respirator use. (i) The employer's obligation to provide respirators commences on August 1, 1978, for employees exposed over $500 \mu\text{g}/\text{m}^3$ of inorganic arsenic, as soon as possible but not later than October 1, 1978, for employees exposed to over $50 \mu\text{g}/\text{m}^3$ of inorganic arsenic, and as soon as possible but not later than December 1, 1978, for employees exposed between 10 and $50 \mu\text{g}/\text{m}^3$ of inorganic arsenic.

(ii) Employees with exposures below $50 \mu\text{g}/\text{m}^3$ of inorganic arsenic may choose not to wear respirators until December 31, 1979.

(iii) After December 1, 1978, any employee required to wear air purifying respirators may choose, and if so chosen the employer must provide, if it will give proper protection, a powered air purifying respirator and in addition if necessary a combination dust and acid gas respirator for times where exposures to gases are over the relevant exposure limits.

(9) RESERVED.

(10) Protective work clothing and equipment. (a) Provision and use. Where the possibility of skin or eye irritation from inorganic arsenic exists, and for all workers working in regulated areas, the employer shall provide at no cost to the employee and assure that employees use appropriate and clean protective work clothing and equipment such as, but not limited to:

(i) Coveralls or similar full-body work clothing;

(ii) Gloves, and shoes or coverlets;

(iii) Face shields or vented goggles when necessary to prevent eye irritation, which comply with the requirements of WAC 296-24-07801(1) - (6).

(iv) Impervious clothing for employees subject to exposure to arsenic trichloride.

(b) Cleaning and replacement. (i) The employer shall provide the protective clothing required in subsection (10)(a) of this section in a freshly laundered and dry condition at least weekly, and daily if the employee works in areas where exposures are over $100 \mu\text{g}/\text{m}^3$ of inorganic arsenic or in areas where more frequent washing is needed to prevent skin irritation.

(ii) The employer shall clean, launder, or dispose of protective clothing required by subsection (10)(a) of this section.

(iii) The employer shall repair or replace the protective clothing and equipment as needed to maintain their effectiveness.

(iv) The employer shall assure that all protective clothing is removed at the completion of a work shift only in change rooms prescribed in subsection (13)(a) of this section.

(v) The employer shall assure that contaminated protective clothing which is to be cleaned, laundered, or disposed of, is placed in a closed container in the change-room which prevents dispersion of inorganic arsenic outside the container.

(vi) The employer shall inform in writing any person who cleans or launders clothing required by this section,

of the potentially harmful affects including the carcinogenic effects of exposure to inorganic arsenic.

(vii) The employer shall assure that the containers of contaminated protective clothing and equipment in the workplace or which are to be removed from the workplace are labeled as follows:

CAUTION: Clothing contaminated with inorganic arsenic; do not remove dust by blowing or shaking. Dispose of inorganic arsenic contaminated wash water in accordance with applicable local, state, or Federal regulations.

(viii) The employer shall prohibit the removal of inorganic arsenic from protective clothing or equipment by blowing or shaking.

(11) Housekeeping. (a) Surfaces. All surfaces shall be maintained as free as practicable of accumulations of inorganic arsenic.

(b) Cleaning floors. Floors and other accessible surfaces contaminated with inorganic arsenic may not be cleaned by the use of compressed air, and shoveling and brushing may be used only where vacuuming or other relevant methods have been tried and found not to be effective.

(c) Vacuuming. Where vacuuming methods are selected, the vacuums shall be used and emptied in a manner to minimize the reentry of inorganic arsenic into the workplace.

(d) Housekeeping plan. A written housekeeping and maintenance plan shall be kept which shall list appropriate frequencies for carrying out housekeeping operations, and for cleaning and maintaining dust collection equipment. The plan shall be available for inspection by the director.

(e) Maintenance of equipment. Periodic cleaning of dust collection and ventilation equipment and checks of their effectiveness shall be carried out to maintain the effectiveness of the system and a notation kept of the last check of effectiveness and cleaning or maintenance.

(12) RESERVED.

(13) Hygiene facilities and practices. (a) Change rooms. The employer shall provide for employees working in regulated areas or subject to the possibility of skin or eye irritation from inorganic arsenic, clean change rooms equipped with storage facilities for street clothes and separate storage facilities for protective clothing and equipment in accordance with WAC 296-24-12011.

(b) Showers. (i) The employer shall assure that employees working in regulated areas or subject to the possibility of skin or eye irritation from inorganic arsenic shower at the end of the work shift.

(ii) The employer shall provide shower facilities in accordance with WAC 296-24-12009(3).

(c) Lunchrooms. (i) The employer shall provide for employees working in regulated areas, lunchroom facilities which have a temperature controlled, positive pressure, filtered air supply, and which are readily accessible to employees working in regulated areas.

(ii) The employer shall assure that employees working in the regulated area or subject to the possibility of skin or eye irritation from exposure to inorganic arsenic wash their hands and face prior to eating.

(29) "Outpatient treatment" means those services provided pursuant to WAC 275-55-271 and may include, in addition to the modalities cited in WAC 275-55-271(2)(b), such services as day treatment or those services that may be provided directly by a psychiatrist or other mental health professional in private practice who is certified as component of a facility.

(30) "Shock treatment" means electroconvulsive therapy.

(31) "Chapter" means chapter 275-55 WAC.

(32) "Rule" means a rule within these rules and regulations.

(33) Whenever used in this chapter, the masculine shall include the feminine and the singular shall include the plural.

NEW SECTION

WAC 275-55-021 APPLICATION OF RULES TO MINORS. Where no reference is made to a minor in a particular rule and no specific rule for minors found elsewhere in this chapter, or in chapter 71.05 RCW, or in RCW 72.23.070 applies, then the particular rule in question shall apply to the minor as well as to the adult.

AMENDATORY SECTION (Amending Order 900, filed 1/25/74)

WAC 275-55-030 PRIVATE ((INSTITUTIONS)) AGENCIES WHICH MAY ADMIT VOLUNTARY PATIENTS. Any private ((institution, hospital, or sanitarium which includes a department or ward conducted for the care and treatment of persons who are mentally ill or deranged)) agency, as defined in RCW 71.05.020(7), may receive ((therein)) as a voluntary patient any person suffering from a mental ((illness or derangement for the treatment for said illness)) disorder.

((1) "Mental illness or derangement" as here used shall mean mental disorder which presents likelihood of serious harm to others or self or which causes a person to be gravely disabled.

((2) "Department or ward" as here used shall mean facilities programmed and staffed appropriately to provide adequate care to the mentally ill or deranged.))

AMENDATORY SECTION (Amending Order 955, filed 7/26/74)

WAC 275-55-040 VOLUNTARY ADMISSION TO PUBLIC OR PRIVATE ((INSTITUTION)) AGENCY—VOLUNTARY ADULT ((PATIENT—NO CONSERVATOR OR GUARDIAN)). Any ((institution, hospital, or sanitarium)) private agency receiving a voluntary patient 18 years of age or older pursuant to WAC 275-55-030 ((above)) and any public ((institution, hospital, or sanitarium)) agency as defined in RCW 71.05.020(6) receiving such patient, shall require written application signed by the voluntary patient stating that such application is a voluntary action by the patient, ((the application form to state rights retained by such voluntary patient under WAC 275-55-270(1) and (2), with a copy to be retained by the patient personally)) and shall advise such patient of his rights pursuant to WAC 275-55-211(1).

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-050 ((VOLUNTARY)) APPLICATION FOR ADMISSION—VOLUNTARY MINOR. A person ((under 18)) seventeen years of age or under, or others on his behalf, may make application for and authorize treatment pursuant to the following:

(1) All voluntary applications for admissions of persons ((under the age of 13)) thirteen years of age or under shall be made by the parent(s), conservator, guardian, or other person entitled to custody.

(2) All applications on behalf of minors ((more than 13)) fourteen years of age or over shall be accompanied by a written consent of the minor.

(3) ((*) Any person ((under the)) age ((of 18 but over the age of 13)) fourteen through and including age seventeen may make application for and receive mental health care upon his own application without consent of his parent, parents, guardian, conservator, or other person entitled to custody, unless such treatment involves inpatient care and/or prescription of psychotropic medication.

(a) Applications for voluntary inpatient care made by persons in such age range shall be accompanied by a written consent of the parent(s), conservator, guardian, or other person entitled to custody.

(b) Prescription of psychotropic medications shall be made only with prior written consent of the parent(s), conservator, guardian, or other person entitled to custody.

(4) Every person seventeen years of age or under shall have all the rights provided for persons eighteen years of age or over as set forth in

this chapter, in chapter 71.05 and 72.23 RCW, except those rights specifically modified by RCW 72.23.070. Further, a copy of all such rights shall be provided to the minor upon admission.

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-060 ((VOLUNTARY)) ADMISSION TO PUBLIC ((INSTITUTIONS, HOSPITALS, SANITARIUMS OR FACILITIES)) AGENCY—VOLUNTARY MINOR. (1) Upon receipt of any application for admission of a minor to an inpatient unit of a public agency as defined in RCW 71.05.020(6), such agency shall notify the designated county mental health professional of the county of the patient's residence, who shall submit a written report and evaluation with recommendations to the superintendent or the professional person in charge of such agency as to whether treatment is necessary and proper on a voluntary basis, and stating reasons for such voluntary ((commitment)) treatment.

(2) After receipt of such recommendations, the professional person in charge ((or his designee)) shall make final determination as to the admission of the minor.

(3) Before receipt of such recommendations, a patient may be temporarily admitted if the professional person ((or his designee)) in charge determines temporary admission to be in the best interest of that patient.

NEW SECTION

WAC 275-55-071 DISCHARGE—VOLUNTARY MINOR. (1) A voluntarily admitted minor fourteen years of age or over shall have the right to release on the next judicial day from the date of his request, unless a petition is filed in juvenile court setting forth grounds for involuntary commitment of the minor.

(2) When the minor fourteen years of age or over and his parent(s), conservator, guardian, or other person entitled to custody both request his discharge, the facility or agency shall immediately release such minor patient, unless the professional person in charge objects immediately in writing to the juvenile court specifying grounds sufficient to allow involuntary detention.

(3) Minors thirteen years of age or under shall not be released at the request of the minor but shall be released immediately upon the request of such minor's parent(s), conservator, guardian, or other person entitled to custody, unless the professional person in charge objects immediately in writing to the juvenile court specifying grounds sufficient for involuntary detention of the minor.

(4) When the facility objects immediately in writing to the juvenile court specifying grounds sufficient to allow involuntary detention, and serves a copy of such objection to the parent(s), conservator, guardian, or other person entitled to custody, the facility may detain the minor patient until the next judicial day at which time a petition for involuntary treatment must be filed. When the petition is filed, the minor may be held for a further reasonable time, not to exceed five judicial days, in order for the juvenile court to hear such petition.

(5) The immediate objection in writing to the juvenile court as required by this rule shall be the same as a petition for initial detention of the minor, and shall be filed with the juvenile court on the next judicial day.

NEW SECTION

WAC 275-55-081 PERIODIC REVIEW—VOLUNTARY INPATIENT. The condition and status of a voluntary patient shall be reviewed at least each one hundred eighty days. At the time of such review, the patient shall again be advised orally of his right to release and in writing of his rights as set forth under WAC 275-55-241(1) and (2). The patient's review shall include but not be limited to an evaluation of the patient's individual treatment program and progress, recommendations for future treatment, and consideration of possibly less restrictive treatment. Such review shall be undertaken under the supervision and direction of the professional person in charge. Written documentation of such review shall be maintained in the patient's clinical record.

AMENDATORY SECTION (Amending Order 900, filed 1/25/74)

WAC 275-55-090 ((VOLUNTARY PATIENTS)) LIMITATION ON LENGTH OF STAY—READMISSION VOLUNTARY PATIENTS. No person shall be carried continuously as a voluntary

patient for a period of more than one year. A patient may be readmitted pursuant to admission procedures at the end of any one-year period.

AMENDATORY SECTION (Amending Order 1122, filed 6/2/76)

WAC 275-55-110 ((RELEASE)) DISCHARGE OF VOLUNTARY ((AND INVOLUNTARY)) PATIENT—RELEASE OF CLINICAL SUMMARY. (1) For the purposes of this section, "hospital" includes state and federal hospitals for the mentally ill.

~~((+)) (2) Nothing in these rules and regulations shall be construed so as to prohibit the superintendent or professional person in charge ((of a facility in which a person is being treated)) from ((releasing that person)) discharging a patient at any time when, in the opinion of ((said)) the superintendent or professional person in charge, ((further commitment would no longer be in the best interests of the patient: Upon release, every patient voluntarily or involuntarily admitted or committed pursuant to this chapter shall be advised both orally and in writing of the following: No person is presumed incompetent nor does any person lose any civil rights as a consequence of receiving evaluation and/or treatment for mental disorder, whether voluntary or involuntary, pursuant to Washington law dealing with mental illness)) the patient's condition is no longer appropriate for treatment at that hospital or facility.~~

~~((2) Any public or private institution, hospital, sanitarium or facility which receives a voluntary patient pursuant to this chapter shall forward notice of release of such patient to the director within 72 hours of such release if such patient has been receiving inpatient treatment on a continuous basis for over six months:))~~

~~(3) Upon ((release, the public or private institution, hospital, sanitarium or evaluation and treatment)) discharge of the voluntary patient the hospital or facility shall:~~

~~(a) Seek the patient's permission for release of a clinical summary concerning the patient's condition to the physician, psychiatrist or therapist of his choice, or to the local treatment facility or community mental health ((treatment)) program. ((The patient refusing such release shall be notified that a clinical summary concerning his condition and the fact of his release will be forwarded to the designated county mental health treatment agency or professional of the county of the patient's residence and shall remain confidential. All records will be available for use of the person to whom such summary is sent, and he will be so advised:))~~

~~(b) Advise the patient of his competency pursuant to WAC 275-55-221.~~

~~((4) Whenever any person involuntarily committed or detained pursuant to this chapter is released prior to expiration of court-ordered commitment, the court ordering such commitment shall be notified either orally or in writing prior to such release of the date of release and release plans through the office of the court clerk. If the court was notified orally and not in writing prior to release, then the facility shall send written confirmation of release by letter addressed to the clerk of court within 24 hours after such release. The county designated mental health professional shall be sent a copy of any written court notification:~~

~~(5) If the person is not approved for admission by a facility providing 72-hour evaluation and treatment and the person has not been arrested, the facility shall furnish transportation for the person to his place of residence or other appropriate place. If the person to be released has been arrested, he will be placed in the custody of the arresting agency:))~~

NEW SECTION

WAC 275-55-121 INVOLUNTARY DETENTION AND COMMITMENT—MINOR. No minor shall be involuntarily committed for treatment of a mental disorder or involuntarily detained for evaluation as to the existence of a mental disorder except according to the following requirements:

(1) The facility accepting the involuntary minor patient must;

(a) Be certified pursuant to WAC 275-55-331; or

(b) Be part of or operated by the department or any federal agency and be designated to provide services to minors by the department.

(2) The involuntary commitment is pursuant to a juvenile court order: PROVIDED HOWEVER, That a designated county mental health professional may detain a minor for a seventy-two hour period or part thereof, in a certified facility, pending petition to the juvenile court for further commitment if it is the opinion of the designated

county mental health professional that the minor presents an imminent likelihood of serious harm to himself or others.

NEW SECTION

WAC 275-55-131 NONADMISSION OF INVOLUNTARILY DETAINED PERSON—TRANSPORTATION. (1) Persons under initial detention shall have first priority for admission to a facility. Admission shall not be denied except pursuant to the circumstances specified in WAC 275-55-263(3)(a).

(2) If the person is not admitted by a facility and the person has not been arrested, the facility shall furnish transportation for the person in those instances where other transportation arrangements cannot be made to his place of residence or other appropriate place.

(3) If the person not admitted has been arrested, he shall be detained by the facility at the request of the peace officer for not more than eight hours, to enable the arresting agency to take the person back into custody.

NEW SECTION

WAC 275-55-141 PROTECTION OF PATIENT'S PROPERTY—INVOLUNTARY PATIENT. (1) Articles brought to the facility shall be inventoried and those not kept by the patient shall be housed by the facility giving due regard to reasonable precautions necessary to safeguard such property.

(2) The officer or mental health professional escorting the patient to the facility shall take reasonable precautions to safeguard the property of the patient which is in the immediate vicinity of the point of apprehension.

(3) Reasonable precautions shall be taken to safeguard belongings not in the immediate vicinity of the patient by the escorting officer or mental health professional, and/or facility when notice of possible danger thereto is received. Further, reasonable precautions shall be taken to lock and otherwise secure the domicile of the patient as soon as possible after the patient's initial detention.

NEW SECTION

WAC 275-55-151 EVALUATION AND EXAMINATION—INVOLUNTARY PATIENT. Persons doing the twenty-four hour evaluation and treatment pursuant to RCW 71.05.210 shall not include the county designated mental health professional responsible for the detention.

NEW SECTION

WAC 275-55-161 TREATMENT PRIOR TO HEARINGS—INVOLUNTARY PATIENT. Any involuntary patient may refuse all but emergency lifesaving treatment beginning twenty-four hours prior to any hearing. On admission to the facility such patient shall be informed of his right to refuse all treatment except lifesaving treatment during such twenty-four hour period and shall again be so informed within one hour prior to the twenty-four hour period before court hearing. The patient shall be asked if he wishes to decline treatment during such twenty-four hour period, and the answer shall be by signed writing where possible. Compliance with this procedure shall be documented in the patient's clinical record. This section does not preclude use of physical restraints and/or seclusion to protect against injury to the patient or others.

NEW SECTION

WAC 275-55-171 EARLY RELEASE/DISCHARGE OF INVOLUNTARY PATIENT—RELEASE OF CLINICAL SUMMARY—NOTIFICATION OF COURT. (1) For the purposes of this section, "hospital" includes state and federal hospitals for the mentally ill.

(2) Nothing in these rules and regulations shall be construed so as to prohibit the superintendent or professional person in charge from granting an early release to and/or discharging an involuntary patient at any time when, in the opinion of the superintendent or professional person in charge, the involuntary patient:

(a) May be granted an early release on the grounds that such patient:

(i) No longer presents a likelihood of serious harm;

(ii) No longer is gravely disabled;

(iii) Is an appropriate candidate for and will accept voluntary treatment elsewhere upon referral; or

(G) The cytologic examination slide and written description for the most recent five years; and

(H) Any cytologic examination slides with demonstrated atypia, if such atypia persists for three years, and all subsequent slides and written descriptions.

(iv) The employer shall maintain or assure that the physician maintains those medical records for at least forty years, or for the duration of employment, plus twenty years, whichever is longer.

(c) Availability. (i) The employer shall make available upon request all records required to be maintained by subsection (17) of this section to the director for examination and copying.

(ii) ~~((The employer shall make available upon request records of employee exposure monitoring required by subsection (17)(a) of this section for inspection and copying to affected employees, former employees and their designated representatives.))~~ Records required by this subsection shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(iii) The employer shall make available upon request an employee's medical records and exposure records representative of that employee's exposure required to be maintained by subsection (17) of this section to the affected employee or former employee or to a physician designated by the affected employee or former employee.

(d) Transfer of records. (i) Whenever the employer ceases to do business, the successor employer shall receive and retain all records required to be maintained by this section.

(ii) Whenever the employer ceases to do business and there is no successor employer to receive and retain the records required to be maintained by this section for the prescribed period, these records shall be transmitted to the director.

(iii) At the expiration of the retention period for the records required to be maintained by this section, the employer shall notify the director at least three months prior to the disposal of such records and shall transmit those records to the director if he requests them within that period.

(iv) The employer shall also comply with any additional requirements involving transfer of records set forth in WAC 296-62-05215.

(18) Observation of monitoring. (a) Employee observation. The employer shall provide affected employees or their designated representatives an opportunity to observe any monitoring of employee exposure to inorganic arsenic conducted pursuant to subsection (5) of this section.

(b) Observation procedures. (i) Whenever observation of the monitoring of employee exposure to inorganic arsenic requires entry into an area where the use of respirators, protective clothing, or equipment is required, the employer shall provide the observer with and assure the use of such respirators, clothing, and such equipment, and shall require the observer to comply with all other applicable safety and health procedures.

(ii) Without interfering with the monitoring, observers shall be entitled to;

(A) Receive an explanation of the measurement procedures;

(B) Observe all steps related to the monitoring of inorganic arsenic performed at the place of exposure; and

(C) Record the results obtained or receive copies of the results when returned by the laboratory.

(19) Effective date. This standard shall become effective thirty days after filing with the Code Reviser.

(20) Appendices. The information contained in the appendices to this section is not intended by itself, to create any additional obligations not otherwise imposed by this standard nor detract from any existing obligation.

(21) Startup dates. (a) General. The startup dates of requirements of this standard shall be the effective date of this standard unless another startup date is provided for, either in other subsections of this section or in this subsection.

(b) Monitoring. Initial monitoring shall be commenced by August 1, 1978, and shall be completed by September 15, 1978.

(c) Regulated areas. Regulated areas required to be established as a result of initial monitoring shall be set up as soon as possible after the results of that monitoring is known and no later than October 1, 1978.

(d) Compliance program. The written program required by subsection (7)(b) as a result of initial monitoring shall be made available for inspection and copying as soon as possible and no later than December 1, 1978.

(e) Hygiene and lunchroom facilities. Construction plans for change-rooms, showers, lavatories, and lunchroom facilities shall be completed no later than December 1, 1978, and these facilities shall be constructed and in use no later than July 1, 1979. However, if as part of the compliance plan it is predicted by an independent engineering firm that engineering controls and work practices will reduce exposures below the permissible exposure limit by December 31, 1979, for affected employees, then such facilities need not be completed until one year after the engineering controls are completed or December 31, 1980, whichever is earlier, if such controls have not in fact succeeded in reducing exposure to below the permissible exposure limit.

(f) Summary of startup dates set forth elsewhere in this standard.

STARTUP DATES

August 1, 1978 – Respirator use over 500 $\mu\text{g}/\text{m}^3$.

AS SOON AS POSSIBLE BUT NO LATER THAN

September 15, 1978 – Completion of initial monitoring.

October 1, 1978 – Complete establishment of regulated areas. Respirator use for employees exposed above 50 $\mu\text{g}/\text{m}^3$. Completion of initial training. Notification of use.

December 1, 1978 – Respirator use over 10 $\mu\text{g}/\text{m}^3$.

Completion of initial medical. Completion of compliance plan. Optional use of powered air-purifying respirators.

July 1, 1979 – Completion of lunch rooms and hygiene facilities.

December 31, 1979 – Completion of engineering controls.

All other requirements of the standard have as their startup date August 1, 1978.

AMENDATORY SECTION (Amending Order 80-16, filed 8/8/80)

WAC 296-62-07349 LEAD. (1) Scope and application.

(a) This section applies to all occupational exposure to lead, except as provided in subdivision (1)(b).

(b) This section does not apply to the construction industry or to agricultural operations covered by chapter 296-306 WAC.

(2) Definitions as applicable to this part.

(a) "Action level" – employee exposure, without regard to the use of respirators, to an airborne concentration of lead of thirty micrograms per cubic meter of air ($30 \mu\text{g}/\text{m}^3$) averaged over an eight-hour period.

(b) "Director" – the director of the department of labor and industries.

(c) "Lead" – metallic lead, all inorganic lead compounds, and organic lead soaps. Excluded from this definition are all other organic lead compounds.

(3) Permissible exposure limit (PEL).

(a) The employer shall assure that no employee is exposed to lead at concentrations greater than fifty micrograms per cubic meter of air ($50 \mu\text{g}/\text{m}^3$) averaged over an eight-hour period.

(b) If an employee is exposed to lead for more than eight hours in any work day, the permissible exposure limit, as a time weighted average (TWA) for that day, shall be reduced according to the following formula:

$$\text{Maximum permissible limit (in } \mu\text{g}/\text{m}^3) = 400 \div \text{hours worked in the day.}$$

(c) When respirators are used to supplement engineering and work practice controls to comply with the PEL and all the requirements of subsection (6) have been met, employee exposure, for the purpose of determining whether the employer has complied with the PEL, may be considered to be at the level provided by the protection factor of the respirator for those periods the respirator is worn. Those periods may be averaged with exposure levels during periods when respirators are not worn to determine the employee's daily TWA exposure.

(4) Exposure monitoring.

(a) General.

(i) For the purposes of subsection (4), employee exposure is that exposure which would occur if the employee were not using a respirator.

(ii) With the exception of monitoring under subdivision (4)(c), the employer shall collect full shift (for at least seven continuous hours) personal samples including at least one sample for each shift for each job classification in each work area.

(iii) Full shift personal samples shall be representative of the monitored employee's regular, daily exposure to lead.

(b) Initial determination. Each employer who has a workplace or work operation covered by this standard shall determine if any employee may be exposed to lead at or above the action level.

(c) Basis of initial determination.

(i) The employer shall monitor employee exposures and shall base initial determinations on the employee exposure monitoring results and any of the following, relevant considerations:

(A) Any information, observations, or calculations which would indicate employee exposure to lead;

(B) Any previous measurements of airborne lead; and

(C) Any employee complaints of symptoms which may be attributable to exposure to lead.

(ii) Monitoring for the initial determination may be limited to a representative sample of the exposed employees who the employer reasonably believes are exposed to the greatest airborne concentrations of lead in the workplace.

(iii) Measurements of airborne lead made in the preceding twelve months may be used to satisfy the requirement to monitor under item (4)(c)(i) if the sampling and analytical methods used meet the accuracy and confidence levels of subdivision (4)(i) of this section.

(d) Positive initial determination and initial monitoring.

(i) Where a determination conducted under subdivision (4)(b) and (4)(c) of this section shows the possibility of any employee exposure at or above the action level, the employer shall conduct monitoring which is representative of the exposure for each employee in the workplace who is exposed to lead.

(ii) Measurements of airborne lead made in the preceding twelve months may be used to satisfy this requirement if the sampling and analytical methods used meet the accuracy and confidence levels of subdivision (4)(i) of this section.

(e) Negative initial determination. Where a determination, conducted under subdivisions (4)(b) and (4)(c) of this section is made that no employee is exposed to airborne concentrations of lead at or above the action level, the employer shall make a written record of such determination. The record shall include at least the information specified in subdivision (4)(c) of this section and shall also include the date of determination, location within the worksite, and the name and social security number of each employee monitored.

(f) Frequency.

(i) If the initial monitoring reveals employee exposure to be below the action level the measurements need not be repeated except as otherwise provided in subdivision (4)(g) of this section.

(ii) If the initial determination or subsequent monitoring reveals employee exposure to be at or above the action level but below the permissible exposure limit the employer shall repeat monitoring in accordance with this subsection at least every six months. The employer shall continue monitoring at the required frequency until at least two consecutive measurements, taken at least seven

(d) A person who is otherwise qualified to perform the duties of a mental health professional but does not meet the requirements listed in (a), (b), or (c) of this section, where an exception to such requirements has been granted by the director upon submission of a written request by the county involved, such request to document the following:

(i) The extent to which the county has made an effort to provide and has the capability of providing a mental health professional;

(ii) The amount and type of employment experience which the applicant possesses. Such an applicant shall have had at least three years experience in the direct treatment of mentally ill or emotionally disturbed persons, such experience gained under the supervision of a mental health professional, as defined under subsection (1)(a), (1)(b), or (1)(c) of this section;

(iii) The overall needs of the mental health program in the particular county involved; and

(iv) Such factors as shall be brought to the attention of the director by the county involved.

(2) "Psychiatrist" means a physician licensed to practice medicine in the state of Washington who has, in addition, completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association.

(3) "Psychologist" means those persons defined as such in RCW 71.05.020(14).

(4) "Social worker" means those persons defined as such in RCW 71.05.020(15).

(5) "Psychiatric nurse" means a registered nurse who has a bachelor's degree from an accredited college or university, and who has had, in addition, at least one year's experience in the direct treatment of mentally ill or emotionally disturbed persons, such experience gained under the supervision of a mental health professional as defined under subsection (1)(a), (1)(b), or (1)(c) of this section "Psychiatric nurse" shall also mean any other registered nurse who has had three years of such experience.

(6) "Psychiatric nurse clinician" means a registered nurse who has a master's degree or further advanced degree from an accredited college or university and whose graduate specialization was in psychiatric nursing.

NEW SECTION

WAC 275-55-261 REQUIREMENTS FOR CERTIFYING EVALUATION AND TREATMENT COMPONENTS—COUNTY RESPONSIBILITY—ROLE OF DEPARTMENT. (1) Definitions. For the purposes of this section:

(a) "County" means a county, or a combination of counties who jointly agree to provide or cause to be provided the services required by this section.

(b) "County designated mental health professional" means a person as defined by WAC 275-55-020(6) who is also a county employee.

(c) "Coordinator" means county mental health coordinator, and is the person appointed by the county to supervise and/or otherwise coordinate the community mental health program services of a county.

(2) Each county shall operate an evaluation and treatment program. Such an evaluation and treatment program shall include, but is not limited to, outpatient services, emergency services and short-term inpatient services. The county may directly provide such a program in its entirety, or may provide one or more components of such a program directly and contract with an agency or agencies to provide the remaining component(s) required, or may contract with an agency or agencies to provide such a program in its entirety. Component(s) obtained on contract from an agency or agencies shall be subject to all applicable provisions of this chapter and of chapter 71.05 RCW. In addition to these general requirements, the following are specifically required:

(a) Where an evaluation and treatment program is provided in its entirety directly by the county, or where such program is a combination of county-operated components and components operated by an agency or agencies under contract to the county, all such county-operated components and contracting agency or agencies shall be under the administrative authority of the coordinator or the county designated mental health professional.

(b) Where an evaluation and treatment program is provided in its entirety by an agency or agencies under contract to the county, the contracting agency or agencies shall be under the administrative authority of the coordinator or the county designated mental health professional. If neither the coordinator or the county designated mental health professional exist as county employees, the county shall contract with one agency to be the primary contractor for an evaluation and

treatment program. Any other contracts for components of such program shall be made by such primary contractor and any agency so contracting with such primary contractor shall be under the administrative authority of the director of the primary contractor agency.

(3) Arrangements for an evaluation and treatment program shall be in compliance with WAC 275-55-321, whether such program is provided directly or through contract by a county or an agency.

(4) In addition to the responsibilities specified elsewhere for the coordinator, county designated mental health professional, and director of the primary contractor agency, the following shall be required of any of the above individuals designated by the county as administrator of the evaluation and treatment program:

(a) To identify, recommend to the department for certification, and coordinate the various facilities and components of the evaluation and treatment program.

(b) To ensure that facilities and components are in compliance with all applicable rules and regulations set forth in chapter 71.05 RCW and this chapter.

(c) To ensure implementation of the intent of RCW 71.05.010.

(5) Any agency desiring certification of a component or components in order to become an evaluation and treatment facility, shall make application for such to the county designated administrator of the evaluation and treatment program.

(6) The department is responsible for certifying each component of an agency desiring to become an evaluation and treatment facility. Upon formal request of the county designated administrator of the evaluation and treatment program, the department shall:

(a) Inspect and evaluate the applicant agency's component or components for certification in accordance with the provisions of WAC 275-55-293.

(b) In its site visits for the purposes of certification will, where possible, include the county designated administrator of the evaluation and treatment program as part of the site visit team.

(7) The department is responsible for making periodic inspections of a certified component. Such inspections may be in addition to any conducted by the county designated administrator of the evaluation and treatment program.

(8) All facilities shall be recognized elements of the county's annual mental health plan. The plan shall list the agencies for which certification is requested, the components to be provided by each, the method whereby components will be coordinated among the several agencies when more than one agency provides evaluation and treatment services, and the method whereby the services of the facility will be coordinated with other elements of the county mental health program.

NEW SECTION

WAC 275-55-263 CERTIFICATION STANDARDS FOR EVALUATION AND TREATMENT COMPONENTS. (1) For the purpose of this section, "transfer" means a move of the patient from one component to another within the treatment system of the facility.

(2) The following general requirements shall apply to any agency desiring certification of a component or components in order to become an evaluation and treatment facility:

(a) The spectrum of evaluation and treatment services provided by the agency shall include at least one of the following components:

(i) Outpatient.

(ii) Emergency.

(iii) Short-term inpatient.

(b) The agency may itself directly provide one or more of the components specified in (a), or may indirectly provide one or more through contractual arrangement with other agencies. Contractual arrangements shall be as set forth in WAC 275-55-321.

(c) The agency shall document and otherwise ensure that all its components are in compliance with the requirements as specified for them in this chapter, regardless of whether the agency provides the components itself or through contract(s) made by itself.

(d) One or more of the components specified in subsection (2)(a) of this section may be provided to persons under the age of eighteen only when the providing agency is in compliance with the provisions of WAC 275-55-331.

(e) The agency shall maintain a written statement describing the organizational structure, objectives, and the philosophy of the therapeutic program, such statement to include contractual affiliates (if any).

(f) The agency shall document and otherwise ensure that:

(i) Care for patients is provided in a therapeutic environment.

(ii) The use of the least restrictive treatment alternative is considered for each patient and that such consideration is documented in each patient's clinical record.

(iii) Appropriate treatment is provided to each patient in accordance with his documented treatment needs.

(iv) Continuity of care, coordination, and integration of services are in compliance with WAC 275-55-321(4)(d).

(v) Immediate transfer from the outpatient component to the inpatient or emergency component of the agency or of the evaluation and treatment program is provided for a patient when a change in that patient's condition necessitates such transfer. In the case of the involuntary patient, such transfer shall be made pursuant to RCW 71.05.340(3).

(vi) Referral services and assistance in obtaining supportive services appropriate to treatment including, but not limited to, casework services, vocational rehabilitation, and legal services, are provided to each patient.

(g) The agency desiring certification of its component or components shall make application for such certification pursuant to WAC 275-55-261(5).

(3) In addition to the requirements specified for each in WAC 275-55-271, 275-55-281, and 275-55-291, the following general requirements shall apply to all components:

(a) Admissions. Persons under initial detention shall have first priority for admission. Such admission to emergency and/or inpatient components shall be within the constraints of WAC 275-55-321(4)(e). Admission shall not be denied except under the following circumstances:

(i) There is a determination that the person does not present a likelihood of serious harm, or an imminent likelihood of serious harm, or is gravely disabled.

(ii) The person requires specialized medical hospitalization of a type not provided by the component.

(iii) A greater degree of control is required than can be provided by the component.

(iv) No treatment space is available and is so documented. Under this circumstance, the component shall have and put into effect a contingency plan for appropriate placement elsewhere.

(v) A less restrictive alternative provided by another component is more appropriate and available.

(b) Admission evaluations. Within twenty-four hours of first admission for persons under initial detention, twenty-four hours to include Saturday, Sunday, and holidays, evaluations shall be conducted to determine the nature of the disorder, the treatment necessary, and whether or not detention is required. Such evaluations shall include at least a:

(i) Medical evaluation by a licensed physician.

(ii) Psychosocial evaluation by a mental health professional.

(c) Treatment plan and clinical record. All components shall:

(i) Maintain, for each patient, a plan of treatment, and a plan for discharge which includes plan for follow-up where appropriate. Such treatment and discharge plans shall be entered in the patient's clinical record and shall be revised periodically as appropriate.

(ii) Maintain, for each patient, a clinical record which contains sufficient information to justify the diagnosis, delineate the individual treatment plan, and document the course of treatment. It is the responsibility of the agency to safeguard the record against loss, defacement, tampering or use by unauthorized persons.

(d) Treatment. All components shall:

(i) Have immediately available at all times, as needed, professional personnel including, but not limited to, a licensed physician and a mental health professional skilled in crisis intervention.

(ii) Ensure that each patient has access to necessary non-elective medical treatment and access to emergency life-sustaining treatment and medication support services.

(e) Use of restraints and seclusion. The use of medication, physical restraints, or locked seclusion rooms in response to assaultive, self-destructive or obstreperous patient behavior shall occur only to the extent necessary to ensure the safety of patients and staff, and subject to the following conditions:

(i) In the event of an emergency use of restraints or seclusion, a licensed physician must be immediately notified and shall provide written justification for the restraints or seclusion.

(ii) No patient may be restrained or secluded for a period in excess of four hours without having been examined by a licensed physician and having such restraint or seclusion ordered by a licensed physician.

(iii) Restraint or seclusion in excess of twenty-four hours must be authorized by a licensed physician. The facts determined by his examination and any resultant decision to continue restraint or seclusion shall be recorded in the patient's clinical record. This procedure must be repeated for each subsequent twenty-four hour period of restraint or seclusion.

(iv) The factors necessitating any use of restraints or seclusion shall be recorded in the patient's clinical record over the signature of the authorizing physician.

(f) Periodic evaluation. Each involuntary patient shall be evaluated periodically for release from commitment, and such evaluation will be documented in each involuntary patient's clinical record. Such evaluations shall occur at the following intervals during the period of commitment:

(i) Fourteen day period - At least once weekly.

(ii) Ninety day period - At least once every two weeks.

(iii) One hundred eighty day period - At least once each month.

(g) Training. All components shall develop an inservice training plan, and provide regular training to all personnel who have responsibility for any aspect of patient care. Documentation of the type and amount of training received by staff members shall be maintained. Such training shall include information about:

(i) The availability and utilization of less restrictive alternatives.

(ii) Approved methods of patient care.

(iii) Managing assaultive and/or self-destructive behavior.

(iv) Related services, including, but not limited to, transportation, law enforcement, courts, prosecutors, caseworkers, family support systems, advocacy, pharmacotherapy, and hospitals.

(v) The provisions and requirements of this chapter and chapter 71.05 RCW, and standards and guidelines promulgated by the department.

(vi) Other appropriate subject matter.

(h) Administration. All components shall:

(i) Post patient rights and document advisement of rights pursuant to WAC 275-55-241 and 275-55-211.

(ii) Maintain and prominently post a written statement describing the organizational structure, objectives, and philosophy of the component facility.

(iii) Maintain and prominently post written procedures for managing assaultive and/or self-destructive patient behavior.

(iv) Maintain adequate fiscal accounting records.

(v) Prepare and submit such reports as are required by the secretary.

NEW SECTION

WAC 275-55-271 OUTPATIENT COMPONENT. (1) The outpatient component is defined as a setting in which an array of treatment services are provided on a regular basis to patients not in residence in the facility. These services are intended to stabilize, sustain, and facilitate recovery of the individual within his environment.

(2) In addition to the general requirements stated in WAC 275-55-263(3), the following requirements shall apply to all outpatient components:

(a) Outpatient services shall be available at least eight hours per day, five days per week.

(b) Such component shall provide a therapeutic program which includes, but is not limited to, generally accepted treatment modalities such as:

(i) Individual.

(ii) Group.

(iii) Family/marital.

(iv) Pharmacotherapy.

(c) Such component shall provide treatment to each patient under the supervision of a mental health professional.

(d) Each patient must be seen at least weekly by assigned staff during the period of involuntary treatment. A mental health professional must review each outpatient case at least weekly to ensure updating of the treatment plan and such review must be recorded in the patient's clinical record. The frequency of patient contact and case review may be modified if in the opinion of a mental health professional such is warranted and the reasons for so doing are recorded in the patient's clinical record.

(e) Such component must have access to consultation by a psychiatrist or a physician with at least one year's experience in the direct treatment of mentally ill or emotionally disturbed persons, such access to be a minimum of one hour per week for each forty hours of direct client services provided by nonmedical staff.

facepiece whenever necessary to prevent skin irritation associated with respirator use.

(7) Protective work clothing and equipment.

(a) Provision and use. If an employee is exposed to lead above the PEL, without regard to the use of respirators or where the possibility of skin or eye irritation exists, the employer shall provide at no cost to the employee and assure that the employee uses appropriate protective work clothing and equipment such as, but not limited to:

- (i) Coveralls or similar full-body work clothing;
- (ii) Gloves, hats, and shoes or disposable shoe coverlets; and
- (iii) Face shields, vented goggles, or other appropriate protective equipment which complies with WAC 296-24-078.

(b) Cleaning and replacement.

(i) The employer shall provide the protective clothing required in subdivision (7)(a) of this section in a clean and dry condition at least weekly, and daily to employees whose exposure levels without regard to a respirator are over 200 $\mu\text{g}/\text{m}^3$ of lead as an eight-hour TWA.

(ii) The employer shall provide for the cleaning, laundering, or disposal of protective clothing and equipment required by subdivision (7)(a) of this section.

(iii) The employer shall repair or replace required protective clothing and equipment as needed to maintain their effectiveness.

(iv) The employer shall assure that all protective clothing is removed at the completion of a work shift only in change rooms provided for that purpose as prescribed in subdivision (9)(b) of this section.

(v) The employer shall assure that contaminated protective clothing which is to be cleaned, laundered, or disposed of, is placed in a closed container in the change-room which prevents dispersion of lead outside the container.

(vi) The employer shall inform in writing any person who cleans or launders protective clothing or equipment of the potentially harmful effects of exposure to lead.

(vii) The employer shall assure that the containers of contaminated protective clothing and equipment required by subdivision (7)(b)(v) are labeled as follows:

CAUTION: CLOTHING CONTAMINATED WITH LEAD. DO NOT REMOVE DUST BY BLOWING OR SHAKING. DISPOSE OF LEAD CONTAMINATED WASH WATER IN ACCORDANCE WITH APPLICABLE LOCAL, STATE, OR FEDERAL REGULATIONS.

(viii) The employer shall prohibit the removal of lead from protective clothing or equipment by blowing, shaking, or any other means which disperses lead into the air.

(8) Housekeeping.

(a) Surfaces. All surfaces shall be maintained as free as practicable of accumulations of lead.

(b) Cleaning floors.

(i) Floors and other surfaces where lead accumulates may not be cleaned by the use of compressed air.

(ii) Shoveling, dry or wet sweeping, and brushing may be used only where vacuuming or other equally effective methods have been tried and found not to be effective.

(c) Vacuuming. Where vacuuming methods are selected, the vacuums shall be used and emptied in a manner which minimizes the reentry of lead into the workplace.

(9) Hygiene facilities and practices.

(a) The employer shall assure that in areas where employees are exposed to lead above the PEL, without regard to the use of respirators, food or beverage is not present or consumed, tobacco products are not present or used, and cosmetics are not applied, except in change rooms, lunchrooms, and showers required under subdivision (9)(b) through (9)(d) of this section.

(b) Change rooms.

(i) The employer shall provide clean change rooms for employees who work in areas where their airborne exposure to lead is above the PEL, without regard to the use of respirators.

(ii) The employer shall assure that change rooms are equipped with separate storage facilities for protective work clothing and equipment and for street clothes which prevent cross-contamination.

(c) Showers.

(i) The employer shall assure that employees who work in areas where their airborne exposure to lead is above the PEL, without regard to the use of respirators, shower at the end of the work shift.

(ii) The employer shall provide shower facilities in accordance with WAC 296-24-12009.

(iii) The employer shall assure that employees who are required to shower pursuant to item (9)(c)(i) do not leave the workplace wearing any clothing or equipment worn during the work shift.

(d) Lunchrooms.

(i) The employer shall provide lunchroom facilities for employees who work in areas where their airborne exposure to lead is above the PEL, without regard to the use of respirators.

(ii) The employer shall assure that lunchroom facilities have a temperature controlled, positive pressure, filtered air supply, and are readily accessible to employees.

(iii) The employer shall assure that employees who work in areas where their airborne exposure to lead is above the PEL without regard to the use of a respirator wash their hands and face prior to eating, drinking, smoking or applying cosmetics.

(iv) The employer shall assure that employees do not enter lunchroom facilities with protective work clothing or equipment unless surface lead dust has been removed by vacuuming, downdraft booth, or other cleaning method.

(e) Lavatories. The employer shall provide an adequate number of lavatory facilities which comply with WAC 296-24-12009(1) and (2).

(10) Medical surveillance.

(a) General.

(i) The employer shall institute a medical surveillance program for all employees who are or may be exposed above the action level for more than thirty days per year.

(ii) The employer shall assure that all medical examinations and procedures are performed by or under the supervision of a licensed physician.

(iii) The employer shall provide the required medical surveillance including multiple physician review under item (10)(c)(iii) without cost to employees and at a reasonable time and place.

(b) Biological monitoring.

(i) Blood lead and ZPP level sampling and analysis. The employer shall make available biological monitoring in the form of blood sampling and analysis for lead and zinc protoporphyrin levels to each employee covered under item (10)(a)(i) of this section on the following schedule:

(A) At least every six months to each employee covered under item (10)(a)(i) of this section;

(B) At least every two months for each employee whose last blood sampling and analysis indicated a blood lead level at or above 40 $\mu\text{g}/100\text{ g}$ of whole blood. This frequency shall continue until two consecutive blood samples and analyses indicate a blood lead level below 40 $\mu\text{g}/100\text{ g}$ of whole blood; and

(C) At least monthly during the removal period of each employee removed from exposure to lead due to an elevated blood lead level.

(ii) Follow-up blood sampling tests. Whenever the results of a blood lead level test indicate that an employee's blood lead level exceeds the numerical criterion for medical removal under item (11)(a)(i), the employer shall provide a second (follow-up) blood sampling test within two weeks after the employer receives the results of the first blood sampling test.

(iii) Accuracy of blood lead level sampling and analysis. Blood lead level sampling and analysis provided pursuant to this section shall have an accuracy (to a confidence level of ninety-five percent) within plus or minus fifteen percent or 6 $\mu\text{g}/100\text{ ml}$, whichever is greater, and shall be conducted by a laboratory licensed by the Center for Disease Control (CDC), United States Department of Health, Education and Welfare or which has received a satisfactory grade in blood lead proficiency testing from CDC in the prior twelve months.

(iv) Employee notification. Within five working days after the receipt of biological monitoring results, the employer shall notify in writing each employee whose blood lead level exceeds 40 $\mu\text{g}/100\text{ g}$: (A) of that employee's blood lead level and (B) that the standard requires temporary medical removal with Medical Removal Protection benefits when an employee's blood lead level exceeds the numerical criterion for medical removal under item (11)(a)(i) of this section.

(c) Medical examinations and consultations.

(i) Frequency. The employer shall make available medical examinations and consultations to each employee covered under item (10)(a)(i) of this section on the following schedule:

(A) At least annually for each employee for whom a blood sampling test conducted at any time during the preceding twelve months indicated a blood lead level at or above 40 $\mu\text{g}/100\text{ g}$;

(B) Prior to assignment for each employee being assigned for the first time to an area in which airborne concentrations of lead are at or above the action level;

(C) As soon as possible, upon notification by an employee either that the employee has developed signs or symptoms commonly associated with lead intoxication, that the employee desires medical advice concerning the effects of current or past exposure to lead on the employee's ability to procreate a healthy child, or that the employee has demonstrated difficulty in breathing during a respirator fitting test or during use; and

(D) As medically appropriate for each employee either removed from exposure to lead due to a risk of sustaining material impairment to health, or otherwise limited pursuant to a final medical determination.

(ii) Content. Medical examinations made available pursuant to subitems (10)(c)(i)(A) through (B) of this section shall include the following elements:

(A) A detailed work history and a medical history, with particular attention to past lead exposure (occupational and nonoccupational), personal habits (smoking, hygiene), and past gastrointestinal, hematologic, renal, cardiovascular, reproductive and neurological problems;

(B) A thorough physical examination, with particular attention to teeth, gums, hematologic, gastrointestinal, renal, cardiovascular, and neurological systems. Pulmonary status should be evaluated if respiratory protection will be used;

(C) A blood pressure measurement;

(D) A blood sample and analysis which determines:

(aa) Blood lead level;

(bb) Hemoglobin and hematocrit determinations, red cell indices, and examination of peripheral smear morphology;

(cc) Zinc protoporphyrin;

(dd) Blood urea nitrogen; and

(ee) Serum creatinine;

(E) A routine urinalysis with microscopic examination; and

(F) Any laboratory or other test which the examining physician deems necessary by sound medical practice.

The content of medical examinations made available pursuant to subitems (10)(c)(i)(C) through (D) of this section shall be determined by an examining physician and, if requested by an employee, shall include pregnancy testing or laboratory evaluation of male fertility.

(iii) Multiple physician review mechanism.

(A) If the employer selects the initial physician who conducts any medical examination or consultation provided to an employee under this section, the employee may designate a second physician:

(aa) To review any findings, determinations or recommendations of the initial physician; and

(bb) To conduct such examinations, consultations, and laboratory tests as the second physician deems necessary to facilitate this review.

(B) The employer shall promptly notify an employee of the right to seek a second medical opinion after each occasion that an initial physician conducts a medical examination or consultation pursuant to this section. The employer may condition its participation in, and payment for, the multiple physician review mechanism upon

(c) "CSO" means community services office of the department.

(d) "Inability to pay" and "substantial hardship" is defined and determined by the income and resource standards set forth in WAC 388-15-020(2)(a).

(2) Full collection of costs for evaluation and treatment provided an involuntary patient by an agency not operated and maintained by the department shall be the responsibility of that agency. Such agency shall make every reasonable effort to make such collection pursuant to its own rules and regulations, and such effort shall also include, but is not limited to, billing all appropriate resources of the involuntary patient and the patient's family, third-party payors, and other legally responsible persons and entities.

(3) Any involuntary patient who appears eligible for Title XIX benefits or for other medical programs of the department shall be referred by the agency to a local CSO for determination of such eligibility. If such patient is determined eligible by the CSO, the agency shall bill according to the instructions set forth by the department.

(4) Any involuntary patient who appears to fall into the category of "inability to pay" or "substantial hardship" shall be referred by the agency to a local CSO for determination of eligibility. If such patient is determined eligible by the CSO, the agency shall bill the department through the county in accordance with subsection (5) of this section.

(5) The agency may bill the county for the balance of costs not collectable by actions taken in accordance with subsections (2) and (3) of this section and not recoverable by any other means or from any other sources, and shall bill through the county for costs determined eligible in accordance with subsection (4) of this section. Such billing of the county shall be subject to the following:

(a) Reimbursement is sought from the appropriate county as defined by WAC 275-55-365(1).

(b) Certification is made to the county that every reasonable effort has been made to collect full payment from all appropriate resources of the involuntary patient and the patient's family, third-party payors, and other legally responsible persons and entities prior to submitting a claim to the county.

(c) Any collections made prior to such billing shall be shown and deducted from such billing. Any collections made subsequent to such billings shall be submitted to the county.

(6) In the event an involuntary patient is determined by the agency or by the local CSO (in those instances where such patient had been referred for eligibility determination) to be fully capable of paying for his evaluation and treatment services, and such patient refuses to do so, the agency shall have primary responsibility for collection of costs and shall not bill the county for any uncollected balance.

(7) The agency shall maintain appropriate records and other supporting material necessary to document billings and collection of costs for evaluation and treatment provided any involuntary patient, and shall permit authorized representatives of the county and/or the department to make such review of the records of the agency as may be deemed necessary to satisfy audit purposes. Such review shall be restricted to records for involuntary patients only.

NEW SECTION

WAC 275-55-365 INVOLUNTARY EVALUATION AND TREATMENT COSTS—RESPONSIBILITY OF COUNTY. In those instances where an involuntary patient as defined by WAC 275-55-020(18) is unable to pay any or all of the costs of evaluation and treatment from all of the personal, family, or third-party payor resources available to him as required by WAC 275-55-361, or if payment would result in substantial hardship upon such patient or his family, the county shall be responsible for paying any uncollected balance of such costs. The county may subsequently seek reimbursement for such payment from the department. Such payment by the county and any subsequent request for reimbursement shall be made pursuant to the following:

(1) The county responsible for such payment shall be:

(a) The county of residence of the involuntary patient; or

(b) The county in which the involuntary patient was originally detained, if the county of residence cannot be determined.

(2) Payment by the county shall be made:

(a) Only to those agencies which have provided the evaluation and treatment to the involuntary patient, and which are not facilities operated and maintained by the department.

(b) Only after the county has determined that the billing agency has in fact:

(i) Made every reasonable effort to collect the costs of evaluation and treatment pursuant to WAC 275-55-363(2), (3), and (4), and

(ii) Appropriately billed the county pursuant to WAC 275-55-363(5) and to any other rules the county may have or make.

(3) County request for reimbursement from the department shall be made pursuant to WAC 275-55-367 and subject to the provisions of WAC 275-55-369.

NEW SECTION

WAC 275-55-367 INVOLUNTARY EVALUATION AND TREATMENT COSTS—RESPONSIBILITY OF DEPARTMENT.

(1) Definitions. For the purposes of this section:

(a) "Involuntary patient" means the specific type of patient as defined by WAC 275-55-020(18).

(b) "Agency" as used in this section is strictly defined and means an evaluation and treatment facility as defined by WAC 275-55-020(13), and/or an evaluation and treatment program as defined by WAC 275-55-020(14), and is not operated and maintained by the department. A qualifying, individual service provider under contract to the agency or to the evaluation and treatment program shall be considered the same as "agency" for the purposes of reimbursement.

(c) "Title XIX rate" means the payment schedule established for recipients under Title XIX of the social security act. Where Title XIX has not established a modality and a corresponding fee rate, a separate reimbursement schedule shall be established by the department.

(d) "Initial seventeen day period" means the sum of the seventy-two hour and fourteen day periods during which an agency provides involuntary evaluation and treatment.

(e) "1973 amendatory act" is as defined in RCW 71.05.550.

(2) The department shall reimburse the counties for increased costs, if any, to the counties resulting from their implementation of the provisions of the 1973 amendatory act. Such reimbursement shall be made to the counties in accordance with the requirements of WAC 275-55-369 and the following rules, subject to the availability of state and federal funds.

(3) For all increased involuntary commitment administrative costs, the department shall award an amount to the counties to pay such costs pursuant to the applicable sections of chapter 71.24 RCW, and to WAC 275-25-770(4). "Increased costs" as used here shall mean those costs exceeding the level financed by the county for calendar year 1973, resulting from implementation of the provisions of the 1973 amendatory act.

(a) Involuntary commitment administrative costs are for those services not listed under the Title XIX modality schedule. Such costs include:

(i) All travel and transportation expenses, whether for staff or involuntary patients;

(ii) All investigative costs not otherwise recoverable as a Title XIX listed service;

(iii) Expenses for hearings, testimony, legal services, courts, and prosecutors; and

(iv) That percentage of total staff time of the county mental health coordinator and agency administrative staff allocated to and expended in the involuntary commitment process.

(b) State funds shall in no case be used to replace those local funds from any source used to finance administrative costs for involuntary commitment procedures conducted prior to January 1, 1974.

(4) For the evaluation and treatment provided each and every involuntary patient by a qualifying agency, the department shall reimburse the counties in the amount of the actual expenditures incurred by the counties pursuant to WAC 275-55-365. Such reimbursement by the department shall not exceed the Title XIX rate and shall not be allowed for any costs already reimbursed by other means. Such reimbursement by the department shall cover the following involuntary evaluation and treatment statuses only:

(a) Seventy-two hour period.

(b) Fourteen day period, including any involuntary outpatient treatment recommended by agency staff for the remainder of this period.

(c) Conditional release effected pursuant to the applicable provisions of this chapter and chapter 71.05 RCW. Reimbursement shall be restricted to the initial seventeen day period.

(d) Conversion to voluntary status. Reimbursement shall be restricted to:

(i) The initial seventeen day period, regardless of the day within that period the involuntary patient converts to voluntary status; and

(ii) Inpatient medical and hospital expenses.

section indicate that the employee's blood lead level is at or above 60 $\mu\text{g}/100\text{ g}$ of whole blood; and

(D) Fifth year of the standard, and thereafter. Beginning with the fifth year following the effective date of the standard, the employer shall remove an employee from work having an exposure to lead at or above the action level on each occasion that the average of the last three blood sampling tests conducted pursuant to this section (or the average of all blood sampling tests conducted over the previous six months, whichever is longer) indicates that the employee's blood lead level is at or above 50 $\mu\text{g}/100\text{ g}$ of whole blood; provided, however, that an employee need not be removed if the last blood sampling test indicates a blood lead level at or below 40 $\mu\text{g}/100\text{ g}$ of whole blood.

(ii) Temporary removal due to a final medical determination.

(A) The employer shall remove an employee from work having an exposure to lead at or above the action level on each occasion that a final medical determination results in a medical finding, determination, or opinion that the employee has a detected medical condition which places the employee at increased risk of material impairment to health from exposure to lead.

(B) For the purposes of this section, the phrase "final medical determination" shall mean the outcome of the multiple physician review mechanism or alternate medical determination mechanism used pursuant to the medical surveillance provisions of this section.

(C) Where a final medical determination results in any recommended special protective measures for an employee, or limitations on an employee's exposure to lead, the employer shall implement and act consistent with the recommendation.

(iii) Return of the employee to former job status.

(A) The employer shall return an employee to his or her former job status:

(aa) For an employee removed due to a blood lead level at or above 80 $\mu\text{g}/100\text{ g}$, when two consecutive blood sampling tests indicate that the employee's blood lead level is at or below 60 $\mu\text{g}/100\text{ g}$ of whole blood;

(bb) For an employee removed due to a blood lead level at or above 70 $\mu\text{g}/100\text{ g}$, when two consecutive blood sampling tests indicate that the employee's blood lead level is at or below 50 $\mu\text{g}/100\text{ g}$ of whole blood;

(cc) For an employee removed due to a blood lead level at or above 60 $\mu\text{g}/100\text{ g}$, or due to an average blood lead level at or above 50 $\mu\text{g}/100\text{ g}$, when two consecutive blood sampling tests indicate that the employee's blood lead level is at or below 40 $\mu\text{g}/100\text{ g}$ of whole blood;

(dd) For an employee removed due to a final medical determination, when a subsequent final medical determination results in a medical finding, determination, or opinion that the employee no longer has a detected medical condition which places the employee at increased risk of material impairment to health from exposure to lead.

(B) For the purposes of this section, the requirement that an employer return an employee to his or her former job status is not intended to expand upon or restrict any rights an employee has or would have had,

absent temporary medical removal, to a specific job classification or position under the terms of a collective bargaining agreement.

(iv) Removal of other employee special protective measure or limitations. The employer shall remove any limitations placed on an employee or end any special protective measures provided to an employee pursuant to a final medical determination when a subsequent final medical determination indicates that the limitations or special protective measures are no longer necessary.

(v) Employer options pending a final medical determination. Where the multiple physician review mechanism, or alternate medical determination mechanism used pursuant to the medical surveillance provisions of this section, has not yet resulted in a final medical determination with respect to an employee, the employer shall act as follows:

(A) Removal. The employer may remove the employee from exposure to lead, provide special protective measures to the employee, or place limitations upon the employee, consistent with the medical findings, determinations, or recommendations of any of the physicians who have reviewed the employee's health status.

(B) Return. The employer may return the employee to his or her former job status, end any special protective measures provided to the employee, and remove any limitations placed upon the employee, consistent with the medical findings, determinations, or recommendations of any of the physicians who have reviewed the employee's health status, with two exceptions. If:

(aa) The initial removal, special protection, or limitation of the employee resulted from a final medical determination which differed from the findings, determinations, or recommendations of the initial physician; or

(bb) The employee has been on removal status for the preceding eighteen months due to an elevated blood lead level, then the employer shall await a final medical determination.

(b) Medical removal protection benefits.

(i) Provision of medical removal protection benefits. The employer shall provide to an employee up to eighteen months of medical removal protection benefits on each occasion that an employee is removed from exposure to lead or otherwise limited pursuant to this section.

(ii) Definition of medical removal protection benefits. For the purposes of this section, the requirement that an employer provide medical removal protection benefits means that the employer shall maintain the earnings, seniority and other employment rights and benefits of an employee as though the employee had not been removed from normal exposure to lead or otherwise limited.

(iii) Follow-up medical surveillance during the period of employee removal or limitation. During the period of time that an employee is removed from normal exposure to lead or otherwise limited, the employer may condition the provision of medical removal protection benefits upon the employee's participation in follow-up medical surveillance made available pursuant to this section.

(iv) Workers' compensation claims. If a removed employee files a claim for workers' compensation payments for a lead-related disability, then the employer shall

continue to provide medical removal protection benefits pending disposition of the claim. To the extent that an award is made to the employee for earnings lost during the period of removal, the employer's medical removal protection obligation shall be reduced by such amount. The employer shall receive no credit for workers' compensation payments received by the employee for treatment related expenses.

(v) Other credits. The employer's obligation to provide medical removal protection benefits to a removed employee shall be reduced to the extent that the employee receives compensation for earnings lost during the period of removal either from a publicly or employer-funded compensation program, or receives income from employment with another employer made possible by virtue of the employee's removal.

(vi) Employees whose blood lead levels do not adequately decline within eighteen months of removal. The employer shall take the following measures with respect to any employee removed from exposure to lead due to an elevated blood lead level whose blood lead level has not declined within the past eighteen months of removal so that the employee has been returned to his or her former job status:

(A) The employer shall make available to the employee a medical examination pursuant to this section to obtain a final medical determination with respect to the employee;

(B) The employer shall assure that the final medical determination obtained indicates whether or not the employee may be returned to his or her former job status, and if not, what steps should be taken to protect the employee's health;

(C) Where the final medical determination has not yet been obtained, or once obtained indicates that the employee may not yet be returned to his or her former job status, the employer shall continue to provide medical removal protection benefits to the employee until either the employee is returned to former job status, or a final medical determination is made that the employee is incapable of ever safely returning to his or her former job status.

(D) Where the employer acts pursuant to a final medical determination which permits the return of the employee to his or her former job status despite what would otherwise be an unacceptable blood lead level, later questions concerning removing the employee again shall be decided by a final medical determination. The employer need not automatically remove such an employee pursuant to the blood lead level removal criteria provided by this section.

(vii) Voluntary removal or restriction of an employee. Where an employer, although not required by this section to do so, removes an employee from exposure to lead or otherwise places limitations on an employee due to the effects of lead exposure on the employee's medical condition, the employer shall provide medical removal protection benefits to the employee equal to that required by item (11)(b)(i) of this section.

(12) Employee information and training.

(a) Training program.

(i) Each employer who has a workplace in which there is a potential exposure to airborne lead at any level shall inform employees of the content of Appendices A and B of this regulation.

(ii) The employer shall institute a training program for and assure the participation of all employees who are subject to exposure to lead at or above the action level or for whom the possibility of skin or eye irritation exists.

(iii) The employer shall provide initial training by one hundred eighty days from the effective date for those employees covered by item (12)(a)(ii) on the standard's effective date and prior to the time of initial job assignment for those employees subsequently covered by this subsection.

(iv) The training program shall be repeated at least annually for each employee.

(v) The employer shall assure that each employee is informed of the following:

(A) The content of this standard and its appendices;

(B) The specific nature of the operations which could result in exposure to lead above the action level;

(C) The purpose, proper selection, fitting, use, and limitations of respirators;

(D) The purpose and a description of the medical surveillance program, and the medical removal protection program including information concerning the adverse health effects associated with excessive exposure to lead (with particular attention to the adverse reproductive effects on both males and females);

(E) The engineering controls and work practices associated with the employee's job assignment;

(F) The contents of any compliance plan in effect; and

(G) Instructions to employees that chelating agents should not routinely be used to remove lead from their bodies and should not be used at all except under the direction of a licensed physician.

(b) Access to information and training materials.

(i) The employer shall make readily available to all affected employees a copy of this standard and its appendices.

(ii) The employer shall provide, upon request, all materials relating to the employee information and training program to the director.

(iii) In addition to the information required by item (12)(a)(v), the employer shall include as part of the training program, and shall distribute to employees, any materials pertaining to the Occupational Safety and Health Act, the regulations issued pursuant to the act, and this lead standard, which are made available to the employer by the director.

(13) Signs.

(a) General.

(i) The employer may use signs required by other statutes, regulations or ordinances in addition to, or in combination with, signs required by this subsection.

(ii) The employer shall assure that no statement appears on or near any sign required by this subsection which contradicts or detracts from the meaning of the required sign.

(b) Signs.

(i) The employer shall post the following warning signs in each work area where the PEL is exceeded:

**WARNING
LEAD WORK AREA
POISON
NO SMOKING OR EATING**

(ii) The employer shall assure that signs required by this subsection are illuminated and cleaned as necessary so that the legend is readily visible.

(14) Recordkeeping.

(a) Exposure monitoring.

(i) The employer shall establish and maintain an accurate record of all monitoring required in subsection (4) of this section.

(ii) This record shall include:

(A) The date(s), number, duration, location and results of each of the samples taken, including a description of the sampling procedure used to determine representative employee exposure where applicable;

(B) A description of the sampling and analytical methods used and evidence of their accuracy;

(C) The type of respiratory protective devices worn, if any;

(D) Name, social security number, and job classification of the employee monitored and of all other employees whose exposure the measurement is intended to represent; and

(E) the environmental variables that could affect the measurement of employee exposure.

(iii) The employer shall maintain these monitoring records for at least forty years or for the duration of employment plus twenty years, whichever is longer.

(b) Medical surveillance.

(i) The employer shall establish and maintain an accurate record for each employee subject to medical surveillance as required by subsection (10) of this section.

(ii) This record shall include:

(A) The name, social security number, and description of the duties of the employee;

(B) A copy of the physician's written opinions;

(C) Results of any airborne exposure monitoring done for that employee and the representative exposure levels supplied to the physician; and

(D) Any employee medical complaints related to exposure to lead.

(iii) the employer shall keep, or assure that the examining physician keeps, the following medical records:

(A) A copy of the medical examination results including medical and work history required under subsection (10) of this section;

(B) A description of the laboratory procedures and a copy of any standards or guidelines used to interpret the test results or references to that information; and

(C) A copy of the results of biological monitoring.

(iv) The employer shall maintain or assure that the physician maintains those medical records for at least forty years, or for the duration of employment plus twenty years, whichever is longer.

(c) Medical removals.

(i) The employer shall establish and maintain an accurate record for each employee removed from current exposure to lead pursuant to subsection (11) of this section.

(ii) Each record shall include:

(A) The name and social security number of the employee;

(B) The date on each occasion that the employee was removed from current exposure to lead as well as the corresponding date on which the employee was returned to his or her former job status;

(C) A brief explanation of how each removal was or is being accomplished; and

(D) A statement with respect to each removal indicating whether or not the reason for the removal was an elevated blood lead level.

(iii) The employer shall maintain each medical removal record for at least the duration of an employee's employment.

(d) Availability.

(i) The employer shall make available upon request all records required to be maintained by subsection (14) of this section to the director for examination and copying.

(ii) ~~((Upon request, the employer shall make environmental monitoring, biological monitoring, and medical removal records available to affected employees, former employees or their authorized employee representatives for inspection and copying.))~~ Environmental monitoring, medical removal, and medical records required by this subsection shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217. Medical removal records shall be provided in the same manner as environmental monitoring records.

(iii) Upon request, the employer shall make an employee's medical records required to be maintained by this section available to the affected employee or former employee or to a physician or other individual designated by such affected employee or former employees for examination and copying.

(e) Transfer of records.

(i) Whenever the employer ceases to do business, the successor employer shall receive and retain all records required to be maintained by subsection (14) of this section.

(ii) Whenever the employer ceases to do business and there is no successor employer to receive and retain the records required to be maintained by this section for the prescribed period, these records shall be transmitted to the director.

(iii) At the expiration of the retention period for the records required to be maintained by this section, the employer shall notify the director at least three months prior to the disposal of such records and shall transmit those records to the director if requested within the period.

(iv) The employer shall also comply with any additional requirements involving transfer of records set forth in WAC 296-62-05215.

(15) Observation of monitoring.

(a) Employee observation. The employer shall provide affected employees or their designated representatives an opportunity to observe any monitoring of employee exposure to lead conducted pursuant to subsection (4) of this section.

(b) Observation procedures.

(i) Whenever observation of the monitoring of employee exposure to lead requires entry into an area where the use of respirators, protective clothing or equipment is required, the employer shall provide the observer with and assure the use of such respirators, clothing and such equipment, and shall require the observer to comply with all other applicable safety and health procedures.

(ii) Without interfering with the monitoring, observers shall be entitled to:

(A) Receive an explanation of the measurement procedures;

(B) Observe all steps related to the monitoring of lead performed at the place of exposure; and

(C) Record the results obtained or receive copies of the results when returned by the laboratory.

(16) Effective date. This standard shall become effective thirty days after filing with the code reviser.

(17) Appendices. The information contained in the appendices to this section is not intended by itself, to create any additional obligations not otherwise imposed by this standard nor detract from any existing obligation. Appendices are available from:

The Technical Services Section
Division of Industrial Safety and Health
P.O. Box 207
Olympia, WA 98504 (206)753-6381

(18) Startup dates. All obligations of this standard commence on the effective date except as follows:

(a) The initial determination under subdivision (4)(b) shall be made as soon as possible but no later than thirty days from the effective date.

(b) Initial monitoring under subdivision (4)(d) shall be completed as soon as possible but no later than ninety days from the effective date.

(c) Initial biological monitoring and medical examinations under subsection (10) shall be completed as soon as possible but no later than one hundred eighty days from the effective date. Priority for biological monitoring and medical examinations shall be given to employees whom the employer believes to be at greatest risk from continued exposure.

(d) Initial training and education shall be completed as soon as possible but no later than one hundred eighty days from the effective date.

(e) Hygiene and lunchroom facilities under subsection (9) shall be in operation as soon as possible but no later than one year from the effective year.

(f) Respiratory protection required by subsection (6) shall be provided as soon as possible but no later than the following schedule:

(i) Employees whose eight-hour TWA exposure exceeds $200 \mu\text{g}/\text{m}^3$ - on the effective date.

(ii) Employees whose eight-hour TWA exposure exceeds the PEL but is less than $200 \mu\text{g}/\text{m}^3$ - one hundred fifty days from the effective date.

(iii) Powered, air-purifying respirators provided under (6)(b)(ii) - two hundred ten days from the effective date.

(iv) Quantitative fit testing required under item (6)(c)(ii) - one year from effective date. Qualitative fit testing is required in the interim.

(g) Written compliance plans required by subdivision (5)(c) shall be completed and available for inspection and copying as soon as possible but no later than the following schedule:

(i) Employers for whom compliance with the PEL or interim level is required within one year from the effective date - six months from the effective date.

(ii) Employers in secondary smelting and refining, lead storage battery manufacturing, lead pigment manufacturing and nonferrous foundry industries - one year from the effective date.

(iii) Employers in primary smelting and refining industry - one year from the effective date from the interim level; five years from the effective date for PEL.

(iv) Plans for construction of hygiene facilities, if required - six months from the effective date.

(h) The permissible exposure limit in subsection (3) shall become effective one hundred fifty days from the effective date.

AMENDATORY SECTION (Amending Order 80-14, filed 8/8/80)

WAC 296-62-07517 ASBESTOS. (1) Definitions. For the purpose of this section, (a) "Asbestos" means chrysotile, amosite, crocidolite, tremolite, anthophyllite, and actinolite.

(b) "Asbestos fibers" means asbestos fibers longer than 5 micrometers.

(2) Permissible exposure to airborne concentrations of asbestos fibers. (a) The 8-hour time-weighted average airborne concentrations of asbestos fibers to which any employee may be exposed shall not exceed two fibers, longer than 5 micrometers, per cubic centimeter of air, as determined by the method prescribed in (5) of this section.

(b) Ceiling concentration. No employee shall be exposed at any time to airborne concentrations of asbestos fibers in excess of 10 fibers, longer than 5 micrometers, per cubic centimeter of air, as determined by the method prescribed in (5) of this section.

(3) Methods of compliance. (a) Engineering methods. (i) Engineering controls. Engineering controls, such as, but not limited to, isolation, enclosure, exhaust ventilation, and dust collection, shall be used to meet the exposure limits prescribed in (2) of this section.

(ii) Local exhaust ventilation. Local exhaust ventilation and dust collection systems shall be designed, constructed, installed, and maintained in accordance with the American National Standard Fundamentals Governing the Design and Operation of Local Exhaust Systems, ANSI Z9.2-1971, which is incorporated by reference herein.

(iii) Particular tools. All hand-operated and power-operated tools which may produce or release asbestos fibers in excess of the exposure limits prescribed in (2) of this section, such as, but not limited to, saws, scorers, abrasive wheels, and drills, shall be provided with local exhaust ventilation systems in accordance with (3)(a)(ii) of this section.

(b) Work practices. (i) Wet methods. Insofar as practicable, asbestos shall be handled, mixed, applied, removed, cut, scored, or otherwise worked in a wet state sufficient to prevent the emission of airborne fibers in excess of the exposure limits prescribed in (2) of this section, unless the usefulness of the product would be diminished thereby.

(ii) Particular products and operations. No asbestos cement, mortar, coating, grout, plaster, or similar material containing asbestos shall be removed from bags, cartons, or other containers in which they are shipped, without being either wetted, or enclosed, or ventilated so as to prevent effectively the release of airborne asbestos fibers in excess of the limits prescribed in (2) of this section.

(iii) Spraying, demolition, or removal. Employees engaged in the spraying of asbestos, the removal, or demolition of pipes, structures, or equipment covered or insulated with asbestos, and in the removal or demolition of asbestos insulation or coverings shall be provided with respiratory equipment in accordance with (4)(b)(iii) of this section and with special clothing in accordance with (4)(c) of this section.

(4) Personal protective equipment. (a) Compliance with the exposure limits prescribed by (2) of this section may not be achieved by the use of respirators or shift rotation of employees except:

(i) During the time period necessary to install the engineering controls and to institute the work practices required by (3) of this section.

(ii) In work situations in which the methods prescribed in (3) of this section are either technically not feasible or feasible to an extent insufficient to reduce the airborne concentrations of asbestos fibers below the limits prescribed by (2) of this section; or

(iii) In emergencies.

(iv) Where both respirators and personnel rotation are allowed by (4)(a)(i), (ii), or (iii) of this section, and both are practicable, personnel rotation shall be preferred and used.

(b) Where a respirator is permitted by (4)(a)(i), (ii), or (iii) of this section, it shall comply with the applicable provisions of chapter 296-24 WAC.

(i) Air purifying respirators. A reusable or single use air purifying respirator, or a respirator described in (4)(b)(ii) or (iii) of this section shall be used to reduce the concentrations of airborne asbestos fibers in the respirator below the exposure limits prescribed in (2) of this section, when the ceiling or the 8-hour time-weighted average airborne concentrations of asbestos fibers are reasonably expected to exceed no more than 10 times those limits.

(ii) Powered air purifying respirators. A full facepiece powered air purifying respirator, or a powered air purifying respirator, or a respirator described in (4)(b)(iii) of this section, shall be used to reduce the concentrations of airborne asbestos fibers in the respirator below the exposure limits prescribed in (2) of this section, when the ceiling or the 8-hour time-weighted average concentrations of asbestos fibers are reasonably expected to exceed 10 times, but not 100 times, those limits.

(iii) Type "C" supplied-air respirators, continuous flow or pressure-demand class. A type "C" continuous flow or pressure-demand, supplied-air respirator shall be used to reduce the concentrations of airborne asbestos fibers in the respirator below the exposure limits prescribed in (2) of this section, when the ceiling or the 8-hour time-weighted average airborne concentrations of asbestos fibers are reasonably expected to exceed 100 times those limits.

(iv) Establishment of a respirator program. (A) The employer shall establish a respirator program in accordance with the requirements of chapter 296-24 WAC.

(B) No employee shall be assigned to tasks requiring the use of respirators if, based upon his most recent examination, an examining physician determines that the employee will be unable to function normally wearing a respirator, or that the safety or health of the employee or other employees will be impaired by his use of a respirator. Such employee shall be rotated to another job or given the opportunity to transfer to a different position whose duties he is able to perform with the same employer, in the same geographical area and with the same seniority, status, and rate of pay he had just prior to such transfer, if such a different position is available.

(c) Special clothing: The employer shall provide, and require the use of, special clothing, such as coveralls or similar whole body clothing, head coverings, gloves, and foot coverings for any employee exposed to airborne concentrations of asbestos fibers, which exceed the ceiling level prescribed in (2)(b) of this section.

(d) Change rooms: (i) At any fixed place of employment exposed to airborne concentrations of asbestos fibers in excess of the exposure limits prescribed in (2) of this section, the employer shall provide change rooms for employees working regularly at the place.

(ii) Clothes lockers: The employer shall provide two separate lockers or containers for each employee, so separated or isolated as to prevent contamination of the employee's street clothes from his work clothes.

(iii) Laundering: (A) Laundering of asbestos contaminated clothing shall be done so as to prevent the release of airborne asbestos fibers in excess of the exposure limits prescribed in (2) of this section.

(B) Any employer who gives asbestos-contaminated clothing to another person for laundering shall inform such person of the requirement in (4)(d) of this section to effectively prevent the release of airborne asbestos fibers in excess of the exposure limits prescribed in (2) of this section.

(C) Contaminated clothing shall be transported in sealed impermeable bags, or other closed, impermeable containers, and labeled in accordance with (7)(b) of this section.

(5) Method of measurement. All determinations of airborne concentrations of asbestos fibers shall be made by the membrane filter method at 400-450 X (magnification) (4 millimeter objective) with phase contrast illumination.

(6) Monitoring. (a) Initial determinations. Every employer shall cause every place of employment where asbestos fibers are released to be monitored in such a way as to determine whether every employee's exposure to

asbestos fibers is below the limits prescribed in (2) of this section. If the limits are exceeded, the employer shall immediately undertake a compliance program in accordance with (3) of this section.

(b) Personal monitoring. (i) Samples shall be collected from within the breathing zone of the employees, on membrane filters of 0.8 micrometer porosity mounted in an open-face filter holder. Samples shall be taken for the determination of the 8-hour time-weighted average airborne concentrations and of the ceiling concentrations of asbestos fibers.

(ii) Sampling frequency and patterns. After the initial determinations required by (6)(a) of this section, samples shall be of such frequency and pattern as to represent with reasonable accuracy the levels of exposure of employees. In no case shall the sampling be done at intervals greater than 6 months for employees whose exposure to asbestos may reasonably be foreseen to exceed the limits prescribed by (2) of this section.

(c) Environmental monitoring. (i) Samples shall be collected from areas of a work environment which are representative of the airborne concentrations of asbestos fibers which may reach the breathing zone of employees. Samples shall be collected on a membrane filter of 0.8 micrometer porosity mounted in an open-face filter holder. Samples shall be taken for the determination of the 8-hour time-weighted average airborne concentrations and of the ceiling concentrations of asbestos fibers.

(ii) Sampling frequency and patterns. After the initial determinations required by (6)(a) of this section, samples shall be of such frequency and pattern as to represent with reasonable accuracy the levels of exposure of the employees. In no case shall sampling be at intervals greater than 6 months for employees whose exposures to asbestos may reasonably be foreseen to exceed the exposure limits prescribed in (2) of this section.

(d) Employee observation of monitoring. Affected employees, or their representatives, shall be given a reasonable opportunity to observe any monitoring required by this paragraph and shall have access to the records thereof.

(7) Caution signs and labels. (a) Caution signs. (i) Posting. Caution signs shall be provided and displayed at each location where airborne concentrations of asbestos fibers are reasonably expected to be released or where airborne concentrations of asbestos fibers may be in excess of the exposure limits prescribed in (2) of this section. Signs shall be posted at such a distance from such a location so that an employee may read the signs and take necessary protective steps before entering the area marked by the signs. Signs shall be posted at all approaches to areas containing airborne asbestos fibers.

(ii) Sign specifications. The warning signs required by (7)(a)(i) of this section shall conform to the requirements of 20" X 14" vertical format signs specified in WAC 296-24-14007(4) and to this subsection. The signs shall display the following legend in the lower panel, with letter sizes and styles of a visibility at least equal to that specified in this subdivision.

Legend	Notation
Asbestos _____	1" Sans Serif, Gothic or Block.
Dust Hazard _____	3/4" Sans Serif, Gothic or Block.

Legend	Notation
Avoid Breathing Dust _____	1/4" Gothic.
Wear Assigned Protective Equipment _____	1/4" Gothic.
Do Not Remain In Area Unless Your Work Requires It _____	1/4" Gothic.
Breathing Asbestos Dust May Be Hazardous To Your Health _____	14 point Gothic.

Spacing between lines shall be at least equal to the height of the upper of any two lines.

(b) Caution labels. (i) Labeling. Caution labels shall be affixed to all raw materials, mixtures, scrap, waste, debris, and other products containing asbestos fibers, or to their containers, except that no label is required where asbestos fibers have been modified by a bonding agent, coating, binder, or other material so that during any reasonably foreseeable use, handling, storage, disposal, processing, or transportation, no airborne concentrations of asbestos fibers will be released.

(ii) Label specifications. The caution labels required by (7)(b)(i) of this section shall be printed in letters of sufficient size and contrast as to be readily visible and legible. The label shall state:

CAUTION
 Contains Asbestos Fibers
 Avoid Creating Dust
 Breathing Asbestos Dust May Cause
 Serious Bodily Harm

(8) Housekeeping. (a) Cleaning. All external surfaces in any place of employment shall be maintained free of accumulations of asbestos fibers.

(b) Waste disposal. Asbestos waste, scrap, debris, bags, containers, equipment, and asbestos-contaminated clothing, consigned for disposal, shall be collected and disposed of in sealed impermeable bags, or other closed, impermeable containers.

(c) Deterioration. Friable asbestos or friable asbestos containing material which has become damaged or deteriorated shall be contained, treated, or replaced.

(9) Recordkeeping. (a) Exposure records. Every employer shall maintain records of any personal or environmental monitoring required by (6) of this section. Records shall be maintained for a period of at least 20 years and shall be made available upon request to the Director of the Department of Labor and Industries.

(b) ~~((Employee access. Every employee and former employee shall have reasonable access to any record required to be maintained by (9)(a) of this section, which indicates the employee's own exposure to asbestos fibers.))~~ Access. Employee exposure records required by this subsection shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(c) Employee notification. Any employee found to have been exposed at any time to airborne concentrations of asbestos fibers in excess of the limits prescribed in (2) of this section shall be notified in writing of the exposure as soon as practicable but not later than 5 days

of the finding. The employee shall also be timely notified of the corrective action being taken.

(10) Medical examinations. (a) General. The employer shall provide or make available at his cost, medical examinations relative to exposure to asbestos required by this section.

(b) Preplacement. The employer shall provide or make available to each of his employees, within 30 calendar days following his first employment in an occupation exposed to airborne concentrations of asbestos fibers, a comprehensive medical examination, which shall include, as a minimum, a chest roentgenogram (posterior-anterior 14 x 17 inches), a history to elicit symptomatology of respiratory disease, and pulmonary function tests to include forced vital capacity (FVC) and forced expiratory volume at 1 second (FEV_{1.0}).

(c) Annual examinations. Every employer shall provide or make available on an annual basis, comprehensive medical examinations to each of his employees engaged in occupations exposed to airborne concentrations of asbestos fibers. Such annual examination shall include, as a minimum, a chest roentgenogram (posterior-anterior 14 x 17 inches), a history to elicit symptomatology of respiratory disease, and pulmonary function tests to include forced vital capacity (FVC) and forced expiratory volume at 1 second (FEV_{1.0}).

(d) Termination of employment. The employer shall provide, or make available, within 30 calendar days before or after the termination of employment of any employee engaged in an occupation exposed to airborne concentrations of asbestos fibers, a comprehensive medical examination which shall include, as a minimum, a chest roentgenogram (posterior-anterior 14 x 17 inches), a history to elicit symptomatology of respiratory disease, and pulmonary function tests to include forced vital capacity (FVC) and forced expiratory volume at 1 second (FEV_{1.0}).

(e) Recent examinations. No medical examination is required of any employee, if adequate records show that the employee has been examined in accordance with this subsection within the past 1-year period.

(f) Medical records. (i) Maintenance. Employers of employees examined pursuant to this subsection shall cause to be maintained complete and accurate records of all such medical examinations. Records shall be retained by employers for at least 20 years.

(ii) Access. ~~((The contents of the records of the medical examinations required by this paragraph shall be made available, for inspection and copying, to the director of the Department of Labor and Industries, the Assistant Secretary of Labor for Occupational Safety and Health, the director of NIOSH, to authorized physicians and medical consultants of either of them, and, upon the request of an employee or former employee, to his physician. Any physician who conducts a medical examination required by this subsection shall furnish to the employer of the examined employee all the information specifically required by this subsection and any other medical information related to occupational exposure to asbestos fibers.))~~ Records of the medical examinations required by this subsection shall be provided upon request to employees, designated representative and the

assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217. These records shall also be provided upon request to the Director of the Department of Labor and Industries. Any physician who conducts a medical examination required by this subsection shall furnish to the employer of the examined employee all the information specifically required by this subsection, and any other medical information related to occupational exposure to asbestos fibers.

AMENDATORY SECTION (Amending Order 80-14, filed 8/8/80)

WAC 296-62-14531 EXPOSURE TO COTTON DUST IN COTTON GINS. (1) Scope and application. This section applies to the control of employee exposure to cotton dust in cotton gins.

(2) Definitions. For the purposes of this section:

(a) "Blow down" - the cleaning of equipment and surface with compressed air.

(b) "Cotton dust" - dust present in the air during the handling or processing of cotton which may contain a mixture of many substances including ground-up plant matter, fiber, bacteria, fungi, soil, pesticides, noncotton plant matter and other contaminants which may have accumulated with the cotton during the growing, harvesting and subsequent processing or storage periods.

(c) "Director" - The Director of the Department of Labor and Industries, or his designated representative.

(3) Work practices. Each employer shall immediately establish and implement a written program of work practices, which shall minimize cotton dust exposure for each specific job. Where applicable, the following work practices shall be included in the written work practices program:

(a) General. (i) All surfaces shall be maintained as free as practicable of accumulations of cotton dust.

(ii) The employer shall inspect, clean, maintain and repair, all engineering control equipment, production equipment and ventilation systems including power sources, ducts, and filtration units of the equipment, and at a minimum, tape or cover leaks in valves, flashing, elbows, and bands on air lines.

(iii) Cotton and cotton waste shall be stacked, sorted, baled, dumped, removed or otherwise handled by mechanical means except where the employer can show that it is infeasible to do so. Where infeasible, the method used for handling cotton and cotton waste shall be the method which most effectively reduces exposure to the lowest level feasible.

(b) Specific. (i) Floors and other accessible surfaces contaminated with cotton dust may not be cleaned by the use of compressed air.

(ii) Cleaning of clothing with compressed air is prohibited.

(iii) Floor sweeping shall be performed by a vacuum or with methods designed to minimize dispersal of dust.

(iv) Compressed air "blow-down" cleaning shall be prohibited, except where alternative means are not feasible. Where compressed air "blow-down" is done, respirators shall be worn by the employees performing the "blow-down," and employees in the area whose presence

is not required to perform the "blow-down" shall be required to leave the area during this cleaning operation.

(c) Work practice plan. A written work place plan shall be kept which shall list appropriate schedules for carrying out housekeeping operations, and for cleaning and maintaining dust collection equipment. The plan shall be made available for inspection by the director.

(4) Use of respirators. (a) General. Where the use of respirators is required under this section, the employer shall provide, at no cost to the employee, and assure the use of respirators which comply with the requirements of this subsection.

(b) Use of respirators. Respirators shall be used in the following circumstances:

(i) By workers identified by medical surveillance under subitem (5)(f)(i)(D) of this subsection; or

(ii) During operations such as maintenance and repair activities in which work practice controls are not feasible; or

(iii) In operations specified under subitem (3)(b)(iv) of this subsection.

(c) Availability upon request. Respirators shall be made available upon request, to any employee exposed to cotton dust.

(d) Respirator selection. (i) Where respirators are required under this section, the employer shall select, provide and assure the use of any respirator tested and approved for protection against dust by the National Institute Of Occupational Safety and Health (NIOSH) under the provisions of 30 CFR Part 11.

(ii) Where respirators are required by this subsection, the employer shall provide either any NIOSH approved respirator or at the option of each affected worker, a NIOSH approved powered air purifying respirator with a high efficiency filter.

(e) Respirator program. The employer shall institute a respirator program in accordance with WAC 296-24-08103, 296-24-08107, 296-24-08109 and 296-24-08111.

(f) Respirator usage. (i) The employer shall assure that the respirator used by each employee exhibits minimum facepiece leakage and that the respirator is fitted properly.

(ii) The employer shall allow each employee who uses a filter respirator to change the filter elements whenever an increase in breathing resistance is detected by the employee, and shall maintain an adequate supply of filter elements for this purpose.

(iii) The employer shall allow employees who wear respirators to wash their faces and respirator facepieces to prevent skin irritation associated with respirator use.

(5) Medical surveillance. (a) General. (i) Each employer who has an operating gin in which cotton dust is present shall institute a program of medical surveillance for all employees exposed to cotton dust.

(ii) The employer shall assure that all medical examinations and procedures are performed by or under the supervision of a licensed physician, and are provided without cost to the employee.

(iii) Persons other than licensed physicians, who administer the pulmonary function testing required by this

section, shall complete a NIOSH approved training course in spirometry.

(b) Initial examinations. For each ginning season, at the time of initial assignment, the employer shall provide each employee who is or may be exposed to cotton dust, with an opportunity for medical surveillance that shall include:

(i) A medical history;

(ii) The standardized questionnaire in Appendix B; and

(iii) A pulmonary function measurement, including a determination of forced vital capacity (FVC) and forced expiratory volume in 1 second (FEV₁), and the percentage that the measured values of FEV and FVC differ from the predicted values, using the standard tables in Appendix C. The predicted FEV, and FVC for blacks shall be multiplied by 0.85 to adjust for racial differences.

(iv) Based upon the questionnaire results, each employee shall be graded according to Schilling's byssinosis classification system.

(c) Mid-season retest. The determinations required under subsection (5)(b) of this section shall be made again for each employee after at least 14 days of employment and before the termination of employment for the season. The determinations shall be made following at least 24 hours or one working day after previous exposure to cotton dust. The pulmonary function tests shall be repeated during the shift, no sooner than four and no more than 10 hours after the beginning of the work shift; and, in any event, no more than one hour after cessation of exposure.

(d) Periodic examinations. (i) The employer shall provide the medical surveillance under this subsection (5) annually.

(ii) A comparison shall be made between the current examination results and those of previous examinations and a determination made by the physician as to whether there has been a significant change.

(iii) An employee whose FEV₁ is less than 60 percent of the predicted value shall be referred to a physician for a detailed pulmonary examination.

(e) Information provided to the physician. The employer shall provide the following information to the examining physician:

(i) A copy of this regulation and its Appendices;

(ii) A description of the affected employee's duties as they relate to the employee's exposure;

(iii) A description of any personal protective equipment used or to be used; and

(iv) Information from previous medical examinations of the affected employee which is not readily available to the examining physician.

(f) Physician's written opinion. (i) The employer shall obtain and furnish the employee with a copy of the written opinion from the examining physician containing the following:

(A) The results of the medical examination and tests, including any determinations made under subitem (5)(d)(ii) of this section.

(B) The physician's opinion as to whether the employee has any detected medical conditions which would

place the employee at increased risk of material impairment of the employee's health from exposure to cotton dust;

(C) The physician's recommended limitations upon the employee's exposure to cotton dust or upon the employee's use of respirators;

(D) The physician's recommendations for the employee's use of a respirator where dust effects could be suppressed by respirator use;

(E) A statement that the employee has been informed by the physician of the results of the medical examination and any medical conditions which require further examination or treatment.

(ii) The written opinion obtained by the employer shall not reveal specific findings or diagnosis unrelated to occupational exposure.

(g) Spanish speaking employees. An employer whose workforce consists of a significant percentage of Spanish speaking workers who cannot communicate effectively in English, shall provide bilingual administration of the medical surveillance requirements, including use of the Spanish questionnaire provided in Appendix B.

(h) Nonduplication of medical surveillance. (i) During any one ginning season, an employer is not required to provide medical surveillance as described in subsection (5) of this section for any employee who can demonstrate that both the background medical surveillance and the mid-season retest required by subsection (5) of this section were administered during that ginning season while in the employment of another gin employer.

(ii) If an employee can demonstrate that the background medical surveillance has been administered but not the mid-season retest, the employer shall provide the mid-season medical retest of subdivision (5)(c) of this section, and comply with provisions of subdivision (5)(d)-(5)(f) of this section. Where the employer is administering only the mid-season retest, the employer shall provide the mid-season retest after at least 14 days of employment in his gin and before termination of employment for the season.

(iii) For purposes of this section, where the employer does not administer any medical surveillance, the employer shall be satisfied that an employee has undergone the medical surveillance required under subdivisions (5)(a) to (5)(c) of this section upon receipt of written notification from the employer who administered the test, or upon receipt by the physician supervising the program, of a copy of the results of medical surveillance.

(6) Employee education and training. (a) Training program. (i) Each employer who operates an active gin shall institute a training program for all his employees, prior to initial assignment, and shall assure that each employee is informed of the following:

(A) The specific nature of the operations which could result in exposure to cotton dust;

(B) The measures, including work practices, required by subsection (3) of this section, necessary to protect the employee from excess exposures;

(C) The purpose, proper use and limitations of respirators required by subsection (4) of this section;

(D) The purpose for and a description of the medical surveillance program required by subsection (5) of this

section; and other information which will aid exposed employees in understanding the hazards of cotton dust exposure; and

(E) The contents of this standard and its appendices.

(b) Access to training materials. (i) Each employer shall post a copy of this section with its Appendices in a public location at the workplace, and shall, upon request, make copies available to employees.

(ii) The employer shall provide all materials relating to the employee training and information program to the director upon request.

(iii) An employer whose workforce consists of a significant percentage of Spanish speaking employees who cannot communicate effectively in English shall provide bilingual administration of the provisions of this section.

(iv) In addition to the information required by subdivision (6)(a), the employer shall include as part of his training program and distribute to employees any materials pertaining to the Washington Industrial Safety and Health Act, the regulations issued pursuant to that act, and to this cotton dust standard which are made available by the director.

(7) Signs. (a) The employer shall post the following warning sign in each work area where there is potential exposure to cotton dust:

WARNING:

**COTTON DUST WORK AREA
MAY CAUSE ACUTE OR DELAYED
LUNG INJURY (BYSSINOSIS).**

(b) An employer whose workforce consists of a significant percentage of Spanish-speaking employees who cannot communicate effectively in English shall provide bilingual versions of the sign required by subdivision (7)(a) of this section.

(8) Recordkeeping. (a) Medical surveillance. (i) The employer shall establish and maintain an accurate medical record for each employee subject to medical surveillance required by subsection (5) of this section.

(ii) The record shall include:

(A) The name, social security number and description of the duties of the employee;

(B) A copy of the medical surveillance results including the medical history, questionnaire responses, results of all tests and the physician's recommendation;

(C) A copy of the physician's written opinion;

(D) Any employee medical complaints related to exposure to cotton dust;

(E) The type of protective devices worn, and length of time worn;

(F) A copy of this standard and its appendices, except that the employer may keep one copy of the standard and its appendices for all employees: provided that he references the standard in the medical surveillance records of each employee.

(iii) The employer shall maintain this record for at least 10 years.

(b) Availability. (i) The employer shall make available upon request all records required to be maintained by subsection (8) of this section to the Director for examination and copying.

~~(ii) ((The employer shall make available an employee's medical records required by this section, for examination and copying, to the affected employee or former employee or to a physician or other individual designated by such affected employee or former employee.))~~
Employee medical records shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(c) Transfer of records. (i) Whenever the employer ceases to do business, the successor employer shall receive and retain all records required to be maintained by subsection (8) of this section.

(ii) Whenever the employer ceases to do business, and there is no successor employer to receive and retain the records for the prescribed period, these records shall be transmitted to the director.

(iii) At the expiration of the retention period for the records required to be maintained by this section, the employer shall notify the director at least three months prior to the disposal of such records and shall transmit those records to the director if he requests them within that period.

(iv) The employer shall also comply with any additional requirements involving transfer of records set forth in WAC 296-62-05215.

(9) Effective date. This ~~((emergency rule))~~ standard shall become effective ~~((immediately upon filing))~~ 30 days after it is filed with the Code Reviser.

(10) Appendices. Appendices to this section are found in the Federal Register, Vol. 43, No. 122, dated 6-23-78, and the corrections in Vol. 43, No. 153, dated 8-8-78; the contents of these appendices are mandatory. Appendices are available from:

The Technical Services Section
 Division of Industrial Safety and Health
 P.O. Box 207
 Olympia, WA 98504 (206) 753-6381

AMENDATORY SECTION (Amending Order 77-14, filed 7/25/77)

WAC 296-62-20023 RECORDKEEPING. (1) Exposure measurements. The employer shall establish and maintain an accurate record of all measurements taken to monitor employee exposure to coke oven emissions required in WAC 296-62-20007.

(a) This record shall include:

(i) Name, social security number, and job classification of the employees monitored;

(ii) The date(s), number, duration and results of each of the samples taken, including a description of the sampling procedure used to determine representative employee exposure where applicable;

(iii) The type of respiratory protective devices worn, if any;

(iv) A description of the sampling and analytical methods used and evidence of their accuracy; and

(v) The environment variables that could affect the measurement of employee exposure.

(b) The employer shall maintain this record for at least 40 years or for the duration of employment plus 20 years, whichever is longer.

(2) Medical surveillance. The employer shall establish and maintain an accurate record for each employee subject to medical surveillance as required by WAC 296-62-20017.

(a) The record shall include:

(i) The name, social security number, and description of duties of the employee;

(ii) A copy of the physician's written opinion;

(iii) The signed statement of any refusal to take a medical examination under WAC 296-62-20017; and

(iv) Any employee medical complaints related to exposure to coke oven emissions.

(b) The employer shall keep, or assure that the examining physician keeps, the following medical records:

(i) A copy of the medical examination results including medical and work history required under WAC 296-62-20017;

(ii) A description of the laboratory procedures used and a copy of any standards or guidelines used to interpret the test results;

(iii) The initial x-ray;

(iv) The x-rays for the most recent 5 years;

(v) Any x-ray with a demonstrated abnormality and all subsequent x-rays;

(vi) The initial cytologic examination slide and written description;

(vii) The cytologic examination slide and written description for the most recent 10 years; and

(viii) Any cytologic examination slides with demonstrated atypia, if such atypia persists for 3 years, and all subsequent slides and written descriptions.

(c) The employer shall maintain medical records required under subsection (2) of this section for at least 40 years, or for the duration of employment plus 20 years, whichever is longer.

(3) Availability. (a) The employer shall make available upon request all records required to be maintained by this section to the director for examination and copying.

~~(b) ((The employer shall make available upon request records of employee exposure measurements required by subsection (1) of this section for inspection and copying to affected employees, former employees, and their designated representatives.))~~
Employee exposure measurement records and employee medical records required by this subsection shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(c) The employer shall make available upon request employee medical records required to be maintained by subsection (2) of this section to a physician designated by the affected employee or former employee.

(4) Transfer of records. (a) Whenever the employer ceases to do business, the successor employer shall receive and retain all records required to be maintained by this section.

(b) Whenever the employer ceases to do business and there is no successor employer to receive and retain the records for the prescribed period, these records shall be transmitted by registered mail to the director.

(c) At the expiration of the retention period for the records required to be maintained under subsections (1) and (2) of this section, the employer shall transmit these records by registered mail to the director or shall continue to retain such records.

(d) The employer shall also comply with any additional requirements involving transfer of records set forth in WAC 296-62-05215.

NEW SECTION

WAC 296-62-146 APPENDICES. Contains appendices to chapter 296-62 WAC, for air contaminants, etc., that are not found immediately following their respective sections.

NEW SECTION

WAC 296-62-14601 APPENDIX A—REQUIREMENTS FOR CLASSIFICATION AND RESPIRATORY USE OF WORKERS EXPOSED TO COTTON DUST IN GINS.

APPENDIX A—REQUIREMENTS FOR CLASSIFICATION AND RESPIRATORY USE OF WORKERS EXPOSED TO COTTON DUST IN GINS

Functional severity	FEV 1 (percent of predicted)	FEV 1 (percent)
F0	Greater than 80 (no evidence of chronic ventilatory impairment).	(a)-4 to 0; or more. (b)-9 to -5 or more. (c)-10 or more.
F1	60-79 (evidence of slight to moderate irreversible impairment of ventilatory capacity).	(a)-4 to 0; or more. (b)-5 or more.
F2	Less than 60 (evidence of moderate to severe irreversible impairment of ventilatory capacity).

NOTE: These recommendations are generally accepted criteria for classification and management of workers exposed to cotton dust. Since medical removal provisions are not included in the standard, WISHA believes them to constitute equally useful criteria for the physician to use in determining whether a gin worker is suffering any degree of functional severity which calls for respiratory protection.

Although these criteria are advisory, a worker who falls in the F2 category of functional severity shall be sent to a pulmonary physician according to WAC 296-62-14531(5)(d)(iii).

NEW SECTION

WAC 296-62-14603 APPENDIX B-1.

APPENDIX B-1

**Respiratory Questionnaire
Nontextile Workers for the
Cotton Industry**

Identification No.	Interviewer Code
Location	Date of Interview

A. IDENTIFICATION

1. NAME (Last) (First) (Middle Initial)		3. PHONE NUMBER AREA CODE () NO.	4. SOCIAL SECURITY NO. (optional see below) <div style="border: 1px solid black; height: 15px; width: 100%;"></div>
2. CURRENT ADDRESS (Number, Street, or Rural Route, City or Town, County, State, Zip Code)		5. BIRTHDATE (Mo., Day, Yr.)	6. AGE LAST BIRTHDAY
		7. SEX 1 <input type="checkbox"/> Male 2 <input type="checkbox"/> Female	
		8. ETHNIC GROUP OR ANCESTRY 1. <input type="checkbox"/> White, not of Hispanic Origin 2. <input type="checkbox"/> Black, not of Hispanic Origin 3. <input type="checkbox"/> Hispanic 4. <input type="checkbox"/> American Indian or Alaskan Native 5. <input type="checkbox"/> Asian or Pacific Islander 6. <input type="checkbox"/> Other: _____	
9. STANDING HEIGHT _____ (cm)	10. WEIGHT _____	11. WORK SHIFT 1st <input type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/>	
12. PRESENT WORK AREA Please indicate primary assigned work area and percent of time spent at that site. If at other locations, please indicate and note percent of time for each.			
PRIMARY WORK AREA			
SPECIFIC JOB			
13. APPROPRIATE INDUSTRY 1 <input type="checkbox"/> Garnetting 3 <input type="checkbox"/> Cotton Warehouse 5 <input type="checkbox"/> Cotton Classification 2 <input type="checkbox"/> Cottonseed Oil Mill 4 <input type="checkbox"/> Utilization 6 <input type="checkbox"/> Cotton Ginning			
(Furnishing your Social Security number is voluntary. Your refusal to provide this number will not affect any right, benefit, or privilege to which you would be entitled if you did provide your Social Security number. Your Social Security number is being requested since it will permit use in future determinations in statistical research studies.)			

B. OCCUPATIONAL HISTORY TABLE

Complete the following table showing the entire work history of the individual from present to initial employment. Sporadic, part-time periods of employment, each of no significant duration, should be grouped if possible.

INDUSTRY AND LOCATION	TENURE OF EMPLOYMENT		SPECIFIC OCCUPATION	AVERAGE NO. DAYS WORKED PER WEEK	HAZARDOUS HEALTH EXPOSURE ASSOCIATED WITH WORK		
	FROM 19__	TO 19__			YES	NO	IF YES, DESCRIBE

C. SYMPTOMS

Use actual wording of each question. Put X in appropriate square after each question. When in doubt record "No".

COUGH

1. Do you usually cough first thing in the morning? (on getting up)*
 (Count a cough with first smoke or on "first going out of doors". Exclude clearing throat or a single cough.)

1 Yes 2 No

2. Do you usually cough during the day or at night? (Ignore an occasional cough.)

1 Yes 2 No

If YES to either question 1 or 2:

3. Do you cough like this on most days for as much as three months a year?

1 Yes 2 No 9 NA

4. Do you cough on any particular day of the week? |

1 Yes 2 No

If YES:

5. Which day? Mon. Tue. Wed. Thur. Fri. Sat. Sun. _____

PHLEGM

6. Do you usually bring up any phlegm from your chest first thing in the morning? (on getting up)* (Count phlegm with the first smoke or on "first going out of doors." Exclude phlegm from the nose. Count swallowed phlegm.)

1 Yes 2 No

7. Do you usually bring up any phlegm from your chest during the day or at night? (Accept twice or more.)

1 Yes 2 No

If YES to either question 6 or 7:

8. Do you bring up phlegm like this on most days for as much as three months each year?

1 Yes 2 No

If YES to question 3 or 8:

9. How long have you had this phlegm? (cough)
 (Write in number of years)

(1) 2 years or less
 (2) More than 2 years - 9 years
 (3) 10-19 years
 (4) 20+ years

*These words are for subjects who work at night

CHEST ILLNESS

10. In the past three years, have you had a period of (increased) cough and phlegm lasting for 3 weeks or more?
- (1) No
 (2) Yes, only one period
 (3) Yes, two or more periods

For subjects who usually have phlegm:

11. During the past 3 years have you had any chest illness which has kept you off work, indoors at home or in bed? (For as long as one week, flu?)
- 1 Yes 2 No

If YES to 11:

12. Did you bring up (more) phelgm than usual in any of these illnesses?
- 1 Yes 2 No

If YES to 12: During the past three years have you had:

13. Only one such illness with increased phelgm?
- 1 Yes 2 No

14. More than one such illness:
- 1 Yes 2 No

Br. Brade _____

TIGHTNESS

15. Does your chest ever feel tight or your breathing become difficult?
- 1 Yes 2 No

16. Is your chest tight or your breathing difficult on any particular day of the week? (after a week or 10 days away from the mill)
- 1 Yes 2 No

17. If YES, Which day? Mon. (1) Sometimes (3) Tues. (2) Always (4) Wed. (5) Thur. (6) Fri. (7) Sat. (8) Sun.

18. If YES Monday: At what time on Monday does your chest feel tight or your breathing difficult?
- Before entering mill
 After entering mill

(ASK ONLY IF NO TO QUESTION 15)

19. In the past, has your chest ever been tight or your breathing difficult on any particular day of the week?
- 1 Yes 2 No

20. If YES, Which day? Mon. (1) Sometimes (3) Tues. (2) Always (4) Wed. (5) Thur. (6) Fri. (7) Sat. (8) Sun.

BREATHLESSNESS

21. If disabled from walking by any condition other than heart or lung disease put "X" in the space and leave questions (22-30) unasked.

22. Are you ever troubled by shortness of breath, when hurrying on the level or walking up a slight hill? 1 Yes 2 No

If NO, grade is 1. If YES, proceed to next question

23. Do you get short of breath walking with other people at an ordinary pace on the level? 1 Yes 2 No

If NO, grade is 2. If YES, proceed to next question

24. Do you have to stop for breath when walking at your own pace on the level? 1 Yes 2 No

If NO, grade is 3. If YES, proceed to next question

25. Are you short of breath on washing or dressing? 1 Yes 2 No

If NO, grade is 4. If YES, grade is 5.

26. Dyspnea Grd. _____

ON MONDAYS:

27. Are you ever troubled by shortness of breath, when hurrying on the level or walking up a slight hill? 1 Yes 2 No

If NO, grade is 1. If YES, proceed to next question

28. Do you get short of breath walking with other people at an ordinary pace on the level? 1 Yes 2 No

If NO, grade is 2, If YES, proceed to next question

29. Do you have to stop for breath when walking at your own pace on the level? 1 Yes 2 No

If NO, grade is 3. If YES, proceed to next question

30. Are you short of breath on washing or dressing? 1 Yes 2 No

If NO, grade is 4. If YES, grade is 5

31. B. Grd. _____

OTHER ILLNESSES AND ALLERGY HISTORY

32. Do you have a heart condition for which you are under a doctor's care? 1 Yes 2 No

OTHER ILLNESSES AND ALLERGY HISTORY CONTINUED:

33. Have you ever had asthma? 1 Yes 2 No
 If yes, did it begin: (1) Before age 30
 (2) After age 30
34. If yes before 30: did you have asthma before ever going to work in a textile mill? 1 Yes 2 No
35. Have you ever had hay fever or other allergies (other than above)? 1 Yes 2 No

TOBACCO SMOKING

36. Do you smoke? 1 Yes 2 No
 Record Yes if regular smoker up to one month ago. (Cigarettes, cigar or pipe)
- If NO to (33).
37. Have you ever smoked? (Cigarettes, cigars, pipe. Record NO if subject has never smoked as much as one cigarette a day, or 1 oz. of tobacco a month, for as long as one year.) 1 Yes 2 No

If Yes to (33) or (34); what have you smoked for how many years? (Write in specific number of years in the appropriate square)

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Years	(<5)	(5-9)	(10-14)	(15-19)	(20-24)	(25-29)	(30-34)	(35-39)	(>40)
38. Cigarettes									
39. Pipe									
40. Cigars									

41. If cigarettes, how many packs per day? Less than 1/2 pack
 Write in number of cigarettes 1/2 pack, but less than 1 pack
 _____ 1 pack, but less than 1 1/2 packs
 1-1/2 packs or more
42. Number of pack years: _____
43. If an ex-smoker (cigarettes, cigar or pipe), how long since you stopped? (Write in number of years.) _____
 0-1 year
 1-4 years
 5-9 years
 10+ years

OCCUPATIONAL HISTORY

Have you ever worked in:

- 44. A foundry? (As long as one year) 1 Yes 2 No
- 45. Stone or mineral mining, quarrying or
processing? (As long as one year) 1 Yes 2 No
- 46. Asbestos milling or processing? (Ever) 1 Yes 2 No
- 47. Cotton or cotton blend mill? (For controls only) 1 Yes 2 No
- 48. Other dusts, fumes or smoke? If yes, specify. 1 Yes 2 No

Type of exposure _____

Length of exposure _____

APPENDIX B-II

**CUESTIONARIO RESPIRATORIO PARA TRABAJADORES
QUE NO SEAN DE TEXTIL DE LA INDUSTRIA ALGODONERA**

Numero de identificación	Clave del entrevistador
Localidad	Fecha de entrevista

A. IDENTIFICACION

1. NOMBRE (Apellido) (Nombre de pila)	3. Num. de telefono Area ()	4. * Num. de Seguro Social <div style="border: 1px solid black; width: 100%; height: 20px;"></div>
2. DIRECCION ACTUAL (Numero, Calle, Ciudad o Pueblo, Condado, Estado, Zona Postal)	5. Fecha de Nacimiento Mes/Dia/Año	6. Edad
	7. SEXO 1 <input type="checkbox"/> Varón 2 <input type="checkbox"/> Hembra	
	8. RAZA 1. <input type="checkbox"/> Blanco, no de origen hispano 2. <input type="checkbox"/> Negro, no de origen hispano 3. <input type="checkbox"/> Hispano 4. <input type="checkbox"/> Indio Americano o Nativo de 5. <input type="checkbox"/> Alaska Asiatico o de Islas pacificas 6. <input type="checkbox"/> Otro _____	
9. ALTURA MEDIDA _____ (cm)	10. PESO MEDIDO _____	11. TURNO DE TRABAJO 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/>
12. SITIO DE TRABAJO ACTUAL Indique el sitio de trabajo asignado y el porcentaje de tiempo que pasa en ese lugar. Si trabaja en otros sitios, por favor indique esos lugares y el porcentaje de tiempo que pasa en cada uno.		
SITIO DE TRABAJO PRIMARIO	_____ _____	
TRABAJO ESPECIFICO	_____ _____	

- 13. INDUSTRIA APROPIADA**
- | | | |
|--|---|--|
| 1 <input type="checkbox"/> Desperdicios de mequina garnet | 3 <input type="checkbox"/> Almacen de algodón | 5 <input type="checkbox"/> Clasificacion de algodó |
| 2 <input type="checkbox"/> Fabrica de aceite de semilla de algodón | 4 <input type="checkbox"/> Utilización | 6 <input type="checkbox"/> Desmotador |

* Proveer su número de seguro social es voluntario. El rehusó de proveer este número no afecta ningun derecho, beneficio, o privilegio al cual ud podría tener derecho. Su número de seguro social ha sido requerido desde que este permite el uso de determinaciones en el futuro en la busqueda de estudios estaticales.

Registro Federal, Vol. 43, No. 122, Viernes 23 de junio de 1978.

B. TABLA DE HISTORIA LABORAL

Llene la siguiente tabla indicando la historia laboral del individuo desde que lo primero empleo hasta el presente. Períodos de empleo aislados ó de tiempo parcial deben ser agrupados si es posible.

INDUSTRIA Y LOCAL	Tiempo de empleo		TRABAJO ESPECIFICO	Promedio del # de dias : trab. por sem.	RIESGO DE SALUD POR CONTACTO ASOCIADO CON EL TRABAJO		
	Desde 19__	Hasta 19__			SI	NO	Si se contesta "Si" explique

C. Sintomas

Empléense las palabras exactas de cada pregunta. Póngase una "X" en la casilla que sigue cada pregunta. En caso de duda, póngase "No." Donde no hay casilla, póngase un círculo alrededor de la respuesta apropiada.

LA TOS

1. ¿Tose Ud. ordinamente al levantarse por la mañana? (Tenga en cuenta la flema arrancada al fujos o al salir de la casa por primera vez. No tenga en cuenta los mucos nasales).

1. Sí 2. No

2. ¿Tose Ud. ordinariamente de día ó de noche?

1. Sí 2. No

Si se contesta "Sí" a las preguntas 1 ó 2, pregúntese:

3. ¿Tose así la mayoría de los días por un periodo de por lo menos 3 meses durante el pasado año?

1. Sí 2. No

4. ¿Tose Ud. mas de lo ordinario algun día en particular de la semana?

1. Sí 2. No

Si contesta "Si"; pregúntese:

5. ¿Que día? Lun. Mar. Mier. Jue. Vie. Sab. Dom.

LA FLEMA

6. ¿Se arranca Ud. flema ó catarro del pecho al levantarse? (Tenga en cuenta la flema arrancada al fumar or al salir de la casa por primera vez. No tenga en cuenta los mucos nasales. Tenga en cuenta la flema que se traga).

1. Sí 2. No

7. ¿Se arranca Ud. flema ó catarro del pecho ordinariamente de día ó de noche? (Nótense solo 2 veces o mas)

1. Sí 2. No

8. Arroja ud. flemas así la mayor parte de días tanto como tres meses al año?

1. Sí 2. No

Si se contesta "Sí" a las preguntas 3 ó 8, pregúntese:

¿Cuantos años hace que se arranca flema ó catarro o tose frecuentemente?

(Responda en numeros de años)

(1) 2 años ó menos

(2) mas de 2 años - 9 años

(3) 10-19 años

(4) 20 años ó mas

ENFERMEDADES PULMONARIAS

10. ¿Durante los tres pasados años, ha pasado algún periodo de tos* y flemas que duró 3 semanas ó más? *Sujetos que ordinariamente se arrancan flemas

No

Sí, un solo periodo

Sí, dos periodos o mas

11. ¿Ha tenido Ud. durante los 3 años pasados alguna enfermedad del pecho que le haya impedido a trabajar o obligado a permanecer en casa ó en cama por tanto como una semana? (por ejemplo, éla gripe?)

Sí

No

Si se contesta "Sí" a la pregunta 11, pregúntese:

12. ¿Se arrancó Ud. más flemas que lo general durante alguno de estos ataques?

Sí

No

Si se contesta "Sí" a 12, pregúntese:

13. ¿Ha tenido durante los tres años pasados:

Solo un tal ataque con aumento de flemas?

Sí

No

14. Más de uno?

Sí

No

Br. Grade _____

LA OPRESION DEL PECHO

15. ¿Ha tenido Ud. alguna vez opresión en el pecho ó dificultad en respirar?
 Sí No
16. ¿Se le oprime el pecho ó se le hace difícil respirar algún día en la semana en particular? (después de una semana ó 10 días de ausencia de la planta)
 Sí No
17. Si se contesta "Sí," ¿Que día?
 Lun. Mar. Mier. Jue. Vie. Sab. Dom. Siempre A veces
18. Si se contesta "Sí" para los lunes, pregúntese:
 ¿A que hora del lunes siente opresión en el pecho ó dificultad en respirar?
 a. Antes de entrar en la desmotadora
 b. Después de entrar en la desmotadora
 c. Después de salir de la desmotadora
 (Pregúntese solo si se contesta "No" a la 15)
19. ¿En el pasado, se le ha oprimido el pecho o hecho difícil respirar algún día de la semana en particular?
 Sí No
20. Si se contesta "Sí" ¿Que día?
 Lun. Mar. Mier. Jue. Vier. Sab. Dom. Siempre A veces
- EL DESALIENTO (La Dispnea)**
21. Si se inhabilita de caminar a causa de cualquier condición que no sea enfermedad del corazón o de los pulmones, ponga una "X" y ignore las preguntas 22-30.
22. ¿Lo aflige un desaliento al caminar aprisa en terreno llano ó al subir una pequeña cuesta?
 Sí No
 (Si "No", el grado es 1. Si es "Sí", siga a la proxima pregunta)

23. ¿Lo aflige un desaliento al caminar con otros de su propia edad a su paso ordinario en terreno llano?
 Sí No
 (Si "No" el grado es 2. Si es "Sí", prosiga)
24. ¿Tiene que detenerse porque se ahoga al caminar a paso ordinario en terreno llano?
 Sí No
 (Si "No" el grado es 3. Si es "Sí", prosiga)
25. ¿Se desalienta al lavarse ó vestirse?
 Sí No
 (Si "No", el grado es 4. Si es "Sí", el grado es 5.)
26. Dyspnea Grd. _____
- LOS LUNES: EL PRIMER DIA DE VUELTA AL TRABAJO DESPUES DE SUS DIAS LIBRES**
27. ¿Lo aflige un desaliento al caminar aprisa en terreno llano ó al subir una pequeña cuesta?
 Sí No
 (Si "No", el grado es 1. Si es "Sí", siga a la proxima pregunta)
28. ¿Lo aflige un desaliento al caminar con otros de su propia edad a su paso ordinario en terreno llano?
 Sí No
 (Si "No", el grado es 2. Si es "Sí", prosiga)
29. ¿Tiene que detenerse porque se ahoga al caminar a paso ordinario en terreno llano?
 Sí No
 (Si "No", el grado es 3. Si es "Sí", prosiga)

30. ¿Se desalienta al lavarse o vestirse?
 Sí No
 (Si "No", el grado es 4. Si es "Sí", el grado es 5.)
31. Br. Grd. _____

OTRAS ENFERMEDADES

32. ¿Tiene Ud. una condición del corazón que requiere los servicios de un médico?
 Sí No
33. ¿Ha tenido alguna vez asma?
 Sí No
 Si se contesta "Sí", a la 33, pregúntese si empezó: _____ Antes de los 30 años
 _____ Después de los 30 años
34. Si se contesta "Antes de los 30 años"; ¿Tenía Ud. asma antes de trabajar en una desmotadora de algodón?
 Sí No
35. ¿Ha tenido alguna vez otras alergias (además de las de arriba)?
 Sí No

CONSUMO DE TABACO

36. ¿Fuma Ud. actualmente? Indique "Sí" si fumaba regularmente hasta hace un mes (Cigarrillos, puros, o pipa)
 Sí No
 Si contesta "No" a la (33), pregúntese:
37. ¿Ha fumado Ud. alguna vez? (Cigarrillos, puros, ó pipa. Indique "No" si el sujeto nunca ha fumado ni un cigarillo diario ó una onza de tabaco al mes, por un año)
 Sí No
 Si se contesta "Sí" a la (33) o (34); ¿que ha fumado Ud. y por cuantos años? (Indique el numero específico de años en la casilla apropiada)

Años	(<5)	(5-9)	(10-14)	(15-19)	(20-24)	(25-29)	(30-34)	(35-39)	(>40)
38. Cigarrillos									
39. Pipa									
40. Puros									

41. ¿Si fuma cigarrillos, cuantas cajetillas fuma diarias?
 Indique en numero de cigarrillos:
 menos de 1/2 cajetilla
 1/2 cajetilla, pero menos de 1
 1 cajetilla, pero menos de 1 1/2
 1 1/2 cajetillas ó más
42. Numero de cajetillas por año _____
43. Si ha dejado de fumar (cigarrillos, pipas ó puros), cuanto tiempo hace que lo dejó. (Indique en numero de años)
 0 - 1 año
 1 - 4 años
 5 - 9 años
 10 años ó más

HISTORIA LABORAL

- ¿Ha trabajado Ud. alguna vez en:
44. Una fundación (por tanto como un año)? Sí No
45. La minería ó elaboración de piedras ó metales (por tanto como un año)? Sí No
46. En una planta de asbesto? (alguna vez) Sí No
47. En una fabrica de algodón ó de mezclado de algodón
 Sí No
48. En proximidad de otros polvos, emanaciones o humos?
 Si se contesta "Sí", especifíquese: Sí No
 Clase de contacto _____
 Duración de contacto _____

NEW SECTION

WAC 296-62-14605 APPENDIX C--SPIROMETRY PREDICTION TABLES FOR NORMAL MALES AND FEMALES.

APPENDIX C--SPIROMETRY PREDICTION TABLES FOR NORMAL MALES AND FEMALES

TABLE 1. PREDICTED FVC FOR MALES (KROGHON, ET AL; AM REV RESPIR DIS, 1976, 113, 387.)

Table with columns for AGE (17-23) and rows for height (60.0-85.0). The table contains predicted FVC values for males, organized in a grid format.

TABLE 2. PREDICTED FEV1 FOR MALES (DUNSTON, ET AL: AM REV RESPIR DIS, 1976; 113; 587.)

Table with 65 columns representing ages from 17 to 65 and multiple rows of predicted FEV1 values for males. The values are organized in a grid format, showing a general increase in FEV1 with age.

(c) The instrument shall have a low inertia and offer low resistance to airflow such that the resistance to airflow at 12 liters per second must be less than 1.5 cm. H₂O/liter/sec.

(d) The zero time point for the purpose of timing the FEV₁ shall be determined by extrapolating the steepest portion of the volume time curve back to the maximal inspiration volume (1, 2, 3, 4) or by an equivalent method.

(e) Instruments incorporating measurements of airflow to determine volume shall conform to the same volume accuracy stated in (a) of this subsection when presented with flow rates from at least 0 to 12 liters per second.

(f) The instrument or user of the instrument must have means of correcting volumes to a body temperature saturated with water vapor (BTPS) under conditions of varying ambient spirometer temperatures and barometric pressures.

(g) The instrument used shall provide a tracing or display of either flow versus volume or volume versus time during the entire forced expiration. A tracing or display is necessary to determine whether the patient has performed the test properly. The tracing must be stored and available for recall and must be of sufficient size that hand measurements may be made within requirement of paragraph (a) of this subsection. If a paper record is made it must have a paper speed of at least 2 cm/sec and a volume sensitivity of at least 10.0 mm of chart per liter of volume.

(h) The instrument shall be capable of accumulating for a minimum of ten seconds and shall not stop accumulating volume before (i) the volume change for a 0.5 second interval is less than 25 milliliters or (ii) the flow is less than 50 milliliters per second for a 0.5 second interval.

(i) The forced vital capacity (FVC) and forced inspiratory volume in 1 second (FEV_{1.0}) measurements shall comply with the accuracy requirements stated in paragraph (a) of this subsection. That is, they should be accurately measured to within ± 50 ml or within ± 3 percent of reading, whichever is greater.

(j) The instrument must be capable of being calibrated in the field with respect to the FEV₁ and FVC. This calibration of the FEV₁ and FVC may be either directly or indirectly through volume and time base measurements. The volume calibration source should provide a volume displacement of at least 2 liters and should be accurate to within ± 30 milliliters.

(2) TECHNIQUE FOR MEASUREMENT OF FORCED VITAL CAPACITY MANEUVER.

(a) Use of a nose clip is recommended but not required. The procedures shall be explained in simple terms to the patient who shall be instructed to loosen any tight clothing and stand in front of the apparatus. The subject may sit, but care should be taken on repeat testing that same position be used and, if possible, the same spirometer. Particular attention shall be given to insure that the chin is slightly elevated with the neck slightly extended. The patient shall be instructed to make a full inspiration from a normal breathing pattern and then blow into the apparatus, without interruption,

as hard, fast, and completely as possible. At least three forced expirations shall be carried out. During the maneuvers, the patient shall be observed for compliance with instructions. The expirations shall be checked visually for reproducibility from flow-volume or volume-time tracings or displays. The following efforts shall be judged unacceptable when the patient:

(i) has not reached full inspiration preceding the forced expiration,

(ii) has not used maximal effort during the entire forced expiration,

(iii) has not continued the expiration for at least 5 seconds or until an obvious plateau in the volume time curve has occurred,

(iv) has coughed or closed his glottis,

(v) has an obstructed mouthpiece or a leak around the mouthpiece (obstruction due to tongue being placed in front of mouthpiece, false teeth falling in front of mouthpiece, etc.),

(vi) has an unsatisfactory start of expiration, one characterized by excessive hesitation (or false starts), and therefore not allowing back extrapolation of time 0 (extrapolated volume on the volume time tracing must be less than 10 percent of the FVC),

(vii) has an excessive variability between the three acceptable curves. The variation between the two largest FVC's and FEV₁'s of the three satisfactory tracings should not exceed 10 percent or ± 100 milliliters, whichever is greater.

(b) Periodic and routine recalibration of the instrument or method for recording FVC and FEV_{1.0} should be performed using a syringe or other volume source of at least 2 liters.

(3) INTERPRETATION OF SPIROGRAM.

(a) The first step in evaluating a spirogram should be to determine whether or not the patient has performed the test properly or as described in subsection (2) of this section. From the three satisfactory tracings, the forced vital capacity (FVC) and forced expiratory volume in 1 second (FEV_{1.0}) shall be measured and recorded. The largest observed FVC and largest observed FEV_{1.0} shall be used in the analysis regardless of the curve(s) on which they occur.

(b) The following guidelines are recommended by NIOSH for the evaluation and management of workers exposed to cotton dust. It is important to note that employees who show reductions in FEV₁/FVC ratio below .75 or drops in Monday FEV₁ of 5 percent or greater on their initial screening exam, should be reevaluated within a month of the first exam. Those who show consistent decrease in lung function, as shown on the following table, should be managed as recommended.

(4) QUALIFICATIONS OF PERSONNEL ADMINISTERING THE TEST.

Technicians who perform pulmonary function testing should have the basic knowledge required to produce meaningful results. Training consisting of approximately 16 hours of formal instruction should cover the following areas.

(a) Basic physiology of the forced vital capacity maneuver and the determinants of airflow limitation with emphasis on the relation to reproducibility of results.

(b) Instrumentation requirements including calibration procedures, sources of error and their correction.

(c) Performance of the testing including subject coaching, recognition of improperly performed maneuvers and corrective actions.

(d) Data quality with emphasis on reproducibility.

(e) Actual use of the equipment under supervised conditions.

(f) Measurement of tracings and calculations of results.

NEW SECTION

WAC 296-78-500 FORWARD. (1) General requirements. The chapter 296-78 WAC shall apply to and include safety requirements for all installations where the primary manufacturing of wood building products takes place. The installations may be a permanent fixed establishment or a portable operation. These operations shall include but are not limited to log and lumber handling, sawing, trimming and planing, plywood or veneer manufacturing, canting operations, waste or residual handling, operation of dry kilns, finishing, shipping, storage, yard and yard equipment, and for power tools and affiliated equipment used in connection with such operation. WAC 296-78-450 shall apply to shake and shingle manufacturing. The provisions of WAC 296-78-500 through 296-78-84011 are also applicable in shake and shingle manufacturing except in instances of conflict with the requirements of WAC 296-78-705. (Rev. 1-28-76).

(2) This standard shall augment the Washington State General Safety and Health Standards, General Occupational Health Standards, Electrical Workers Safety Rules, and any other standards which are applicable to all industries governed by chapter 80, Laws of 1973, Washington Industrial Safety and Health Act. In the event of any conflict between any portion of this chapter and any portion of any of the general application standards, the provisions of this chapter 296-78 WAC, shall apply.

(3) In exceptional cases where compliance with specific provisions of this chapter can only be accomplished to the serious detriment and disadvantage of an operation, variance from the requirement may be permitted by the director of the Department of Labor and Industries after receipt of Application for Variance which meets the requirements of WAC 296-24-010, General Safety and Health Standards.

(4) No safety program will run itself. To be successful, the wholehearted interest of the employees' group (labor unions) and management must not only be behind the program, but the fact must also be readily apparent to all.

NEW SECTION

WAC 296-78-505 DEFINITIONS APPLICABLE TO THIS CHAPTER. (1) "A-frame" means a structure made of two independent columns fastened together at the top and separated at the bottom for stability.

(2) "Annealing" heating then cooling to soften and render less brittle.

(3) "Binder" a hinged lever assembly used to connect the ends of a wrapper to tighten the wrapper around the load of logs or materials.

(4) "Boom" logs or timbers fastened together end to end and used to contain floating logs. The term includes enclosed logs.

(5) "Brow log" a log placed parallel to a roadway at a landing or dump to protect vehicles while loading or unloading.

(6) "Bunk" a cross support for a load.

(7) "Cant" a log slabbed on one or more sides.

(8) "Carriage" (log carriage) a framework mounted on wheels which runs on tracts or in grooves in a direction parallel to the face of the saw, and which contains apparatus to hold a log securely and advance it toward the saw.

(9) "Carrier" an industrial truck so designed and constructed that it straddles the load to be transported with mechanisms to pick up the load and support it during transportation.

(10) "Chipper" a machine which cuts material into chips.

(11) "Chock", "bunk block", and "cheese block" a wedge that prevents logs or loads from moving.

(12) "Cold deck" a pile of logs stored for future removal.

(13) "Crotch lines" two short lines attached to a hoisting line by a ring or shackle, the lower ends being attached to loading hooks.

(14) "Dog" (carriage dog) a steel tooth or assembly of steel teeth, one or more of which are attached to each carriage knee to hold log firmly in place on carriage.

(15) "Drag saw" a power-driven, reciprocating cross-cut saw mounted on suitable frame and used for bucking logs.

(16) "Head block" that part of a carriage which holds the log and upon which it rests. It generally consists of base, knee, taper set, and mechanism.

(17) "Head rig" a combination of head saw and log carriage used for the initial breakdown of logs into timbers, cants, and boards.

(18) "Hog" a machine for cutting or grinding slabs and other coarse residue from the mill.

(19) "Husk" a head saw framework on a circular mill.

(20) "Industrial truck" a mobile, power-driven vehicle used to carry, push or pull material. It is designed for "in-plant" or "on-site" use rather than highway use.

(21) "Kiln tender" the operator of a kiln.

(22) "Lift truck" an industrial truck used for lateral transportation and equipped with a power-operated lifting device, usually in the form of forks, for piling or un-piling lumber units or packages.

(23) "Live rolls" cylinders of wood or metal mounted on horizontal axes and rotated by power, which are used to convey slabs, lumber, and other wood products.

(24) "Loading boom" any structure projecting from a pivot point and intended to be used for lifting and guiding loads for the purpose of loading or unloading.

(25) "Log" a portion of a tree, usually a minimum of twelve feet in length, capable of being further processed into a variety of wood products.

(26) "Log deck" a platform in the sawmill on which the logs remain until needed for sawing.

(27) "Log haul" a conveyor for transferring logs to mill.

(28) "Lumber dimensions" the nominal size of surfaced lumber, unless otherwise stated.

(29) "Lumber hauling truck" an industrial truck, other than a lift truck or a carrier, used for the transport of lumber.

(30) "Package" a unit of lumber.

(31) "Peavy" a stout wooden handle fitted with a spike and hook and used for rolling logs.

(32) "Peeler block" a portion of a tree usually bucked in two foot intervals plus trim, to be peeled in a lathe or sliced in a slicer into veneer for further processing into plywood.

(33) "Pike pole" a long pole whose end is shod with a sharp pointed spike.

(34) "Pitman rod" connecting rod.

(35) "Resaw" band, circular, or sash gang saws used to break down slabs, cants, or flitches into lumber.

(36) "Running line" any moving rope as distinguished from a stationary rope such as a guyline.

(37) "Safety factor" a calculated reduction factor which may be applied to laboratory test values to obtain safe working stresses for wooden beams and other mechanical members; ratio of breaking load to safe load.

(38) "Saw guide" a device for steadying a circular or bandsaw.

(39) "Setwork" a mechanism on a sawmill carriage which enables an operator to move the log into position for another cut.

(40) "Sorting gaps" the areas on a log pond enclosed by boom sticks into which logs are sorted.

(41) "Spreader wheel" a metal wheel that separates the board from the log in back of circular saws to prevent binding.

(42) "Splitter" a knife-type, nonrotating spreader.

(43) "Sticker" a strip of wood or other material used to separate layers of lumber.

(44) "Stiff boom" the anchored, stationary boom sticks which are tied together and on which boom persons work.

(45) "Swifter" is a tying of boom sticks together to prevent them from spreading while being towed.

(46) "Telltale" a device used to serve as a warning for overhead objects.

(47) "Top saw" the upper of two circular saws on a head rig, both being on the same husk.

(48) "Tramway" a way for trams, usually consisting of parallel tracks laid on wooden beams.

(49) "Trestle" a braced framework of timbers, piles or steelwork for carrying a road or railroad over a depression.

(50) "Wrapper" a chain, strap or wire rope assembly used to contain a load of logs or materials.

NEW SECTION

WAC 296-78-510 EDUCATION AND FIRST-AID STANDARDS. It shall be the duty of every employer to comply with such standards and systems of education for safety as shall be, from time to time,

prescribed for such employer by the Director of Labor and Industries through the Division of Industrial Safety and Health or by statute.

NEW SECTION

WAC 296-78-515 MANAGEMENT'S RESPONSIBILITY. (1) It shall be the responsibility of management to establish and supervise:

(a) A safe and healthful working environment.

(b) An accident prevention program as required by these standards.

(c) Training programs to improve the skill and competency of all employees in the field of occupational safety and health. Such training shall include the on-the-job instructions on the safe use of powered materials handling equipment, machine tool operations, use of toxic materials and operation of utility systems prior to assignments to jobs involving such exposures.

(2) Management shall not assign mechanics, millwrights, or other persons to work on equipment by themselves when there is a probability that the person could fall from elevated work locations or equipment or that a person could be pinned down by heavy parts or equipment so that they could not call for or obtain assistance if the need arises.

NOTE: This subsection does not apply to operators of motor vehicles, watchmen or certain other jobs which, by their nature, are singular employee assignments. However, a definite procedure for checking the welfare of all employees during their working hours shall be instituted and all employees so advised.

(3) After the emergency actions following accidents that cause serious injuries that have immediate symptoms, a preliminary investigation of the cause of the accident shall be conducted. The investigation shall be conducted by a person designated by the employer, the immediate supervisor of the injured employee, witnesses, employee representative if available and any other person with the special expertise required to evaluate the facts relating to the cause of the accident. The findings of the investigation shall be documented by the employer for reference at any following formal investigation.

(4) Reporting of fatality or multiple hospitalization accidents.

(a) Within twenty-four hours after the occurrence of an employment accident which results in an immediate or probable fatality(s) or which results in the hospitalization of two or more employees, the employer of any employee so injured or killed shall report the accident, either orally or in writing, to the nearest office of the department. The reporting may be by telephone or teletype. The reporting shall relate the circumstances of the accident, the number of fatalities, and the extent of any injuries. The director may require such additional reports, in writing or otherwise, as he deems necessary, concerning the accident.

(b) Equipment involved in an accident resulting in an immediate or probable fatality, shall not be moved, until a representative of the Division of Industrial Safety and Health investigates the accident and releases such

equipment, except where removal is essential to prevent further accident. Where necessary to remove the victim, such equipment may be moved only to the extent of making possible such removal.

(c) Upon arrival of Division of Industrial Safety and Health investigator, employer shall assign to assist the investigator, the immediate supervisor and all employees who were witnesses to the accident, or whoever the investigator deems necessary to complete his investigation.

(5) A system for maintaining records of occupational injuries and illnesses as prescribed by chapter 296-27 WAC.

NOTE: Recordable cases include:

- (1) Every occupational death.
- (2) Every industrial illness.
- (3) Every occupational injury that involves one of the following:
 - (a) Unconsciousness.
 - (b) Inability to perform all phases of regular job.
 - (c) Inability to work full time on regular job.
 - (d) Temporary assignment to another job.
 - (e) Medical treatment beyond first-aid.

All employers with eleven or more employees shall record occupational injury and illness information on forms OSHA 101 - Supplementary Record Occupational Injuries and Illnesses and OSHA 200 - Log and Summary. Forms other than OSHA 101 may be substituted for the Supplementary Record of Occupational Injuries and Illnesses if they contain the same items.

NEW SECTION

WAC 296-78-520 EMPLOYEE'S RESPONSIBILITY. (1) Employees shall coordinate and cooperate with all other employees in an attempt to eliminate accidents.

(2) Employees shall study and observe all safe practices governing their work.

(3) Employees should offer safety suggestions, where in such suggestions may contribute to a safer work environment.

(4) Employees shall apply the principles of accident prevention in their daily work and shall use proper safety devices and protective equipment as required by their employment or employer.

(5) Employees shall properly care for all personal protective equipment.

(6) Employees shall make a prompt report to their immediate supervisor, of each industrial injury or occupational illness, regardless of the degree of severity.

(7) Employees shall not wear torn or loose clothing while working around machinery.

NEW SECTION

WAC 296-78-525 ACCIDENT PREVENTION PROGRAMS. Each employer shall develop a formal accident-prevention program, tailored to the needs of the particular plant or operation and to the type of hazards involved. The division may be contacted for assistance in developing appropriate programs.

(1) The following are the minimal program elements for all employers:

(a) A safety orientation program describing the employer's safety program and including:

(i) How and when to report injuries, including instruction as to the location of first-aid facilities.

(ii) How to report unsafe conditions and practices.

(iii) The use and care of required personal protective equipment.

(iv) The proper actions to take in event of emergencies including the routes of exiting from areas during emergencies.

(v) Identification of the hazardous gases, chemicals or materials involved along with the instructions on the safe use and emergency action following accidental exposure.

(vi) A description of the employers total safety program.

(vii) An on-the-job review of the practices necessary to perform the initial job assignments in a safe manner.

(b) A designated safety and health committee consisting of management and employee representatives with the employee representatives being elected or appointed by fellow employees.

(2) Each accident-prevention program shall be outlined in written format.

NEW SECTION

WAC 296-78-530 SAFETY AND HEALTH COMMITTEE PLAN. (1) All employers of eleven or more employees, shall have a designated safety committee composed of employer and employee elected members.

(a) The terms of employee-elected members shall be a maximum of one year. Should a vacancy occur on the committee, a new member shall be elected prior to the next scheduled meeting.

(b) The number of employer-selected members shall not exceed the number of employee-elected members.

(2) The safety committee shall have an elected chairperson.

(3) The safety committee shall be responsible for determining the frequency of committee meetings.

NOTE: If the committee vote on the frequency of safety meetings is stalemated, the Division's Regional Safety Educational Representative may be consulted for recommendations.

(a) The committee shall be responsible for determining the date, hour and location of the meetings.

(b) The length of each meeting shall not exceed one hour except by majority vote of the committee.

(4) Minutes of each committee meeting shall be prepared and filed for a period of at least one year and shall be made available for review by noncompliance personnel of the Division of Industrial Safety and Health.

(5) Safety and health committee meetings shall address the following:

(a) A review of the safety and health inspection reports to assist in correction of identified unsafe conditions or practices.

(b) An evaluation of the accident investigations conducted since the last meeting to determine if the cause of

the unsafe acts or unsafe conditions involved was properly identified and corrected.

(c) An evaluation of the accident or illness prevention program with the discussion of recommendation for improvement where indicated.

(d) The attendance shall be documented.

(e) The subject(s) discussed shall be documented.

(6) All employers of ten or less employees and employers of eleven or more employees where the employees are segregated on different shifts or in widely dispersed locations in crews of ten or less employees, may elect to have foreman-crew meetings in lieu of a safety and health committee plan provided:

(a) Foreman-crew safety meetings be held at least once a month, however, if conditions require, weekly or semimonthly meetings shall be held to discuss safety problems as they arise.

(b) All items under subsection (5) of this section shall be covered.

NEW SECTION

WAC 296-78-535 SAFETY BULLETIN BOARD. There shall be installed and maintained in every fixed establishment, a safety bulletin board sufficient in size to display and post safety bulletins, newsletters, posters, accident statistics and other safety educational material. It is recommended that safety bulletin boards be painted green and white.

NEW SECTION

WAC 296-78-540 FIRST-AID TRAINING AND CERTIFICATION. The purpose of this section is to assure that all employees of this state can be afforded quick, and effective first-aid attention in the event that an injury occurs on the job. The means of achieving this purpose is to assure the presence of personnel trained in first-aid procedures at or near those places where employees are working. Compliance with the provisions of this section may require the presence of more than one first-aid trained person.

(1) In addition to RCW 51.36.030, every employer shall comply with the department's requirements for first-aid training and certification.

(2) There shall be present or available at all times, a person or persons holding a valid certificate of first-aid training. (A valid first-aid certificate is one which is less than three years old.)

(3) Compliance with the requirements of subsection (2) of this section may be achieved as follows:

(a) All foremen, supervisors, or persons in direct charge of crews working in physically dispersed operations, shall have a valid first-aid certificate: PROVIDED, That if the duties or work of the foreman, supervisor or person in direct charge of a crew, is absent from the crew, another person holding a valid first-aid certificate shall be present. For the purpose of this section, a crew shall mean a group of two or more employees working at a work site separate and remote from the main office or fixed work place (such as occurs in construction, logging, etc.). In emergencies, foremen will be

permitted to work up to thirty days without having the required certificate, providing an employee in the crew or another foreman in the immediate work area has the necessary certificate.

(b) In fixed establishments, all foremen, supervisors, or persons in direct charge if a group or groups of employees shall have a valid first-aid certificate: PROVIDED, That in fixed establishments where the foreman, supervisor, or person in charge has duties which require his absence from the work site of the group, another person holding a valid first-aid certificate shall be present or available to the groups. Foremen, supervisors or persons in direct charge of a group or groups of employees will be permitted to work up to thirty days without having the required certificate, providing an employee in the crew or another foreman in the immediate work area has the necessary certificate.

(c) In fixed establishments organized into distinct departments or equivalent organizational units such as department stores, large company offices, etc., a person or persons holding a valid first-aid certificate shall be present or available at all times employees are working within that department or organizational unit.

(d) In small businesses, offices or similar types of fixed workplaces, compliance may be achieved by having a number of such small businesses, offices, etc., combined into a single unit for the purpose of assuring the continued presence or availability of a person or persons holding a valid first-aid training certificate. A plan for combining a number of small businesses, etc., into such a group shall be submitted to the Division of Industrial Safety and Health, Safety Education Section, for approval. That section is also available to assist employers who wish to develop such a plan. Criteria for approval by the division shall include:

(i) The businesses within the group must not be widely dispersed;

(ii) The name(s) of the person or persons holding the first-aid certificate, their usual places of work, their work phone numbers, and other appropriate information shall be posted in each establishment which is a member of the group, in a place which can reasonably be expected to give notice to employees of that establishment;

(iii) First-aid kits shall be available and maintained as required by WAC 296-24-065.

(e) Valid certification 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 methods of artificial respiration including mouth to 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 co-workers of first-aid students enrolled in the course.

(4) Industrial first-aid course instructors will, upon request, be furnished by the Division of Industrial Safety and Health, Department of Labor and Industries, either directly or through a program with the community colleges or vocational education.

(5) Employers of employees working in fixed establishments, meeting the following criteria, are exempt from the requirements of this section: **PROVIDED**

(a) They can submit written evidence to the department upon request, that the worksite of their employees is within a two minute time frame of response by an aid car, medic unit or established ambulance service with first-aid trained attendants.

(b) There is a back-up aid car, medic unit or established ambulance service within the two minute response time; or that a first-aid trained person with readily available transportation is on the site of the posted emergency phone number for immediate dispatch in the event the primary unit is not available.

(c) There are no traffic impediments, such as draw bridges, railroad tracks, etc., along the normal route of travel of the aid car, medic unit or established ambulance service that would delay arrival beyond the required two minute time frame.

(d) Emergency telephone numbers are posted on all first-aid kits and at all telephones on the worksite.

(e) The above services are available or exist at all times when more than one employee is on the worksite.

NOTE: A construction site that will be of more than six months duration, such as a large building, shall be considered a fixed establishment for the purposes of this section. Doctor's offices and clinics are not to be considered as alternates due to the fact that very often doctor's schedules require them to be away from their offices.

NEW SECTION

WAC 296-78-545 FIRST-AID KIT. (1) All employers who employ men and women covered by the Industrial Safety and Health Act shall furnish first-aid kits as required by the Division of Industrial Safety and Health, Department of Labor and Industries, (RCW 51.36.030).

(2) First-aid supplies shall be readily accessible when required.

(3) In the absence of readily accessible first-aid supplies such as first-aid kits, first-aid stations, first-aid rooms or their equivalent, all crew trucks, power shovels, cranes, locomotives, loaders, dozers, logging trucks, speeders, freight trucks and similar equipment shall be equipped with not less than a ten package first-aid kit.

(4) All crew vehicles used for transporting workers shall be equipped with not less than a ten package first-aid kit. When more than five employees are being transported on any one trip, the kit shall be increased in size to comply with a 16, 24, or 36-package kit depending

upon the number of personnel normally being transported.

(5) At least one first-aid kit shall be available on construction jobs, line crews, and other transient or short duration jobs. The size and quantity of first-aid kits, required to be located at any site, shall be determined by the number of personnel normally dependent upon each kit as outlined in the following table:

NUMBER OF PERSONNEL NORMALLY ASSIGNED TO WORKSITE	MINIMUM FIRST AID SUPPLIES REQUIRED AT WORKSITE
1 - 50 persons	First Aid Kit
1 - 5	10 package kit
6 - 15	16 package kit
16 - 30	24 package kit
31 - 50	36 package kit
51 - 200 persons	First Aid Station
51 - 75	One 36 and one 10 package kit
76 - 100	One 36 and one 16 package kit
101 - 150	One 36 and one 24 package kit
151 - 200	Two 36 package kits
Over 200 Persons	First Aid Room Refer to WAC 296-24-070

(6) Employers shall establish a procedure to assure that first-aid kits and required contents are maintained in a serviceable condition.

(7) First-aid kits shall contain at least the following items:

10 Package Kit

- 1 Pkg. Adhesive bandages, 1" (16 per pkg.)
- 1 Pkg. Bandage Compress, 4" (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 1 Pkg. Triangular bandage, 40" (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 5 Pkgs. of consulting physician's choice**

16 Package Kit

- 1 Pkg. Absorbent gauze, 24" x 72" (1 per pkg.)
- 1 Pkg. Adhesive bandages, 1" (16 per pkg.)
- 2 Pkgs. Bandage compresses, 4" (1 per pkg.)
- 1 Pkg. Eye dressing (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 2 Pkgs. Triangular bandages, 40" (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 7 Pkgs. of consulting physician's choice**

24 Package Kit

- 2 Pkgs. Absorbent gauze, 24" x 72" (1 per pkg.)
- 2 Pkgs. Adhesive bandages, 1" (16 per pkg.)
- 2 Pkgs. Bandage compresses, 4" (1 per pkg.)
- 1 Pkg. Eye dressing (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 6 Pkgs. Triangular bandages (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 9 Pkgs. of consulting physician's choice**

36 Package Kit

- 4 Pkgs. Absorbent gauze, 24" x 72" (1 per pkg.)
- 2 Pkgs. Adhesive bandages, 1" (16 per pkg.)
- 5 Pkgs. Bandage compresses, 4" (1 per pkg.)
- 2 Pkgs. Eye dressing (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 8 Pkgs. Triangular bandages, 40" (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 13 Pkgs. of consulting physician's choice**

*Scissors shall be capable of cutting 2 layers of 15 oz. cotton cloth or its equivalent.

**First-aid kits shall be maintained at the ten, sixteen, twenty-four or thirty-six package level. In the event the consulting physician chooses not to recommend items, the Department of Labor and Industries shall be contacted for recommended items to complete the kit.

(8) Where the eyes or body of any person may be exposed to injurious chemicals and/or materials, suitable facilities for quick drenching or flushing of the eyes and body shall be provided, within the work area, for immediate emergency use.

(9) When practical, a poster shall be fastened and maintained either on or in the cover of each first-aid kit and at or near all phones plainly stating, the phone numbers of available doctors, hospitals, and ambulance services within the district of the worksite.

(10) When required by the department, in addition to the first-aid kit which must be kept on the equipment or at the place of work, there shall be available within the closest practicable distance from the operations (not to exceed one-half mile) the following items:

- 1 set of arm and leg splints.
- 2 all wool blankets or blankets equal in

strength and fire resistant (properly protected and marked).
1 stretcher.

NEW SECTION

WAC 296-78-550 FIRST-AID STATION. (1) First-aid stations shall be located as close as practicable to the highest concentration of personnel.

(2) First-aid stations shall be well marked and available to personnel during all working hours.

(3) One person holding a valid first-aid certificate shall be responsible for the proper use and maintenance of the first-aid station.

(4) First-aid stations shall be equipped with a minimum of two first-aid kits, the size of which shall be dependent upon the number of personnel normally employed at the worksite. One first-aid kit may be a permanent wall-mounted kit, but in all cases the station shall be equipped with at least one portable first-aid kit.

(5) When required by the department, the station shall be equipped with two wool blankets and a stretcher in addition to first-aid kits.

(6) A roster, denoting the telephone numbers and addresses of doctors, hospitals and ambulance services available to the worksite, shall be posted at each first-aid station.

NEW SECTION

WAC 296-78-555 FIRST-AID ROOM. (1) Every fixed establishment employing more than two hundred persons shall have a first-aid room plainly designated as such, located as close as possible to the heaviest concentrated work area.

(2) The first-aid room shall be well lighted and ventilated, kept clean and orderly, provided with hot and cold running water, and maintained in a fully-equipped condition.

(3) The first-aid room shall be manned and maintained by:

- (a) A licensed physician; or
- (b) A licensed or registered nurse; or
- (c) An employee who:

(i) Holds a valid advanced first-aid certificate as recognized by the department,

(ii) works in the vicinity of the first-aid room, and

(iii) does not perform other work of the nature that is likely to affect adversely her/his ability to administer first-aid.

(4) First-aid rooms shall be equipped with items recommended by the consulting physician or plant medical officer and, as a minimum, should contain an adequate supply of the following:

- Antiseptic soap
- 3/4" or 1" adhesive compresses
- Adhesive knuckle bands
- 2" Bandage compresses
- 4" Bandage compresses
- 3" x 3" gauze pads
- Assorted sizes of large gauze pads
- 2" roller bandages
- 3" roller bandages

4" roller bandages
 Assorted adhesive tape rolls
 Eye dressings
 Ammonia inhalants
 Burn ointment
 Triangular bandages
 Scissors, forceps, razor and blades, medicine droppers
 Safety pins
 Drinking cups
 Rubbing alcohol
 Absorbent cotton
 Arm and leg splints
 Antidotes for specific industrial poisons
 Pressure points chart
 Stretcher
 Wool blankets and clean linen
 Hot water bottles
 Quick colds or ice bag
 Emergency first-aid kit
 A method of sterilizing instruments

(5) A poster shall be maintained on, or in the cover of, each first-aid cabinet and near each first-aid room phone. Such poster will state phone numbers of available doctors, hospitals, and ambulance services within the employer's district.

NEW SECTION

WAC 296-78-560 SAFE PLACE STANDARDS.

(1) Each employer shall furnish to each of his employees a place of employment free from recognized hazards that are causing or likely to cause serious injury or death to his employees.

(2) Every employer shall furnish and use safety devices and safeguards, and shall adopt and use practices, means, methods, operations, and processes which are reasonably adequate to render such employment and place of employment safe. Every employer shall do every other thing reasonably necessary to protect the life and safety of employees.

(3) No employer shall require any employee to go or be in any employment or place of employment which is not safe.

(4) No employer shall fail or neglect:

(a) To provide and use safety devices and safeguards.

(b) To adopt and use methods and processes reasonably adequate to render the employment and place of employment safe.

(c) To do every other thing reasonably necessary to protect the life and safety of employees.

(5) No employer, owner, or lessee of any real property shall construct or cause to be constructed any place of employment that is not safe.

(6) No person shall do any of the following:

(a) Remove, displace, damage, destroy or carry off any safety device, safeguard, notice, or warning, furnished for use in any employment or place of employment.

(b) Interfere in any way with the use thereof by any other person.

(c) Interfere with the use of any method or process adopted for the protection of any employee, including himself, in such employment, or place of employment.

(d) Fail or neglect to do every other thing reasonably necessary to protect the life and safety of employees.

(e) Intoxicating beverages and narcotics shall not be permitted or used in or around work sites. Workers under the influence of alcohol or narcotics shall not be permitted on the work site. This rule does not apply to persons taking prescription drugs and or narcotics as directed by a physician providing such use shall not endanger the worker or others.

NEW SECTION

WAC 296-78-565 LOG DUMPS AND PONDS—HEADMILLS.

NEW SECTION

WAC 296-78-56501 LOG DUMPS AND

PONDS. (1) Log dumps, booms, ponds or storage areas, if used at night, shall be illuminated in accordance with the requirements of WAC 296-62-09003, General Occupational Health Standards.

(2) A log dump shall be constructed at each log pond or decking ground. Log trucks shall not be unloaded by use of peavies or by hand.

(a) The roadbed shall be of hard packed gravel, heavy planking or equivalent material and shall be maintained at all times. Roadbeds at log dumps shall be of width and evenness to insure safe operation of equipment.

(b) A mechanical unloading device shall be provided and used for unloading logs. Log unloading areas shall be arranged and maintained to provide a safe working area.

(c) Signs prohibiting unauthorized foot or vehicle traffic in log unloading and storage areas shall be posted.

(d) At no time shall one person be permitted to work alone on a log dump, a booming or rafting grounds, or a log pond.

(3) Water log dumps. Ungrounded electrically powered hoists using handheld remote control in grounded locations, such as log dumps or mill log lifts, shall be actuated by circuits operating at less than 50 volts to ground.

(4)(a) A brow log, skid timbers or the equivalent shall be installed on all log dumps.

(b) Where logs are unloaded onto skids, sufficient space shall be provided between the top of the skids and the ground to accommodate the body of a person.

(c) All truck dumps shall be built with not more than six inches variation of level from side to side.

(5)(a) All truck log dumps shall be equipped with a positive safeguard to prevent logs from leaving the load on the side opposite the brow log. Jill pokes shall not be used on truck log dumps.

(b) Unloading lines shall be attached and tightened or other positive safeguard in place before binder chains are released at any log dump.

(c) Stakes and chocks which trip shall be constructed in such manner that the tripping mechanism that releases the stake or chocks is activated at the opposite side of the load being tripped.

(d) Binders shall be released only from the side on which the unloader operates, except when released by remote control devices or except when person making release is protected by racks or stanchions or other equivalent means.

(e) Loads on which a binder is fouled by the unloading machine shall have an extra binder or metal band of equal strength placed around the load, or the load shall be otherwise secured so that the fouled binder can be safely removed.

(f) Unloading lines, crotch lines, or equally effective means shall be arranged and used in a manner to minimize the possibility of any log swinging or rolling back.

(6)(a) In unloading operations, the operator of unloading machine shall have an unobstructed view of the vehicle and the logs being unloaded.

(b) Unloading lines shall be arranged so that it is not necessary for the employees to attach them from the pond or dump site of the load except when entire loads are lifted from the log-transporting vehicle.

(7) All log dumps shall be kept reasonably free of bark and other debris.

(8) Employees shall remain in the clear until all moving equipment has come to a complete stop.

(9) Artificial log ponds subject to unhealthy stagnation shall be drained, cleansed, and water changed at least once every six months.

(10) All employees whose regular work requires walking on logs shall wear spiked or calked shoes, except when working in snow.

(11) Employees working on, over or along water, where the danger of drowning exists, shall be provided with and shall wear approved personal flotation devices.

(a) Employees are not considered exposed to the danger of drowning:

(i) When working behind standard height and strength guardrails;

(ii) When working inside operating cabs or stations which eliminate the possibility of accidentally falling into the water;

(iii) When wearing approved safety belts with lifeline attached so as to preclude the possibility of falling into the water.

(b) Prior to and after each use, personal floating devices shall be inspected for defects which would reduce their designed effectiveness. Defective personal flotation devices shall not be used.

(c) To meet the approved criteria required by subsection (11) of this subsection, a personal flotation device shall be approved by the United States Coast Guard as a Type I PFD, Type II PFD, Type III PFD, or Type V PFD, or their equivalent, pursuant to 46 CFR 160 (Coast Guard Lifesaving Equipment Specifications) and 33 CFR 175.23 (Coast Guard table of devices equivalent to personal flotation devices). Ski belt or inflatable type personal flotation devices are specifically prohibited.

(12)(a) Wooden pike poles shall be of continuous, straight grained No. 1 material. Defective poles, blunt or dull pikes shall not be used.

(b) Aluminum or other metal poles shall not be used where hazard of coming in contact with live electric wires exists.

(13)(a) Walkways and floats shall be provided and security anchored to provide safe passage for workers.

(b) Permanent cable swifters shall be so arranged that it will not be necessary to roll boom sticks in order to attach or detach them.

(c) Inspection of cable or dogging lines shall be made as necessary to determine when repair or removal from service is necessary.

(14)(a) Decks of floats or other walkways shall be kept above the waterline at all times and shall be capable of supporting four times the load to be imposed.

(b) Floating donkeys or other power-driven machinery used on booms shall be placed on a raft or float with enough buoyancy to keep the deck above water.

(15)(a) All regular boom sticks and foot logs shall be reasonably straight, have all protruding knots and bark removed, and shall be capable of supporting above the waterline at either end, any necessary weight of workers and equipment.

(b) Stiff booms shall be two float logs wide secured by boom chains or other connecting devices, and of a width adequate for the working needs. Walking surfaces shall be free of loose material and maintained in good repair.

(c) Boom sticks shall be fastened together with cross-ties or couplings.

NEW SECTION

WAC 296-78-56503 (1) Every log haul used as a walkway shall have at least one walkway with standard railing to enable workers to stand clear of the logs in the chute. Cleats shall be installed to provide safe footing on sloping walkways.

(2) Workers shall not stand under or dangerously near to logs that are being hoisted vertically to the log deck.

(3)(a) Log haul gears and bull chain drive mechanism shall be adequately guarded for the protection of employees.

(b) Log haul bull chains or cable shall be designed, installed, and maintained to provide a 4 to 1 safety factor for the intended load.

(c) Troughs for the return strand of log haul chains shall be provided over passageways.

(d) Overhead protection shall be provided for employees working below logs being moved to the log deck.

(4) Log haul controls shall be arranged to operate from a position where the operator will at all times be in the clear of logs, machinery lines and rigging. Such controls shall operate mechanism only when moved toward the log slip or deck.

(5) Where possible an automatic stop shall be installed on all log hauls. A positive stop shall be installed on all log hauls to prevent logs from traveling too far ahead in the mill.

(6)(a) Slip persons shall handle pike poles in such manner as to be in the clear in case of a slip back.

(b) All sorting gaps shall have a stiff boom on each side.

(c) The banks of the log pond in the vicinity of the log haul shall be reinforced to prevent caving in.

NEW SECTION

WAC 296-78-56505 BOATS AND MECHANICAL DEVICES ON WATERS. (1) Prior to starting the boat motor, any spilled fuel shall be removed and vapors shall be exhausted from any area in which they may accumulate.

(2) The bilge area shall be kept clean and oil, grease, fuel, or highly combustible materials shall not be allowed to accumulate.

(3) Adequate ventilation equipment shall be provided and used for the bilge area to prevent the accumulation of toxic or explosive gases or vapors.

(4) Adequate ventilation equipment shall be provided and used for the cabin area on enclosed cabin-type boats to prevent an accumulation of harmful gases or vapors.

(5) Deck and cabin lighting shall be provided and used where necessary to provide safe levels of illumination aboard boats. Boats operated during the period from sunset to sunrise, or in conditions of restricted visibility, shall display navigation lights as required by the United States Coast Guard. Searchlights or floodlights shall be provided to facilitate safe navigation and to illuminate working or boarding areas adjacent to the craft.

(6) On craft used by workers wearing calked shoes, all areas where the operator or workers must stand or walk shall be made of or be covered with wood or other suitable matting or nonslip material and such covering shall be maintained in good condition.

(7) Each boat shall be provided with a fire extinguisher and life ring with at least fifty feet of one-fourth inch line attached. On log broncs, boom-scooters, or other small boomboats where all occupants are required to wear life saving devices and a life ring would present a tripping hazard, the life ring may be omitted.

(8)(a) Along docks, walkways, or other fixed installations on or adjacent to open water more than five feet deep, approved life rings with at least ninety feet of one-fourth inch line attached, shall be provided. The life rings shall be spaced at intervals not to exceed two hundred feet and shall be kept in easily visible and readily accessible locations.

(b) When employees are assigned work at other casual locations where exposure to drowning exists, at least one approved life ring with at least ninety feet of line attached, shall be provided in the immediate vicinity of the work assigned.

(c) When work is assigned over water where the vertical drop from the accidental fall would exceed fifty feet, special arrangements shall be made with and approved by the Department of Labor and Industries prior to such assignment.

(d) Lines attached to life rings on fixed locations shall be at least ninety feet in length, at least one-fourth inch in diameter, and have a minimum breaking strength of five hundred pounds. Similar lines attached to life rings on boats shall be at least fifty feet in length.

(e) Life rings must be United States Coast Guard approved thirty-inch size.

(f) Life rings and attached lines shall be maintained to retain at least seventy-five percent of their designed buoyancy and strength.

(g) Log broncs, boomscoters, and boomboats shall not be loaded with personnel or equipment so as to adversely affect their stability or seaworthiness.

(h) Boats shall not be operated at an excessive speed or handled recklessly.

(i) Boat fuel shall be transported and stored in approved containers (Underwriters' Laboratories, Inc.).

NEW SECTION

WAC 296-78-56507 LOG DECKS. (1) Dry deck storage. (a) Dry deck storage areas shall be kept orderly and shall be maintained in a condition which is conducive to safe operation of mobile equipment.

(b) Logs shall be stored in stabilized piles, and roadways and traffic lanes shall be maintained at a width adequate for safe travel of log handling equipment.

(c) Logs shall be arranged to minimize the chance of accidentally rolling from the deck.

(2)(a) Employees shall not spool cable on winch or drums with their hands.

(b) Log wells shall be provided with safeguard to prevent logs from rolling back into well off log deck.

(3) Jump skids on log decks shall be installed in grooves in a manner that they cannot work out onto the carriage way.

(4)(a) Log decks shall be provided with effective means to prevent logs from accidentally rolling down the deck onto the carriage or its runway.

(b) Swing saws. Swing saws on log decks shall be equipped with a barricade and stops for protection of employees who may be on the opposite side of the log haul chute.

(c) Drag saws. Where reciprocating log cutoff saws (drag saws) are provided, they shall not project into walkway or aisle.

(d) Circular cutoff saws. Circular log bucking or cutoff saws shall be so located and guarded as to allow safe entrance to and exit from the building.

(e) Entrance doorway. Where the cutoff saw partially blocks the entrance from the log haul runway the entrance shall be guarded.

(5) A barricade or other positive stop shall be erected between the sawyer's stand and the log deck to protect the sawyer from rolling logs. Such barricade or stop shall be of sufficient strength to stop any log.

(6) Chains from overhead canting gear or other equipment shall not be allowed to hang over the log deck in such manner as to endanger workers.

(7) Canting gear control levers shall be so arranged that they move away from the carriage to operate.

(8) Moving parts or equipment on or about log decks shall be guarded.

(9) Peavies, canthooks and other hand tools shall be kept in good repair at all times.

(10) Workers shall not go below logs on decks that are likely to roll or be rolled. Means of access shall be

provided to the head rig which does not subject employees to the hazard of moving logs or equipment.

NEW SECTION

WAC 296-78-56509 MECHANICAL BARKERS.

(1) Rotary barkers. Rotary barking devices shall be so guarded as to protect employees from flying chips, bark, or other extraneous material.

(2) Elevating ramp. If an elevating ramp or gate is used, it shall be provided with a safety chain, hook, or other means of suspension while employees are underneath.

(3) Area around barkers. The hazardous area around ring barkers and their conveyors shall be fenced off or posted as a prohibited area for unauthorized persons.

(4) Enclosing hydraulic barkers. Hydraulic barkers shall be enclosed with strong baffles at the inlet and outlet. The operator shall be protected by adequate safety glass or equivalent.

(5) Holddown rolls. Holddown rolls shall be installed at the infeed and outfeed sections of mechanical ring barkers to control the movement of logs.

(6) If such holddown rolls have a tendency to throw logs or chunks, horseshoe or equivalent type guards shall be installed to contain the logs or chunks.

NEW SECTION

WAC 296-78-56511 HEADRIGS AND FEED WORKS. (1) A clear walkway shall be provided along the upper side of the log deck and around the head rig unless an overhead walkway is provided.

(2) The sawyer shall be primarily responsible for the safety of the carriage crew and off-bearers. He shall exercise due care in the operation of the carriage and log turning devices.

(3) Feedworks and log turning control levers shall be so arranged that they may be securely locked when not in use and shall be guarded against accidental contact.

(4)(a) A positive means shall be provided to prevent unintended movement of the carriage. This shall involve a control locking device, a carriage tie-down, or both.

(b) An emergency control or equally effective means shall be provided so that the sawyer may stop the head rig section of the mill without leaving the operator station.

(5) An effective method of disengaging the head rig saws from the power unit shall be installed on all head rigs where the power unit is not directly controlled by the sawyer. The saws shall be disengaged from the source of power while repairs or changes are made.

(6) A shield of lexan, makrolon, merlon, plestar, or equivalent transparent material, shall be installed between the sawyer's stand and the head saws in all circular mills. In band mills and chipper type installations, a wire screen of not less than twelve gauge wire, one-half inch mesh, mounted in a frame in compliance with the requirements of WAC 296-24-20531 of the General Safety and Health Standards, is an acceptable substitute for the type shield required in circular mills.

(7) Safety glasses, safety shields or other suitable eye protection shall be provided for and use by head rig off-bearers.

NEW SECTION

WAC 296-78-56513 LOG CARRIAGES. (1) Carriages upon which employees are required to work shall be solidly decked over.

(2) Dogs. Dogging devices shall be adequate to secure logs, cants, or boards, during sawing operations.

(3) The feed control lever of friction or belt driven carriage feed works shall be arranged to operate away from the saws or carriage track.

(4) A quick action valve, controlled from the sawyer's stand, shall be located in the steam line to any steam operated feed works. The valve shall be tested daily.

(5) Valves in steam feeds shall be closed and locked in a neutral position before the sawyer leaves his station. Leaking steam valves or piping shall not be used on carriage drives.

(6)(a) Where employees ride the headrig carriage, clearance of the rear edge of the carriage shall be either not more than two inches or shall be not less than thirty inches from the side wall of the building. The side wall shall be boarded over smoothly to height of not less than six feet six inches from the setter's platform and for at least the length of the carriage travel. Where the clearance is thirty inches or more the floor between the back side of the setter's platform and the wall shall be raised to the level of the platform. The clearance between the floor edge and the platform shall not be more than two inches.

(b) Barriers and warning signs. A barrier shall be provided to prevent employees from entering the space necessary for travel of the carriage, with headblocks fully retracted, for the full length and extreme ends of carriage runways. Warning signs shall be posted at possible entry points to this area.

(7) Safe access to the head rig shall be provided.

(8) No roof truss or roof timber or other obstruction shall be located within six feet six inches of the upper surface of the setter's platform on any carriage.

(9) Doors which lead onto a passageway at the end or side of the carriage runway shall be provided with a handrail opposite such doorway. Handrail shall not be less than eighteen inches from the carriage run. A warning sign shall be posted on the entrance side of such doorways.

(10) A stop or bumper capable of stopping the loaded carriage at operating speed shall be installed at each end of the carriage run.

(11) Rail sweeps shall be installed in front of the front wheels in the direction of travel. Such sweeps shall extend to within one-fourth inch of the rail.

(12) Where power operated log turners are used, carriage knees shall be provided with goosenecks or other means of protecting the carriage crew from climbing logs.

(13) Employees shall use a stick or wire brush to clear head blocks of debris.

(14) All weakened or broken carriage boards which will not support the load to be imposed with a safety factor of 4, shall be immediately replaced.

NEW SECTION

WAC 296-78-570 BAND SAWS—SAWS. (1) Band head rigs shall be given a thorough daily inspection and any deficiency reported and corrected.

(2) Any band saw found to have developed a crack greater than one-tenth the width of the saw shall be removed from service until the width of the saw is reduced to eliminate the crack, the cracked section is removed, or the development of the crack is arrested by welding.

(3) Band saws shall not be continued in use of the head rig for which they have been designed after they have been reduced forty percent in width.

(4) Leather gloves, or equivalent hand protection, shall be worn by employees while changing band saws.

(5) All head band saw wheels shall have a minimum rim thickness of five-eighths inch, except for a distance of not to exceed one inch from the front edge of the wheel.

(6) Provisions shall be made for alerting and warning employees before starting band head saws, and measures shall be taken to insure that all persons are in the clear.

(7) No band saw shall be run at a peripheral speed in excess of that recommended by the manufacturer. The manufacturer's recommended maximum speed shall be stamped in plainly legible figures on some portion of the assembly.

(8) A band wheel that has developed a crack in the rim shall be immediately removed from service. If a crack has developed in a spoke the wheel shall be removed from service until repaired.

(9) All band wheels shall be completely encased or guarded on both sides. The exposed part of the saw blade on the uptravel between the two wheels shall be encased, and no portion of the blade exposed, except such part of the cutting edge as is essential for sawing the material at hand.

(10) All band wheel guards shall be constructed of not less than ten U.S. gauge metal, or not less than two inch wood material or equivalent, attached to the frames. Ventilating ports shall not exceed 2 x 4 inches in size. Openings necessary for lubrication or repair of the saw shall have doors or gates of equivalent strength to the remainder of the guard.

(11) Every band mill shall be equipped with a saw catcher, rest or guard of substantial construction.

(12) All band saws other than head mills shall be enclosed or guarded except the working side of the blade between the guide and the table. The guard for the portion of the saw between the sliding guide and the upper saw wheel guard shall be adjusted with the guide.

(13) Each gang ripper of band or straight saw type shall have the cutting edges of the saw guarded by a hood or screen secured to the framework of the machine.

NEW SECTION

WAC 296-78-575 CIRCULAR SAWS. (1) Single circular head saws. Circular head saws shall not be operated at speeds in excess of those specified by the manufacturer. Maximum speed shall be etched on the saw.

(2) On all circular saw mills the horizontal distance from the side of the saw to the nearest post of the husk or frame shall be at least one inch greater than the clear vertical distance between the collars of the top and bottom saws.

(3) Circular head saws shall be equipped with safety guides that can be readily adjusted without use of wrench or other hand tools. Brackets or edging supports shall be installed between the saw and the side of the husk.

(4) The upper saw of a double circular mill shall be provided with a hood or guard. A screen or other suitable device shall be placed so as to protect the sawyer from flying particles.

(5) All circular sawmills where live rolls are not used behind the head saw shall be equipped with an effective spreader or splitter. In any mill where the head saw is used for edging lumber, the splitter shall be solid and stationary and shall extend above the head blocks.

(6) Drag saws or circular cut-off saws shall be so arranged that they will not project into any passageway. When existing installations do not leave clear passage, saws shall be fenced off in order to make it impossible for anyone to walk into them. Means to securely hold material being sawed shall be provided wherever such material creates a hazard.

(7) All employees shall be in the clear before starting operation of drag or swing cut-off saws.

(8) Twin circular head saws. Twin circular head saws such as scrag saws, shall meet the specifications for single circular head saws in subsection (1) of this section, where applicable.

NEW SECTION

WAC 296-78-580 EDGERS. (1) Edgers shall be guarded by a metal housing of ten gauge sheet metal, ten gauge by one-half inch mesh wire, screen, or by a baffle of not less than two inch wood material.

(2) Openings in end frames shall be enclosed with sheet metal, wire screen or wood and may be hinged or arranged to permit oiling and removal of saws.

(3) The top of the edger shall be guarded to prevent contact by employees or debris being thrown and all chains and gears fully enclosed as required by WAC 296-78-710 of this chapter.

(4) Vertical arbor edgers installed ahead of the main saw shall be so located and guarded that an employee cannot contact any part of the edger saws from his normal operating position.

(5) Edgers shall not be located in the main roll case behind the head saw.

(6) All edgers shall be equipped with pressure feed rolls. The controls shall be installed and located so that from the normal work station the operator can quickly stop the infeed drive without releasing the hold down tension of the pressure rolls.

(7) All edgers shall be provided with a method of preventing or guarding against kickbacks. Finger units or dogs installed at the edger, or hinged steel plates suspended across the feed table may be used for this purpose. A kickback barricade, in line with the edger, if fenced off may be used.

(8) Pressure and feed rolls on edgers shall be guarded against accidental contact by means of roll covers, bars or strips. The pressure rolls shall not be lifted while stock is being run, or while any person is in line with the feed side of the saws.

(9) Edger men shall not raise feed rolls and reach between saws while edger is in operation.

(10) Edger men shall not put hands on cants being run through the edger.

(11) Live rolls in back of edger shall operate at a speed not less than the speed of the edger feed rolls.

(12) Tables in back of edgers shall be kept clear of cants, edgings and unnecessary debris.

NEW SECTION

WAC 296-78-585 EQUALIZER SAWS. (1) Equalizer saws for bolts, staves, heading, etc., shall have the saws encased, except that portion immediately adjacent to the feeding device.

(2) Feeding devices on all such equipment shall be provided with guards to prevent contact with the feeding device by employees.

NEW SECTION

WAC 296-78-590 GANG SAWS AND RE-SAWS. (1) Gang saws and re-saws shall be fully guarded or housed in accordance with conditions. Cranks, pitman rods, and other moving parts shall be guarded.

(2) Feed rolls shall be enclosed by a cover over the top, front, and open ends except where guarded by location. Drive mechanism to feed rolls shall be enclosed.

(3) Feed rolls shall be enclosed and if the operator stands within thirty inches of the feed rolls, they shall be so guarded as to prevent operator coming into contact with them.

(4) Circular resaws or rip saws, except power feed rip saws with a roller or wheel back of the saw, shall be provided with splitters or spreaders.

(5) A hood of metal or wood of sufficient strength to give protection against splinters or flying teeth shall be provided over all circular rip saws.

(6) That portion of the saw extending below the table shall be so guarded as to prevent contact.

(7) Circular rip saws shall be equipped with a standard anti-kickback device.

(8) Carriage cradles of whole-log sash gang saws, Swedish gangs shall be of height to prevent logs from kicking out while being loaded.

(9) Band resaws. Band resaws shall meet the specifications for band head saws as required in subsection (7) of WAC 296-78-570.

(10) Circular gang resaws.

(a) Banks of circular gang resaws shall be guarded by a hood to contain teeth or debris which can be thrown by the saws.

(b) Circular gang resaws shall be provided with safety fingers or other anti-kickback devices.

(c) Circular gang resaws shall not be operated at speeds exceeding those recommended by the manufacturer.

(d) Feed belts and drive pulleys shall be guarded in accordance with the requirements of WAC 296-24-205 through 296-24-20533 of the General Safety and Health Standard.

(e) Each circular gang resaw, except self-feed saws with a live roll or wheel at back of saw, shall be provided with spreaders.

NEW SECTION

WAC 296-78-595 JUMP SAWS. (1) Jump saws shall have guards below the top of the table or roll case. A guard shall be placed over the roll casing to prevent persons from walking into or over the saw.

(2) Jump saws, underhung swing saws, or bed trimmers shall be so arranged that the saws are fully enclosed when not in actual use.

(3) A positive stop shall be installed to prevent the saw from passing the front edge of the roll case or table. The throat in the table or roll case shall be only wide enough to permit unobstructed operation of the saw.

(4) Guards constructed of not less than two inch wood material or of heavy wire mesh mounted in a steel frame shall be placed in front of jump saw trimmers. Stops shall be installed to prevent timber from being thrown off the roll case.

(5) Foot treadle operated saws shall be provided with safeguards to prevent accidental contact.

NEW SECTION

WAC 296-78-600 TRIMMER AND SLASHER SAWS. (1) Trimmer or slasher saws shall be guarded in front by a flat or round steel framework with a rigid metal screen or light iron bars attached thereto, or by wood baffles of not less than two inch wood material securely bolted to the frame.

Maximum speed. Trimmer saws shall not be run at peripheral speeds in excess of those recommended by the manufacturer.

(2) Front guards for a series of saws shall be set as close to the top of the feed table as is practical when considering the type of machine in use and the material being cut. The end saws of a series shall be guarded or fenced off.

(3) The rear of a series of saws shall have a stationary or swinging guard of not less than two inch wood material or equivalent the full width of the saws and as much wider as is necessary to protect persons at the rear of the trimmer.

(4) Safety stops. Automatic trimmer saws shall be provided with safety stops or hangers to prevent saws from dropping on table.

(5) Feed chains shall be stopped while employees are on the feed table.

(6) Spotters for trimmers or slashers shall be provided with goggles or other eye protection when conditions so warrant.

NEW SECTION

WAC 296-78-605 SWING SAWS. (1) Overhead swing cut-off saws shall be guarded by a hood which shall cover the upper half of the cutting edge at least to the depth of the teeth.

(2) The driving belts on overhead swing cut-off saws, where exposed to contact, shall be provided with guards as required by WAC 296-78-030.

(3) Saws shall be completely enclosed when in idle position.

(4) Power operated swing saws shall have controls so arranged that the operators will not stand directly in front of saw when making cut.

(5) All swing saws shall be equipped with a counter balance which shall be permanently fastened to the frame of the saw and so arranged or adjusted that it will return the saw beyond the rear edge of the table or roll case without a rebounding motion. Wire rope, chain or nonmetallic rope running to a weight over a sheave shall not be used for attaching counter balance.

(6) No swing cut-off or trim saw shall be located directly in line with stock coming from an edger.

(7) Swing limit stops shall be provided and so adjusted that at no time shall the forward swing of the saw extend the cutting edge of the saw beyond a line perpendicular with the edge of the saw table, roll case, guard or barrier.

(8) Saws that are fed into the cut by means of air, steam, hydraulic cylinders, or other power device or arrangement shall be designed so they can be locked or rendered inoperative.

(9) Foot treadle operated saws shall be provided with safeguards to prevent accidental contact.

(10) Swing saws on log decks shall be equipped with a positive stop for the protection of persons who may be on the opposite side of the log haul chute.

(11) Operators of hand operated swing saws shall not stand directly in front of saw while making cut.

(12) Tables or roll casings for swing saws shall be provided with stops or lineup rail to prevent material being pushed off on opposite side.

NEW SECTION

WAC 296-78-610 CIRCULAR SAWS, SPEEDS, REPAIRS. (1) Circular saws shall not be operated at speeds in excess of that specified by the manufacturer. Speeds shall be etched on all new saws. When saws are repaired, remanufactured or retensioned in any way to change their operating speeds, such change of speed shall be etched on the saw. These etched speeds shall not be exceeded.

(2) Circular saws shall be inspected for cracks each time that the teeth are filed or set.

(3) A circular saw shall be discontinued from use until properly repaired when found to have developed a crack equal to the length indicated in the following table:

<u>Length of Crack</u>	<u>Diameter</u>
1/2 - inch	Up to 12"
1 - inch	Over 12" to 24"
1-1/2 - inch	Over 24" to 36"
2 - inch	Over 36" to 48"
2-1/2 - inch	Over 48" to 60"
3 - inch	Over 60"

(4) Welding or slotting of cracked saws shall be done by a sawsmith under a procedure recommended by the saw manufacturer. Holes shall not be drilled in saws as a means of arresting cracks. After saws are repaired they shall be retensioned. Unless a sawsmith is employed, saws shall be returned to the manufacturer for welding or tensioning.

NEW SECTION

WAC 296-78-615 SAW FILING AND GRINDING ROOMS AND EQUIPMENT. (1) Approaches to filing rooms shall be kept free from material and equipment at all times.

(2) Enclosed grinding and filing rooms shall be ventilated as specified in the General Occupational Health Standard, WAC 296-62-110 through 296-62-11019.

(3) Each filing and grinding room shall be provided with two exits so arranged as to permit easy escape in case of fire.

(4) Floor shall be cleaned regularly and shall be kept free from oil, grease and other materials that might cause employees to slip or fall.

(5) Flooring around machines shall be kept in good repair at all times.

(6) Saw grinding machine belts shall be provided with guards where these belts pass through the frame of the machine.

(7) All grinding wheels on such machines shall be provided with a metal retaining hood which shall also cover the arbor ends if they are exposed to contact.

(8) Filing room employees shall be provided with goggles, face shields, or other necessary protective equipment and are required to wear the same.

(9) Guarding and mounting of abrasive wheels shall be in accordance with WAC 296-24-18003 through 296-24-18007 of the General Safety and Health Standards.

NEW SECTION

WAC 296-78-620 MISCELLANEOUS WOODWORKING MACHINES—PLANERS, STICKERS, MOLDERS, MATCHERS. (1) Each planing, molding, sticking and matching machine shall have all cutting heads, and saws if used, covered by a solid metal guard.

(2) Planers, stickers, molding, sticking and matching machines shall be provided with exhaust fans, hoods and dust conveyors to remove the harmful dusts, etc., from the vicinity of the operator. Such hoods may be arranged to serve as guards for cutting heads.

(3) Planers and other machinery or equipment shall not be oiled while in motion, unless provided with guards or other devices to permit oiling without any possibility of contact with moving parts of machinery.

(4) Feed rolls shall be guarded by means of roll covers, bars or strips, attached to the roll frame in such

manner as to remain in adjustment for any thickness of lumber.

(5)(a) Levers or controls shall be so arranged or guarded as to prevent accidental operation of machines.

(b) Foot treadle operated machines shall have a treadle guard fastened over the treadle.

(c) Locks, blocks, or other device shall be provided for positive immobilization of machine controls while repairs or adjustments are being made.

(6) Side head hoods shall be of sufficient height to safeguard the head set screw.

(7) Side heads shall not be adjusted while machine is in operation, except when extension adjusting devices are provided.

(8) Side belt and pulley guards shall be kept in place at all times the machine is in motion.

(9) All universal joints shall be enclosed.

NEW SECTION

WAC 296-78-625 PLANERS (STAVE AND HEADINGS). (1) Each planer (stave and heading) shall have all cutting heads, and saws if used, covered by a solid metal guard.

(2) Stave and heading planers shall be provided with exhaust fans, hoods and dust conveyors to remove the harmful dusts, etc., from the vicinity of the operator. Such hoods may be arranged to serve as guards for cutting heads.

(3) Sectional feed rolls should be provided. Where solid feed rolls are used, a sectional finger device (or other means equally effective) shall be provided to prevent kickbacks.

NEW SECTION

WAC 296-78-630 STAVE CROZIERS. (1) Stave croziers shall have the heads guarded completely by the exhaust hood or other device, except that portion which actually inbeds itself in the stock.

(2) Each stave crozier shall have all feed chains and sprockets completely enclosed.

NEW SECTION

WAC 296-78-635 JOINTERS. (1) Each hand feed jointer or buzz planer with horizontal head shall be provided with an automatic guard over the cutting head both in front of and in back of the guide.

(2) Each jointer or buzz planer with horizontal head shall be equipped with a cylindrical cutting head, the throat of which shall not exceed three-eighths inch in depth or one-half inch in width.

(3) Each jointer or buzz planer with vertical head shall be guarded by an exhaust hood or other approved device which shall completely enclose the revolving head except for a slot sufficiently wide to permit the application of material.

(4) Push sticks shall be provided and used for feeding stock through hand operated jointers or buzz planers.

NEW SECTION

WAC 296-78-640 JOINTERS (STAVE AND HEADING). (1) Stave and heading jointers and matchers shall have the heads guarded completely by the exhaust hood or other device, except that portion where the stock is applied.

(2) Foot power stave jointing machines shall have the knife effectively guarded to prevent the operator's fingers from coming in contact with it.

NEW SECTION

WAC 296-78-645 WOOD SHAPERS. (1) The cutting head of each wood shaper, hand feed panel raiser, or other similar machine not automatically fed, shall be guarded with a cage or pulley guard or other device so designed as to keep the operator's hands away from the cutting edge. In no case shall a warning device of leather or other material attached to the spindle be acceptable. Cylindrical heads shall be used wherever the nature of the work permits. The diameter of circular shaper guards shall be not less than the greatest diameter of the cutter.

(2) All double spindle shapers shall be provided with a spindle starting and stopping device for each spindle or provision shall be made that only one spindle operate at any one time.

NEW SECTION

WAC 296-78-650 BORING AND MORTISING MACHINES. Boring and mortising machines shall be provided with safety bit chucks without projecting set screws. Automatic machines shall be provided with point of operation guards. When necessary to prevent material from revolving with the bit, clamps or stops shall be provided and used to hold material firmly against the guides.

NEW SECTION

WAC 296-78-655 TENONING MACHINES. (1) Each tenoning machine shall have all cutting heads, saws if used, and all exposed moving parts guarded. In the case of cutting heads and saws, the guard shall be of solid metal.

(2) If sheet metal is used, it shall be not less than ten U.S. gauge in thickness. If cast metal is used it shall be not less than three-sixteenths inch thick, or if aluminum is used, it shall be not less than five-eighths inch thick. The hood of the exhaust system may form part or all of the guard. When so used, the hood shall be constructed of metal of a thickness not less than that specified herein.

(3) Feed chains and sprockets of all double end tenoning machines shall be completely enclosed, except that portion of chain used for conveying stock. At rear ends of frames over which the feed conveyors run, sprockets and chains shall be guarded at the sides by plates projecting beyond the periphery of sprockets and ends of lugs.

(4) The rear end of the frame over which the feed conveyors run shall be so extended that the material as it

leaves the machine will be guided to a point within easy reach of the person removing stock at the rear of the tenoner.

(5) Single end tenoners, hand fed, shall have a piece of sheet metal placed so that the operator's hands cannot slip off the lever handle into the tool in passing. Such guard shall be fastened to the lever.

NEW SECTION

WAC 296-78-660 LATHE (PAIL AND BARREL). (1) Each profile, swing-head and back-knife lathe shall have all cutting heads covered by a solid metal guard.

(2) If sheet metal is used, it shall be not less than ten U.S. gauge in thickness. If cast metal is used, it shall be not less than three-sixteenths inch thick, or if aluminum is used, it shall be not less than five-eighths inch thick. The hood of the exhaust system may form part or all of the guard. When so used, the hood shall be constructed of metal of a thickness not less than that specified above.

(3) Pail and barrel lathes shall be guarded in accordance with the specifications for Profile and Back-knife lathes insofar as they are applicable.

NEW SECTION

WAC 296-78-665 SANDING MACHINES. (1) Each belt sanding machine shall have both pulleys enclosed in such a manner as to guard the points where the belt runs onto the pulleys. The edges of the unused run of belt shall be enclosed or otherwise guarded from contact by employees.

(2) Each drum sanding machine shall be provided with a guard so arranged as to completely enclose the revolving drum except such portion required for the application of the material to be finished. Guards with hinges to facilitate the insertion of sandpaper may be installed. The exhaust hood may form part or all of this guard. When so used, the hood shall conform to the specifications as given under exhaust systems in WAC 296-78-710.

(3) All standard stationary sanding machines shall be provided with exhaust systems in conformity with the section of this code dealing with exhaust systems.

(4) All portable sanding machines shall be provided with means of removing excessive dust, or employees using equipment shall be provided with such necessary respiratory protective equipment as will conform to the requirements of the General Occupational Health Standards, chapter 296-62 WAC.

NEW SECTION

WAC 296-78-670 GLUE MACHINES. (1) Personal protective equipment as required by the General Safety and Health Standard, WAC 296-24-075 through 296-24-092, and the General Occupational Health Standard, WAC 296-62-11021, and proper washing facilities with noncaustic soap and sterilizers, shall be provided for all employees handling glue. Rubber gloves and other personal equipment must be sterilized when transferred from one person to another.

(2) Glue spreaders shall be enclosed on the in-running side, leaving only sufficient space to insert the stock.

(3) All glue spreaders shall be equipped with a panic bar or equivalent type device that can be reached from either the infeed or outfeed side of the spreader to shut-off the power in an emergency situation. Such device shall be installed on existing glue spreaders no later than April 1, 1982, and be standard equipment on any glue spreader purchased after January 1, 1982.

(4) All glue mixing and handling rooms where located above work areas shall have water tight floors.

(5) All glue rooms shall be provided with ventilation in accordance with WAC 296-62-110 through 296-62-11013, of the General Occupational Health Standard.

NEW SECTION

WAC 296-78-675 LATH MILLS. (1) Lath mills shall be so arranged that stock pickers shall be protected from slabs and blocks from slasher and trimmers.

(2) Bolters and lath machines shall be provided with a wall or shield of not less than two inch wood material or equivalent, constructed in front of the machines, to protect stock pickers and passing employees from kickbacks.

(3) Lath bolters and lath mills shall have all feed rolls, belts, gears and moving parts provided with approved guards. Feed chains shall be guarded to as low a point as the maximum height of the stock will permit.

(4)(a) Lath bolters and lath mill saws shall be provided with a sheet metal guard not less than one-eighth inch thick, or a cast iron guard not less than three-sixteenths inch thick, or equivalent. These hoods may be hinged so that they can be turned back to permit changing of the saws.

(b) A metal plate baffle, finger device or other device, shall be installed to prevent kickbacks.

(5)(a) The feed rolls on bolters or lath mills shall not be raised while any employee is in line with the saws.

(b) The stock shall be pushed through the saws with another piece of stock or push stick.

(6)(a) The lath trimmer shall be provided with guards on the ends, the top and the rear so designed as to contain debris and prevent employee contact with the saw. The belt drive shall be provided with guards as required by WAC 296-78-710.

(b) The entire top half of all trimmer saws shall be provided with guards. The guards shall be so adjusted as to prevent employees from accidentally contacting saws.

NEW SECTION

WAC 296-78-680 VENEER AND PLYWOOD PLANTS—PEELING AND BARKING. (1) Where peeling or barking pits are located directly under the log cranes, logs shall not be moved over workers.

(2) Single spiked hooks without a bell shall not be used for handling logs. Hooks shall be equipped with hand holds and shall be maintained in condition to safely perform the job application.

(3) Mechanical barking devices shall be so guarded as to protect employees from flying chips, bark or other matter.

(4) Logs shall not be removed from barker until barking head has ceased to revolve, unless barker is so designed and arranged that barking head will not create or constitute a hazard to employees.

NEW SECTION

WAC 296-78-685 VENEER LATHE. (1) The elevating ramp (gate) shall be provided with a safety chain and hook or other positive means of suspension while employees are working underneath same.

(2) The area under the tippel from lathe to stock trays shall be provided with railings or other suitable means of preventing employees from entering this area, if access is not prevented by the construction of the machine and employees can enter this area.

(3) Catwalks shall be provided along stock trays so that employees will not have to climb on the sides of trays to straighten stock.

(4) Any section of stock trays shall be locked out or shall have an operator stationed at starting controls while stock is being removed or adjusted.

(5) Guards which will cover the cutting edge of veneer lathe and clipper blades shall be provided and used while such blades are being transported about premises.

NEW SECTION

WAC 296-78-690 VENEER SLICER AND CUTTER. Each veneer slicer and each rotary veneer cutter shall have all revolving and other moving knives provided with guards.

NEW SECTION

WAC 296-78-695 VENEER CLIPPER. (1) Each veneer clipper shall have either automatic feed or shall be provided with a guard which will make it impossible to place any portion of the hand under the knife while feeding stock. Where practicable, such guard shall be of the vertical finger type.

(2) The rear of each manually operated clipper shall be guarded either by a screen or vertical finger guard which shall make it impossible for any portion of the hand to be placed under the knife while removing clipped stock.

NEW SECTION

WAC 296-78-700 VENEER WRINGER (SWEDE). The entry side of each veneer wringer other than glue spreader shall be enclosed, leaving only sufficient space to insert stock. A guard shall be provided to prevent the veneer from overriding the top roll and kicking back.

NEW SECTION

WAC 296-78-705 THE SHAKE AND SHINGLE INDUSTRY. The following terms and standards shall apply only in the manufacturing of shakes and shingles and these requirements shall take precedence over other sawmill and woodworking standards.

NEW SECTION

WAC 296-78-70501 DEFINITIONS—TERMS, GENERAL. (1) "Block(s)" – those sections of a log cut in various lengths.

(2) "Block(s)" and "bolt(s)" may be considered to be synonymous.

(3) "Clipper saw" – a circular saw used to trim manufactured shingles.

(4) "Groover" – a cylinder-type knife (knives) similar to a planer knife (knives), used to cut grooves into the face surface of shakes or shingles.

(5) "Hip" and "ridge saw" – a circular saw used to cut various angles on the side edge of shakes or shingles.

(6) "Johnson bar" – a shaft used to control the feed of the carriage.

(7) "Knee bolter circular saw" – a stationary circular saw used to trim and debark blocks (the blocks are manually maneuvered onto a carriage and fed into a saw).

(8) "Log haul" – a power conveyor used to move logs to mill.

(9) "Packers" – employees who pack the manufactured shakes or shingles into bundles.

(10) "Panagraph power splitter" – a hydraulically operated wedge, manually positioned into place, used to split blocks.

(11) "Power saw splitter" – a stationary circular saw used to split (saw) blocks, (the blocks are manually maneuvered onto a carriage and fed into the saw).

(12) "Set works" – a component of the shingle machine, located on the machine frame, used to control the thickness of each shingle being manufactured.

(13) "Shake machine" – a band saw used to cut shake blanks into manufactured shakes.

(14) "Shake splitter" – a stationary hydraulically operated wedge, manually controlled, used to split shake blocks into shake blanks or boards.

(15) "Shim saw" – a circular saw used to re-cut manufactured shingles into narrow widths.

(16) "Shingle machine" – a machine used to manufacture shingles; composed of a feed, set works, and carriage system, all functioning in relation to a circular saw.

(17) "Shingle saw" – a circular saw used to cut shingles from blocks.

(18) "Spault" – the first and last section(s) of a block as it is cut into shingles.

(19) "Spault catcher" – a device located on the shingle machine next to the solid feed rolls, used to hold the last section of each block being cut (called a spault), in place.

(20) "Track or swing cutoff saw" – a circular saw used to cut blocks from a log.

NEW SECTION

WAC 296-78-70503 SHAKE AND SHINGLE MACHINERY—GENERAL. (1) Track or swing cutoff circular saw.

(a) A power operated track or swing cutoff circular saw shall have controls so arranged that operators are

not positioned directly in front of the saw while making a cut.

(b) All track or swing cutoff circular saws shall be completely encased or guarded when the saw is in the retract position, except for that portion of the guard that must be left open for the operation of the saw.

(c) Track or swing cutoff circular saw guards shall be constructed of sheet metal not less than one-eighth inch thick, or a wood guard of not less than nominal two inch thick wood material, or equivalent.

Hinged or removable doors or gates will be permitted where necessary to permit adjusting and oiling.

(d) The driving belt(s) on the track or swing cutoff circular saw shall be guarded in accordance with the General Safety and Health Standard, WAC 296-24-205 through 296-24-20533.

(e) A safety catch shall be provided to prevent the track cutoff saw from leaving the track.

(2) Overhead deck splitter – panagraph.

(a) Panagraph splitters shall have a shroud incorporated on the upper pressure plate to eliminate the possibility of the splitter moving from the operating area. This shroud shall be constructed of solid design with a minimum width of three inches and a minimum thickness of three-eighths inch.

(b) Mechanically operated overhead splitters shall have handles moving opposite the stroke of the piston.

(c) When the leading edge of the panagraph splitter is completely extended, the maximum clearance from the deck to the splitting edge shall be two inches.

(3) Power splitter saw. Power splitters shall have spreaders behind the saw to prevent materials from squeezing the saw or being thrown back on the operator. The top of the saw shall be completely covered.

(4) Knee bolter circular saw.

(a) A safety catch shall be provided to prevent the bolter carriage from leaving the track.

(b) Bolter saws shall be provided with a canopy guard of sheet metal not less than one-eighth inch thick, or cast iron guard not less than three-sixteenths inch thick or a wood guard of not less than nominal four inch thick wood material or equivalent.

The bolter canopy guard shall completely enclose the rear portion of the saw. It shall be so arranged and adjusted as to cover the front of the saw; not to exceed twenty inches from the top of the carriage to the bottom of the guard on sixteen inch and eighteen inch block and twenty-six inches on twenty-four inch blocks, of the material being cut.

(c) Bolter saws shall be provided with wipers of belting or other suitable material. These wipers shall be installed on both sides of the saw in such a manner as to deflect knots, chips, slivers, etc., that are carried by the saw.

(d) A positive device shall be provided and used to manually lock and hold the feed table in the neutral position when not in use.

(e) That portion of all bolter saws which is below and behind the saw table shall be guarded by the exhaust hood or other device. Hinged or removable doors or gates will be permitted where necessary to permit adjusting and oiling.

NEW SECTION

WAC 296-78-70505 SHAKE MACHINERY. (1) Shake splitters.

(a) A positive de-energizing device shall be provided within ready reach of each shake splitter operator.

(b) Each shake splitter shall be provided with an adjustable stroke limiter to eliminate the splitting blade from striking the table.

(c) All splitters shall have a maximum clearance of four inches, from the splitting edge to the table surface, when the splitter is in the extended position.

(d) All splitter tables shall have a friction surface to reduce kick out of the material being split.

(e) Shake splitters shall not be operated at a speed that would cause chunks to be thrown in such a manner as to create a hazard.

(f) The use of foot pedal (treadle) mechanisms shall be provided with protection to prevent unintended operation from falling or moving objects or by accidental stepping onto the pedal.

(i) The pedal shall have a nonslip surface.

(ii) The pedal return spring shall be of the compression type, operating on a rod or guided within a hole or tube, or designed to prevent interleaving of spring coils in event of breakage.

(iii) If pedal counterweights are provided, the path of the travel of the weight shall be enclosed.

(2) Shake saw guards.

(a) Every shake band saw shall be equipped with a saw guard on both sides of the blade down to the top side of the guide.

(b) The outside saw guard shall extend a minimum of three and one-half inches below the bottom edge of the saw guide.

(c) The maximum opening between the saw guide and table rolls shall be fifteen inches.

(3) Shake saw band wheel guards.

(a) The band wheels on all shake band saws shall be completely encased or guarded on both sides. The guards shall be constructed of not less than No. 14 U.S. gauge metal or material equal in strength.

(b) The metal doors, on such guards, shall have a wood liner of a minimum thickness of one-half inch.

(4) Shake saw band wheel speeds and maintenance.

(a) No band wheel shall be run at a peripheral speed in excess of that recommended by the manufacturer.

(b) Each band wheel shall be carefully inspected at least once a month by management.

Any band wheel in which a crack is found in the rim or in a spoke shall be immediately discontinued from service until properly repaired.

(c) Each band saw frame shall be provided with a tension indicator.

NEW SECTION

WAC 296-78-70507 UPRIGHT SHINGLE MACHINE. (1) Upright shingle saw guard.

(a) Every shingle machine carriage shall be equipped with a hand guard which:

(i) Projects at least one inch beyond the cutting edge of the saw.

(ii) Shall be located not more than one-half inch from the side of the saw blade.

(b) Shingle saw guards shall have a rim guard so designed and installed as to prevent chips and knots from flying from the saws. Such guards shall cover the edge of the saw to at least the depth of the teeth, except such part of the cutting edge as is essential for sawing the material.

(c) Saw arbors and couplings shall be guarded to prevent contact.

(d) Every part of a clipper saw blade, except that part which is exposed to trim shingles, shall be enclosed by a guard, so designed and installed to prevent contact with the clipper saw. An additional guard shall be installed not more than four inches above the clipper board and not more than one-half inch from the vertical plane of the saw.

(e) The underside of clipper saw boards shall be equipped with a finger guard to effectively protect the operator's fingers. The guard shall be a minimum of five inches long and one and one-quarter inches deep.

(2) Upright carriage guards.

(a) Automatic revolving cam set works and rocker arms, on machine frame, shall be guarded where exposed to contact.

(b) The spault catchers shall be not less than three-sixteenths inch thick and kept sharp at all times. Missing teeth shall be replaced.

(3) Carriage feed works.

(a) The pinion gear, bull wheel and Johnson bar, operating the saw carriage, shall be guarded where exposed to contact.

(b) Each shingle machine clutch treadle shall be arranged so that it is necessary to manually operate the treadle to start the machine. Devices which start the machine when the jaw treadle is released shall not be installed or used. The carriage shall have a brake to hold it in a neutral position.

(c) Carriage speed shall not exceed thirty-four strokes per minute.

NEW SECTION

WAC 296-78-70509 RELATED SHAKE AND SHINGLE SAWING MACHINERY. (1) Flat or taper saw. A wood or metal guard or its equivalent shall be secured to the sliding table at the side nearest the sawyer to protect him from contact with the cutting edge of the saw when a block is not in the cut.

(2) Hip and ridge saws. The hip and ridge saws shall be guarded with a hood-like device. This guard shall cover that portion of the saw not needed to cut the material, located above the cutting table.

(a) The remaining portion of the saw, located below the table, shall be guarded to prevent contact by employees.

(b) The hip and ridge guarding standard is applicable to both shake and shingle hip and ridge saws.

(3) Shim stock saws. The top ends and sides of the shim stock saws shall be guarded. All shim stock saw power transmission mechanism shall be guarded.

(4) Shake or shingle groover. The top ends and sides of the groover, to include the press rolls, shall be

guarded to contain material or debris which can be thrown and to prevent contact. All groover machine power transmission mechanism shall be guarded in compliance with WAC 296-78-710.

(5) Circular saws, speeds and repairs.

(a) Maximum allowable speeds.

(i) No circular saw shall be run at a speed in excess of that recommended by the manufacturer.

(ii) Such speed shall be etched or otherwise permanently marked on the blade, and that speed shall not be exceeded.

(b) Repairs and reconditions.

(i) Shingle saws when reduced in size to less than forty inches in diameter shall be discontinued from service as shingle saws on upright or vertical machines.

(ii) Shingle saws may be reconditioned for use as clipper saws provided the surface is reground and the proper balance attained.

(iii) Shingle saws may be used to no less than thirty-six inches on flat or taper saw machines.

NEW SECTION

WAC 296-78-70511 SAFETY RULES. (1) General.

(a) Workers shall not leave shingle machines unattended while the carriage is in motion.

(b) Shingle blocks shall not be piled more than one tier high on tables or roll cases. Chunks may be placed horizontally one tier high on top of shingle blocks. Shingle blocks shall be piled in a stable manner, not more than seventy-two inches high, within the immediate working area of the shingle sawyer or the area shall be barricaded.

(c) Provisions shall be made to prevent blocks from falling into the packing area.

(d) On each machine operated by electric motors, positive means shall be provided for rendering such controls or devices inoperative while repairs or adjustments are being made to the machines they control.

(e) Workers shall not stand on top of blocks while in the process of splitting other blocks into bolts.

(2) Jointers (shingle). Shingle jointers shall have the front, or cutting face of the knives, housed except for a narrow slot through which the shingles may be fed against the knives.

NEW SECTION

WAC 296-78-710 CONSTRUCTION AND ISOLATED EQUIPMENT.

NEW SECTION

WAC 296-78-71001 GENERAL. (1) Construction when not specifically covered in these standards shall be governed by such other standards adopted by the Department of Labor and Industries as may apply.

(2) All buildings, docks, tramways, walkways, log dumps and other structures shall be so designed, constructed, and maintained as to provide a safety factor of four. This means that all members shall be capable of supporting four times the maximum load to be imposed.

This provision refers to buildings, docks and so forth designed and constructed subsequent to the effective date of these standards and also refers in all cases where either complete or major changes or repairs are made to such buildings, docks, tramways, walkways, log dumps and other structures.

(3) Basements on ground floors under mills shall be evenly surfaced, free from unnecessary obstructions and debris, and provided with lighting facilities in compliance with the requirements of the General Occupational Health Standards, WAC 296-62-09003.

(4) All engines, motors, transmission machinery or operating equipment installed in mill basements or ground floors shall be equipped with standard safeguards for the protection of workers.

(5) Hazard marking. Physical hazard marking shall be as specified in WAC 296-24-135 through 296-24-13503 of the General Safety and Health Standards.

(6) Flooring of buildings, ramps and walkways not subject to supporting motive equipment shall be of not less than two-inch wood planking or material of equivalent structural strength.

(7) Flooring of buildings, ramps, docks, trestles and other structure required to support motive equipment shall be of not less than full two and one-half inch wood planing or material of equivalent structural strength. However, where flooring is covered by steel floor plates, two inch wood planking or material of equivalent structural strength may be used.

(8) Walkways, docks, and platforms.

(a) Walkways, docks and platforms shall be constructed and maintained in accordance with the requirements of the General Safety and Health Standards, WAC 296-24-735 through 296-24-75011.

(b) Maintenance. Walkways shall be evenly floored and kept in good repair.

(c) Where elevated platforms are used they shall be equipped with stairways or ladders in accordance with the General Safety and Health Standards, WAC 296-24-765 through 296-24-81013.

NEW SECTION

WAC 296-78-71003 FLOOR OPENINGS. (1) All floor openings either temporary or permanent, shall be protected as required by the General Safety and Health Standards, WAC 296-24-750 through 296-24-75011.

(2) The area under floor openings shall, where practical, be fenced off. When this is not practical, the areas shall be plainly marked with yellow lines and telltails shall be installed to hang within five and one-half feet of the ground or floor level.

(3) Where floor openings are used to drop materials from one level to another, audible warning systems shall be installed and used to indicate to employees on the lower level that material is to be dropped.

NEW SECTION

WAC 296-78-71005 FLOORS, DOCKS, PLATFORMS AND RUNWAYS. (1) Faces of docks except on loading and unloading sides of rail and truck loading platforms, and runways used for the operation of lift

trucks and other vehicles shall have a guard or shear timber eight by eight inches set over three inch blocks and securely fastened to the floor by bolts of not less than five-eighths inch diameter.

(2) The flooring of buildings, docks and passageways shall be kept in good repair at all times. When a hazardous condition develops that cannot be immediately repaired, the area shall be fenced off and not used until adequate repairs are made.

(3) All working areas shall be kept free from unnecessary obstruction and debris.

(4) Floors around machines and other places where workers are required to stand shall be provided with effective means to prevent slipping.

NEW SECTION

WAC 296-78-71007 FOOTWALKS AND PASSAGeways. (1) All footwalks and passageways subject to slipping hazards due to peculiarities of conditions or processes of the operation shall be provided with non-slip surfaces.

(2) Walkways in accordance with WAC 296-78-71001(8) shall be provided over roll casings, transfer tables, conveyors or other moving parts except where stepping over such equipment is not in connection with usual and necessary traffic.

(3) Walkways alongside of sorting tables shall be of sufficient width to provide safe working area. Such walkways shall be evenly floored and kept in good repair at all times. They shall be kept free from obstructions and debris.

(4) When employees are required to clear plug-ups in veneer trays or lumber sorting trays, adequate walkways with standard guardrails shall be provided for access to the trays whenever possible. When walkways are not provided, safety belts or harnesses with lanyards, tied off to substantial anchorages, shall be provided and used at all times.

(5) Walkways and stairways with standard hand rails shall be provided wherever space will permit, for oilers and other employees whose duties require them to go consistently to elevated and hazardous locations.

(a) Where such passageways are over walkways or work areas, standard toeboards shall be provided.

(b) Protection as required by the General Safety and Health Standard, WAC 296-24-205 through 296-24-20533 shall be provided against contact with transmission machinery or moving conveyors.

NEW SECTION

WAC 296-78-71009 STAIRWAYS AND LADDERS. (1) Stairways shall be used in preference over ladders wherever possible. Stairways or ladders, whichever is used, shall be constructed and maintained in accordance with the provisions of the General Safety and Health Standard, WAC 296-24-75009 through 296-24-81013.

(2) Doors shall not open directly on a flight of stairs.

(3) Permanent ladders shall be fastened securely at both top and bottom.

(4) Portable ladders shall not be used upon footing other than suitable type.

(5) Hooks or other means of securing portable ladders when in use, shall be provided.

(6) Portable ladders shall not be used for oiling machinery which is in motion.

NEW SECTION

WAC 296-78-71011 EGRESS AND EXIT. (1) In all enclosed buildings, means of egress shall be provided in accordance with the provisions of the General Safety and Health Standard, WAC 296-24-550 through 296-24-56531.

(2) All swinging doors shall be provided with windows, the bottom of which shall be not more than forty-eight inches above the floor. One window shall be provided for each section of double swinging doors. All such windows shall be of shatter proof or safety glass unless otherwise protected against breakage.

(3) Outside exits shall open outward. Where sliding doors are used as exits, an inner door not less than two feet six inches by six feet shall be cut inside each of the main doors and arranged to open outward.

(4) At least two fire escapes or substantial outside stairways, shall be provided for mill buildings where the floor level is more than eight feet above the ground.

(a) Buildings over one hundred fifty feet in length shall have at least one additional fire escape or substantial outside stairway for each additional one hundred fifty feet of length or fraction thereof.

(b) Passageways to fire escapes or outside stairways shall be marked and kept free of obstructions at all times.

(c) Fire protection. The requirements of WAC 296-24-585 through 296-24-62003 of the General Safety and Health Standard, shall be complied with in providing the necessary fire protection for sawmills.

(d) Fire drills shall be held at least quarterly and shall be documented.

(5) Where a doorway opens upon a roadway, railroad track, or upon a tramway or dock over which vehicles travel, a barricade or other safeguard and a warning sign shall be placed to prevent workers from stepping directly into moving traffic.

(6) Tramways and trestles shall be substantially supported by piling or framed bent construction which shall be frequently inspected and maintained in good repair at all times. Tramways or trestles used both for vehicular and pedestrian traffic shall have a walkway with standard hand rail at the outer edge and shear timber on the inner edge, and shall provide three feet clearance to vehicles. When walkways cross over other thoroughfares, they shall be solidly fenced at the outer edge to a height of 42 inches over such thoroughfares.

(7) Where tramways and trestles are built over railroads they shall have a vertical clearance of twenty-two feet above the top of the rails. When constructed over carrier docks or roads, they shall have a vertical clearance of not less than six feet above the drivers foot rest on the carrier, and in no event shall this clearance be less than twelve feet from the surface of the lower roadway or dock.

(8) Walkways (either temporary or permanent) shall be not less than twenty-four inches wide and two inches thick, nominal size, securely fastened at each end. When such walkways are used on an incline the angle shall not be greater than twenty degrees from horizontal.

(9) Walkways from the shore or dock to floats or barges shall be securely fastened at the shore end only and clear space provided for the other end to adjust itself to the height of the water.

(10) Cleats of one by four inch material shall be fastened securely across walkways at uniform intervals of eighteen inches whenever the grade is sufficient to create a slipping hazard.

NEW SECTION

WAC 296-78-71013 CABLEWAYS. (1)(a) Inclined cableways shall have a central line between the rails in practical alignment with the center of the hoisting drums. A substantial bumper shall be installed at the foot of each incline.

(b) Barricades or warning signs shall be installed to warn pedestrians to stand clear of the cables on inclined cableways. The cables shall not be put into motion without activating an alarm system, either audible or visible, which will inform anyone on the tracks to stand clear.

(2) Employees shall not ride on or stand below the cars on an inclined cableway.

NEW SECTION

WAC 296-78-71015 TANKS AND CHEMICALS. (1) All open vats and tanks into which workers may fall shall be guarded with standard railings or screen guards in all cases where such guarding is possible with regard to practical operation.

(2) Foundations of elevated tanks shall be accessible for inspections. When the tank platform is more than five feet above the ground a stairway or ladder shall be permanently attached.

(3) Every open tank over five feet in height shall be equipped with fixed standard ladders both inside and out, extending from the bottom to the rim of the tank arranged to be accessible to each other, so far as local conditions permit.

(4) The use of chemicals for treating of lumber for prevention of sap stain or mold or as preservatives, shall conform to the requirements of WAC 296-62-11021, Open Surface Tanks.

(a) Storage, handling, and use of chemicals. Threshold limits. Employees shall not be exposed to airborne concentration of toxic dusts, vapors, mists or gases that exceed the threshold limit values set forth in WAC 296-62-070 through 296-62-080 of the General Occupational Health Standards.

(b) Protective equipment. The use of chemicals shall be controlled so as to protect employees from harmful exposure to toxic materials. Where necessary, employees shall be provided with and required to wear such protective equipment as will afford adequate protection against harmful exposure as required by WAC 296-24-075 through 296-24-092 of the General Safety and Health Standards.

(5)(a) Means shall be provided and used to collect any excess of chemicals used in treating lumber so as to protect workers from accidental contact with harmful concentrations of toxic chemicals or fumes.

(b) Dip tanks containing flammable or combustible liquids shall be constructed, maintained and used in accordance with WAC 296-24-405 of the General Safety and Health Standards.

(c) An evacuation plan shall be developed and implemented for all employees working in the vicinity of dip tanks using flammable and/or combustible liquids. A copy of the plan shall be available at the establishment for inspection at all times. Every employee shall be made aware of the evacuation plan and know what to do in the event of an emergency and be evacuated in accordance with the plan. The plan shall be reviewed with employees at least quarterly and documented.

(d) When automatic foam, automatic carbon dioxide or automatic dry chemical extinguishing systems are used, an alarm device shall be activated to alert employees in the dip tank area before and during the activation of the system. The following combinations of extinguishment systems when used in conjunction with the evacuation plan as stated above will be acceptable in lieu of bottom drains:

(i) A dip tank cover with an automatic foam extinguishing system under the cover, or an automatic carbon dioxide system, or an automatic dry chemical extinguishing system, or an automatic water spray extinguishing system;

(ii) An automatic dry chemical extinguishing system with an automatic carbon dioxide system or a second automatic dry chemical extinguishing system or an automatic foam extinguishing system;

(iii) An automatic carbon dioxide system with a second automatic carbon dioxide system or an automatic foam extinguishing system.

(e) The automatic water spray extinguishing systems, automatic foam extinguishing systems, and dip tank covers shall conform with the requirements of WAC 296-24-405. The automatic carbon dioxide systems and dry chemical extinguishing system shall conform with the requirements of WAC 296-24-615 and 296-24-620.

(6) Where workers are engaged in the treating of lumber with chemicals or are required to handle lumber or other materials so treated, the workers shall be provided with, at no cost to the worker, and required to use such protective equipment as will provide complete protection against contact with toxic chemicals or fumes therefrom.

(7) Sanitation requirements. The requirements of WAC 296-24-120 through 296-24-13013 of the General Safety and Health Standards, shall govern sanitation practices.

(8) The sides of steam vats and soaking pits unless otherwise guarded shall extend forty-two inches above the floor level. The floor adjacent thereto shall be of nonslip construction.

(9) Large steam vats or soaking pits, divided into sections, shall be provided with substantial walkways between each section, each walkway to be provided with standard railings which may be removable if necessary.

NEW SECTION

WAC 296-78-71017 DRY KILNS. (1) Dry kilns shall be so constructed upon solid foundations that tracks will not sag. Dry kilns shall be provided with suitable walkways. Each kiln shall have doors that operate from the inside and be provided with escape doors of adequate height and width to accommodate an average size man, that also operates from the inside, and shall be located in or near the main door. Escape doors shall swing in the direction of exit. Kiln doors and door carriers shall be fitted with safety devices to prevent the doors or carriers from falling.

(2) Ladders. A fixed ladder, in accordance with the requirements of WAC 296-24-810 through 296-24-81009 of the General Safety and Health Standards, or other means shall be provided to permit access to the roof. Where controls and machinery are mounted on the roof, a permanent stairway with standard handrail shall be installed in accordance with the requirements of WAC 296-24-765 through 296-24-76523 of the General Safety and Health Standards.

(3) A heated room shall be provided for the use of the kiln operator in inclement weather. He should remain in such room for at least ten minutes after leaving a hot kiln before going to cold outside air.

(4) Where operating pits are used, they shall be well ventilated, drained and lighted. Substantial gratings shall be installed at the kiln floor line. Steam lines shall be provided with insulation wherever exposed to contact by employees. Fans shall be enclosed by standard safeguards.

(5) Mechanical equipment. All belts, pulleys, blowers, and other exposed moving equipment used in or about kilns shall be guarded in accordance with the requirements of WAC 296-24-205 through 296-24-20533 of the General Safety and Health Standards.

NEW SECTION

WAC 296-78-71019 EXHAUST SYSTEMS. (1) Air requirements in buildings, where persons are habitually employed, shall meet the requirements of the General Occupational Health Standard, WAC 296-62-100 through 296-62-11013.

(2) Where the natural ventilation is not sufficient to remove dust, fumes or vapors that create or constitute a hazard, additional means of removal shall be provided.

(3) All mills containing one or more machines whose operations create dust, shavings, chips or slivers during a period of time equal to or greater than one-fourth of the working day or shift, shall be equipped with a collecting system either continuous or automatic in action and of sufficient strength and capacity to thoroughly remove such refuse from the points of operation of the machines and the work areas.

(4) Each woodworking machine that creates dust, shavings, chips, or slivers shall be equipped with an exhaust or conveyor system located and adjusted to remove the maximum amount of refuse from the point of operation and immediate vicinity.

(5) Blower, collecting and exhaust systems shall be designed, constructed and maintained in accordance with

American National Standards Z33.1 - 1961 (For the installation of blower and exhaust systems for dust, stock and vapor removal or conveying) and Z12.2 - 1962 (R1969) (Code for the prevention of dust explosions in woodworking and wood flour manufacturing plants.)

(6) Fans used for ventilating shall be of ample capacity, as evidenced by the performance schedules of the manufacturers, and shall be guarded when exposed to contact. Hoods, dust conveyors, dust collectors and other accessory equipment shall be large enough to insure free intake and discharge.

(7) The outlet or discharge of all ventilating equipment shall be so arranged that at no time will the dust, vapors, gases or other air borne impurities discharged, create or constitute a hazard.

(8) Where a hood is used to form a part or all of the guard required on a given machine, it shall be constructed of not less than ten U.S. gauge sheet metal, or if of cast iron it shall be not less than three-sixteenths inches in thickness.

(9) All exhaust pipes shall be of such construction and internal dimensions as to minimize the possibility of clogging. They shall be readily accessible for cleaning.

(10) All exhaust pipes shall empty into settling or dust chambers which shall effectively prevent the dust or refuse from entering any work area. Such settling or dust chambers shall be so designed and operated as to reduce to a minimum the danger of fire or dust explosions.

(11) In lieu of a general ventilating system, exhaust or blower units may be installed on the dust or fume producing machine, provided the required protection is secured thereby.

(12) When proper ventilation is not provided, and temporary hazardous conditions are therefore encountered, the employer shall furnish approved respiratory and visual equipment: PROVIDED, HOWEVER, That the exposure to such hazard shall not be for more than two hours duration. Protective measures and equipment shall meet the requirements of the General Occupational Health Standard, WAC 296-62-070 through 296-62-09001 and the requirements of the General Safety and Health Standard, WAC 296-24-081 through 296-24-08113.

(13) Provisions for the daily removal of refuse shall be made in all operations not required to have an exhaust system, or having refuse too heavy, or bulky, or otherwise unsuitable to be handled by an exhaust system.

NEW SECTION

WAC 296-78-71021 SPRAY PAINTING. All spray painting operations shall be carried on in accordance with the requirements of the General Safety and Health Standard, WAC 296-24-370 through 296-24-37027 and the General Occupational Health Standard, WAC 296-62-11019.

NEW SECTION

WAC 296-78-71023 LIGHTING. (1) Adequacy. Illumination shall be provided and designed to supply

adequate general and local lighting to rooms, buildings and work areas during the time of use.

(2) Effectiveness. Factors upon which the adequacy and effectiveness of illumination will be judged, include the following:

(a) The quantity of light in footcandle intensity shall be sufficient for the work being done.

(b) The quality of the light shall be such that it is free from glare and has correct direction, diffusion and distribution.

(c) Shadows and extreme contrasts shall be avoided or kept to a minimum.

(3) The following table of light footcandles are taken from the General Occupational Health Standards, WAC 296-62-09003, and shall be used as a minimum requirement for mills and related work areas measured thirty inches above the floor**:

Assembly:	
Rough	10
Medium	20
Fine	B*
Extra Fine	A*
Construction - Indoor: General	10
Elevators - Freight and Passenger	10
Forge Shops and Welding	10
Garages - Automotive Equipment:	
Storage - Live	10
Storage - Dead	2
Repair Department and Washing	30
Locker Rooms	10
Machine Shops:	
Rough Bench and Machine Work	20
Medium Bench and Machine Work	30
Fine Bench and Machine Work	B*
Extra Fine Bench and Machine Work	A*
Offices:	
Bookkeeping, Typing and Accounting	50
Business Machines	B*
Conference Rooms:	
General Meetings	25
Desk Work:	
Intermittent Reading and Writing	25
Prolonged close work	50
Corridors and Stairways	5
Reading Blueprints and Plans	30
Drafting:	
Prolonged close work	50
Rough Drawing and Sketching	30
Filing and Indexing	25
Lobby	10
Mail Sorting	25
Reception Rooms	10
Stenographic Work	50
Vault	10
Packing and Boxing	10
Paint Mixing	10
Paints Shops:	
Dipping, Simple Spraying, Firing	10
Rubbing, Ordinary Hand Painting and Finishing, Art, Stencil and Special Spraying	20
Fine Hand Painting and Finishing	B*
Extra Fine Hand Painting and Finishing	A*
Plating	10
Polishing and Burnishing	20
Power Plants, Engine Rooms, Boilers:	
Boilers, Coal and Ash Handling, Storage Battery Rooms	5
Auxiliary Equipment, Oil Switches and Transformers	10
Engines, Generators, Blowers, Compressors	20
Switchboards	30
Receiving and Shipping	10
Sheet Metal Works:	
Miscellaneous Machines, Ordinary Bench Work	20
Punches, Presses, Shears, Stamps, Spinning, Medium Bench Work	20 C*
Stairways, Passageways	5

Store and Stock Rooms:
 Rough Bulky Material 5
 Medium or Fine Material Requiring
 Care 10
 Testing:
 Rough 20
 Fine 30
 Extra Fine Instruments, Scales,
 etc. A*
 Toilets and Washrooms 10
 Warehouse 5
 Welding 30
 Woodworking:
 Rough Sawing and Bench Work 15
 Sizing, Planing, Rough Sanding,
 Medium Machine and Bench Work,
 Gluing, Veneering, Cooperate 20
 Fine Bench and Machine Work,
 Fine Sanding and Finishing 50

NOTE: ** Figures represent average level for area with lowest level in area to be fifty percent of the listed value. The levels are exclusive of the levels established for more difficult seeing tasks which follow in Groups A, B and C and which are light-levels on the task measurements.

* Lighting for the more difficult seeing tasks, as indicated by A, B and C in the foregoing table, are given in the following:

Group A. These seeing tasks involve (a) the discrimination of extremely fine detail under conditions of (b) extremely poor contrast, (c) for long periods of time. To meet these requirements, illumination levels above one hundred footcandles are recommended.

To provide illumination of this order, a combination of at least twenty footcandles of general lighting plus specialized supplementary lighting is necessary. The design and installation of the combination systems must not only provide a sufficient amount of light but also must provide the proper direction of light, diffusion, eye protection, and insofar as possible must eliminate direct and reflected glare as well as objectionable shadows.

Group B. This group of visual tasks involves (a) the discrimination of fine detail under conditions of (b) a fair degree of contrast, (c) for long periods of time. Illumination levels from fifty to one hundred footcandles are required.

To provide illumination of this order a combination of at least twenty footcandles of general lighting plus specialized supplementary lighting is necessary. The design and installation of the combination systems must not only provide a sufficient amount of light but also must provide the proper direction of light diffusion, eye protection, and insofar as possible must eliminate direct and reflected glare as well as objectionable shadows.

Group C. The seeing tasks of this group require the discrimination of fine detail by utilizing (a) the reflected image of a luminous area or (b) the transmitted light from a luminous area.

The essential requirements are (1) that the luminous area shall be large enough to cover the surface which is being inspected and (2) that the brightness be within the limits necessary to obtain comfortable contrast conditions. This involves the use of sources of large area and relatively low brightness in which the source brightness is the principal factor rather than the footcandles produced at a given point.

(4) Diffusion and distribution of artificial and natural light. Artificial light sources shall be installed in regard to mounting height, spacing and reflectors or other suitable accessories, as to secure a reasonable uniform distribution of illumination and to avoid glare and sharply defined shadows from overhanging structural parts or persons in normal working positions. Suitable awnings, window shades, diffusive or refractive window glass shall be used where necessary to improve the diffusion and distribution of natural light.

NEW SECTION

WAC 296-78-71025 GAS PIPING AND APPLIANCES. All gas piping and appliances shall be installed in accordance with the American National Standard Requirements for Gas Appliances and Gas Piping Installations, Z21.30 - 1964.

NEW SECTION

WAC 296-78-715 MECHANICAL, STEAM AND ELECTRICAL EQUIPMENT.

NEW SECTION

WAC 296-78-71501 GENERAL PROVISIONS.

(1) All machinery or other equipment located or used on the premises of the operation or in the processes incidental thereto, shall be provided and maintained with approved standard safeguards, irrespective of ownership.

(2) Machines shall be so located that each operator will have sufficient space in which to handle material with the least possible interference from or to other workers or machines.

(3) Machines shall be so placed that it will not be necessary for the operator to stand where passing traffic creates a hazard.

(4) Aisles of sufficient width to permit the passing of vehicles or employees without crowding shall be provided in all work areas and stock or storage rooms.

(5) All metal decking around machinery shall be equipped to effectively prevent slipping.

(6) All machinery or equipment started by a control so located as to create impaired vision of any part of such machinery or equipment shall be provided with an audible warning device, where such machinery or equipment is exposed to contact at points not visible to the operator. Such devices shall be sounded before starting up unless positive mechanical or electrical interlocking controls are provided which will prevent starting until all such posts are cleared.

(7) A mechanical or electrical power control device shall be provided at each machine which will make it possible for the operator to stop the machine feed without leaving his position at the point of operation.

(8) All machines operated by means of treadles, levers, or other similar devices, shall be provided with positive and approved nonrepeat devices except where such machine is being used as an automatic repeating device.

(9) Operating levers and treadles on all machines or machinery shall be so located and protected that they cannot be shifted or tripped accidentally.

(10) All power driven machinery shall be stopped and brought to a complete standstill before any repairs or adjustments are made or pieces of material or refuse removed, except where motion is necessary to make adjustments.

NEW SECTION

WAC 296-78-71503 LOCK OUT—TAG OUT.

(1) To avoid accidental activation of machinery, electrical devices or other equipment which could create a hazardous condition while performing maintenance, repair, cleanup or construction work, the main disconnect(s) (line circuit breakers) shall first be locked out and tagged in accordance with the following provisions:

(2) Effective date. Effective July 1, 1982, only padlocks or other equivalent protective devices shall be used for locking out the main disconnect(s) (line circuit breakers) of machinery, electrical devices or other equipment that is shut down while maintenance, repair, cleanup, construction work or other type of work is done to the equipment. Tags shall be used to supplement the padlocks or other equivalent protective devices, and shall be used only for informational purposes.

(3) Padlocks, tags or equivalent protective devices to be supplied. The employer shall supply and the employee(s) shall use as many padlocks or other equivalent protective devices as are necessary to effectively lock out all affected equipment.

(4) Lock out plan. An effective lock out plan shall be formulated in writing and all concerned employees so informed. The plan shall contain specific procedures for locking out equipment, information to be contained on supplemental tags and specific procedures for unlocking equipment after repairs, cleanup, etc., have been completed.

(5) Informational tags. Tags used for providing supplemental information with lock out padlocks or other equivalent protective devices shall contain the name of the person authorizing placement, reason for placing, date, signature of person placing tag and such other relative information as deemed necessary by the person placing the tag.

(6) Lock out by pushbutton only. Locking out a machine or item of equipment by use of a pushbutton or other local control device only will not be acceptable as meeting the intent of these rules.

(7) Coordination of locking out devices. When repair, adjustment, cleanup, maintenance or construction work is necessary and the lock out procedures must be followed by any person not familiar with all power sources or material entry sources to any area involved, that person shall consult with the operator, supervisor, or some person that is capable of informing him of proper lock out procedures and supplemental tagging information.

(8) Lock out before removing guards. Equipment shall be stopped and locked out before employees remove guards or reach into any potentially hazardous area. The only exception to this rule will be when equipment must be in motion in order to make proper adjustments.

(9) Removal of lock outs. Each person actively engaged in the repair, maintenance, cleanup, etc., shall

lock out the affected equipment and place the informational tag. Upon completion of the work and reinstallation of the guards, that person shall personally remove his lock and tag, except when it is positively determined that an employee has left the premises without removing his lock and tag, other persons may remove the locks and tags in accordance with a procedure formulated by each firm and approved by the Division of Industrial Safety and Health.

(10) Valves to be locked and tagged out. Each valve used to control the flow of hazardous materials into, or used to activate the equipment being worked on, shall be locked and tagged out.

(11) Piping systems deactivated. Prior to working on piping systems containing pressurized or hazardous materials, the valve(s) controlling the flow to the affected area shall be locked and tagged out. The piping in the area to be worked on shall be drained and purged, if needed. If the piping contains hazardous materials, the piping shall be isolated from the work area by the insertion of blank flanges in the piping system.

(12) Pipe lines without valves. If pipelines or ducts are constructed without valves or closures that can be locked out, the lines or ducts shall be broken at a flange and a blank flange inserted to stop accidental flow of any hazardous material.

(13) Testing after lock out. After locking out and tagging equipment, a test shall be conducted to ascertain that the equipment has been made inoperative or the flow of hazardous material has been positively stopped. Precautions shall be taken to ascertain that persons will not be subjected to hazard while conducting the test if power source or flow of material is not shut off.

(14) Temporary or alternate power to be avoided. Whenever possible, temporary or alternate sources of power to the equipment being worked on shall be avoided. If the use of such power is necessary, all affected employees shall be informed and the source of temporary or alternate power shall be identified.

NEW SECTION

WAC 296-78-71505 MECHANICAL POWER TRANSMISSION APPARATUS.

(1) Machines and other equipment shall not be oiled while in motion, unless provided with guards or other devices to permit oiling without any possibility of contact with moving parts of machinery.

(2) Inspections shall be made to assure that shaftings, bearings and machines are in proper alignment at all times and that bolts in shaft hangars, couplings and boxes are tight.

(3) Isolated bearings or other equipment not reached by walkway shall be served by a ladder or other means of safe access.

(4) Running belts under power on or off pulleys shall be accomplished by mechanical means which will not expose employees to moving elements of the operation.

(5) Counterweights located on or near passageways or work areas shall be provided with enclosures. Overhead counterweights shall be provided with substantial safety chains or cables, or otherwise secured against falling.

(6) The construction, operation, and maintenance of all mechanical power-transmission apparatus shall be in accordance with the requirements of WAC 296-24-205 through 296-24-20533 of the General Safety and Health Standard.

(7) Baffles shall be erected, where necessary, to protect employees from breaking belts, chains, ropes or cables.

(8) Overhead horizontal belts, chains or rope drives shall be provided with guards.

(9) Hydraulic systems. Means shall be provided to block, chain, or otherwise secure equipment normally supported by hydraulic pressure so as to provide for safe maintenance.

NEW SECTION

WAC 296-78-720 BOILER AND PRESSURE VESSELS. Boilers and pressure vessels shall be constructed, maintained and inspected in accordance with the provisions of the Boiler and Unfired Pressure Vessel Law, chapter 70.79 RCW, and chapter 296-104 WAC as administered by the boiler inspection section of the Department of Labor and Industries.

NEW SECTION

WAC 296-78-725 NONIONIZING RADIATION. (1) Only qualified and trained employees shall be assigned to install, operate, adjust, and maintain laser equipment.

(2) Employees, when working in areas in which a potential exposure to direct or reflected laser light greater than 0.005 watts (5 milliwatts) exists, shall be provided with antilaser safety goggles which will protect for the specific wavelength of the laser and be of optical density (O.D.) adequate for the energy involved.

(3) Areas in which lasers are used shall be posted with standard laser warning placards.

(4) Beam shutters or caps shall be utilized, or the laser turned off, when laser transmission is not actually required. When the laser is left unattended for a substantial period of time, such as during lunch hour, overnight, or at change of shifts, the laser shall be turned off or shutters or caps shall be utilized.

(5) The laser beam shall not be directed at employees.

(6) The laser equipment shall bear such labels, logos and data placards to indicate maximum output and class designation as required of the manufacturer at time of sale, by I.A.W. Part 1040, CFR Title 21. Such labels, logos, data placards, etc., shall be maintained in a legible condition.

(7) Employees shall not be exposed to light intensities in excess of:

(a) Direct staring: One micro-watt per square centimeter;

(b) Incidental observing: One milliwatt per square centimeter;

(c) Diffused reflected light: Two and one-half watts per square centimeter.

(8) The laser equipment shall not be modified except by the manufacturer.

NEW SECTION

WAC 296-78-730 ELECTRICAL SERVICE AND EQUIPMENT. (1) Electrical service and equipment shall be constructed, maintained, inspected and operated in accordance with the provisions of chapter 19.28 RCW, chapter 296-46 WAC, WAC 296-24-950 through 296-24-955, and the Electrical Standard as promulgated by the Division of Building and Construction Safety Inspection Services.

(2) Repairs. Electrical repairs shall be made only by authorized and qualified personnel.

(3) Identification. Marks of identification on electrical equipment shall be clearly visible.

(4) Protective equipment. Rubber protective equipment shall be provided as required by WAC 296-24-092(1) of the General Safety and Health Standard.

(5) Open switches. Before working on electrical equipment, switches shall be open and shall be locked out.

(6) Concealed conductors. Where electrical conductors are known to be concealed, no work shall be performed until such conductors are located.

(7) Overload relays. Overload relays shall be reset by authorized qualified personnel only.

(8) Passageways to panels. Passageways to switch centers or panels shall at all times be kept free from obstruction. Not less than three feet of clear space shall be maintained in front of switch centers or panels at all times.

(9) Bridging fuses. Fuses shall not be doubled or bridged.

NEW SECTION

WAC 296-78-735 ELEVATORS, MOVING WALKS. Elevators, moving walks and other lifting devices intended for either passenger or freight service shall be constructed, maintained, inspected and operated in accordance with the provisions of chapter 70.87 RCW, WAC 296-24-870 through 296-24-90009 of the General Safety and Health Standards, and those specific standards which are applicable from the Division of Building and Construction Safety Inspection Services, Elevator Section.

NEW SECTION

WAC 296-78-740 TRANSPORTATION—LUMBER HANDLING EQUIPMENT—CRANES—CONSTRUCTION. (1) All apparatus shall be designed throughout, with not less than the following factors of safety, under static full rated load stresses, based on ultimate strength of the material used:

Material	Factor of Safety
Cast Iron	12
Cast Steel	8
Structural Steel	5
Forged Steel	5
Cables	5

(2) A notice shall be placed on every crane and hoist showing the maximum allowable load in pounds or tons.

This notice shall be placed in such a manner as to be clearly legible from the floor.

(3) Cranes shall be of what is known as "all steel construction". No cast iron shall be used in parts subject to tension except in drums, trolley sides, bearings, brackets and brake shoes.

(4) The construction of cranes shall be such that all parts may be safely lubricated and inspected when cranes are not in operation.

(5) Bolts subject to stress shall be of the through type and all bolts shall be equipped with approved protection so that the bolt will not work loose or nuts work off.

(6) Outside crane cages shall be enclosed. There shall be windows on three sides of the cage and windows in the front, and the side opposite the door shall be the full width of the cage.

(7) Where a tool box or receptacle is used for the storing of oil cans, tools, etc., it shall be permanently secured in the cage or on the foot-walk of outside cranes and on the foot-walk of inside cranes. Tool boxes of hot metal cranes shall be constructed of metal.

(8) All gears on cranes shall be provided with standard guards.

(9) Keys projecting from revolving shafts shall be guarded.

(10) A braking apparatus shall be provided on every type of crane and shall be so designed and installed as to be capable of effectually braking a weight of at least one and one-half times the full rated load.

NEW SECTION

WAC 296-78-745 ELECTRICAL EQUIPMENT.

(1) All exposed current-carrying parts except conductors, connected to circuits above three hundred volts to ground shall be so isolated, insulated, or guarded that no employee can come in contact with them. Exposed parts less than 300 volts shall be protected in some suitable way against possible accidental contact. Exposed metallic parts of conduit armored cable or molding shall be permanently grounded.

(2) Guards for the current-carrying parts of unisolated electrical equipment, such as controllers, motors, transformers, automatic cutouts, circuit breakers, switches, and other devices shall consist of cabinets, casings, or shields of permanently grounded metal or of insulating material.

(3) All parts of electrical equipment, such as fuses and the handles and arc chutes of circuit breakers, shall be so isolated or guarded that the liability of employees being struck or burned by sparking, flashing or movement during operation is reduced to a minimum.

(4) All exposed noncurrent carrying metal parts of electrical equipment shall be permanently grounded. The ground connection through well bonded track rails will be considered satisfactory.

(5) The metallic parts of portable cranes, derricks, hoists, and similar equipment on which wires, cables, chains, or other conducting objects are maintained shall be provided with an effective protective ground, where operated in the vicinity of supply lines.

(6) Readily accessible means shall be provided whereby all conductors and equipment located in cranes can

be disconnected entirely from the source of energy at a point as near as possible to the main current collectors.

(7) Means shall be provided to prevent the starting and operation of equipment by unauthorized persons.

(8) The control levers of traveling cranes shall be so located that the operator can readily face the direction of travel.

(9) A hoist limiting device shall be provided for each hoist.

(10) All fuses shall be of the enclosed arcless type.

NEW SECTION

WAC 296-78-750 CHAINS, WIRE ROPE, CABLES AND FIBER ROPE. (1) Ropes, cables, slings, and chains.

(a) Safe usage. Ropes, cables, slings, and chains shall be used in accordance with safe use practices recommended by the manufacturer or within safe limits recommended by the equipment manufacturer when used in conjunction with it.

(b) Proof testing. The employer shall ensure that before use, each new, repaired, or reconditioned alloy steel chain sling, including all welded components in the sling assembly, shall be proof tested by the sling manufacturer or equivalent entity, in accordance with paragraph 5.2 of the American Society of Testing and Materials Specification A391.65 (ANSI G61.1-1968). The employer shall retain the certificate of the proof test and shall make it available for examination. When a chain sling assembly is made up of segments of proof tested alloy chain and proof tested individual components such as mechanical coupling links, hooks and similar devices; it is not necessary to test the assembled unit, when appropriate test certification of individual components is available and the assembled sling is appropriately tagged by the manufacturer or equal entity. The sling shall not be used in excess of the rated capacity of the weakest component.

(c) Slings. Slings and their fittings and fastenings, when in use, shall be inspected daily for evidence of overloading, excessive wear, or damage. Slings found to be defective shall be removed from service.

(2) Proper storage shall be provided for slings while not in use.

(3) Protection shall be provided between the sling and sharp unyielding surfaces of the load to be lifted.

(4) Hooks. No open hook shall be used in rigging to lift any load where there is hazard from relieving the tension on the hook from the load or hook catching or fouling.

(5) Ropes or cables. Wire rope or cable shall be inspected when installed and once each day thereafter, when in use. It shall be removed from hoisting or load-carrying service when kinked or when one of the following conditions exist:

(a) When three broken wires are found in one lay of 6 by 6 wire rope.

(b) When six broken wires are found in one lay of 6 by 19 wire rope.

(c) When nine broken wires are found in one lay of 6 by 37 wire rope.

(d) When eight broken wires are found in one lay of 8 by 19 wire rope.

(e) When marked corrosion appears.

(f) Wire rope of a type not described herein shall be removed from service when four percent of the total number of wires composing such rope are found to be broken in one lay.

(g) Condemned. When wire rope, slings or cables deteriorate through rust, wear, broken wires, kinking or other conditions, to the extent there is a reasonable doubt that the necessary safety factor is maintained, the use of such equipment shall be discontinued.

(6) Wire rope removed from service due to defects shall be plainly marked or identified as being unfit for further use on cranes, hoists, and other load-carrying devices.

(7) The ratio between the rope diameter and the drum, block, sheave, or pulley tread diameter shall be such that the rope will adjust itself to the bend without excessive wear, deformation, or injury. In no case shall the safe value of drums, blocks, sheaves, or pulleys be reduced when replacing such items unless compensating changes are made for rope used and for safe loading limits.

(8) Drums, sheaves, and pulleys. Drums, sheaves, and pulleys shall be smooth and free from surface defects liable to injure rope. Drums, sheaves, or pulleys having eccentric bores or cracked hubs, spokes, or flanges shall be removed from service.

(9) Connections. Connections, fittings, fastenings, and other parts used in connection with ropes and cables shall be of the quality, size and strength recommended by the manufacturer for the use intended. These connections shall be installed in accordance with the manufacturer's recommendations.

(10) Socketing, splicing, and seizing.

(a) Socketing, splicing, and seizing of cables shall be performed only by qualified persons.

(b) All eye splices shall be made in a manner recommended by the manufacturer and wire rope thimbles of proper size shall be fitted in the eye, except that in slings the use of thimbles shall be optional.

(11) Wire rope clips attached with U-bolts shall have these bolts on the dead or short end of the rope. The U-bolt nuts shall be retightened immediately after initial load carrying use and at frequent intervals thereafter. The number and spacing of clips shall be as follows:

Improved Plow Steel Diameter of Rope	Number of Clips (Drop Forged)	Required Other Material	Minimum Space Between Clips
3/8 to 5/8"	3	4	3-3/4"
3/4"	4	5	4-1/2"
7/8"	4	5	5-1/4"
1"	5	6	6"
1-1/8"	6	6	6-3/4"
1-1/4"	6	7	7-1/2"
1-3/8"	7	7	8-1/4"
1-1/2"	7	8	9"

(a) When a wedge socket-type fastening is used, the dead or short end of the cable shall be clipped with a U-bolt or otherwise made secure against loosening.

(b) Fittings. Hooks, shackles, rings, pad eyes, and other fittings that show excessive wear or that have been

bent, twisted, or otherwise damaged shall be removed from service.

(12) Running lines. Running lines of hoisting equipment located within six feet six inches of the ground or working level shall be boxed off or otherwise guarded, or the operating area shall be restricted.

(13) Preventing abrasion. The reeving of a rope shall be so arranged as to minimize chafing or abrading while in use.

(14) Sheave guards. Bottom sheaves shall be protected by close fitting guards to prevent cable from jumping the sheave.

(15) There shall be not less than two full wraps of hoisting cable on the drums of cranes and hoists at all times of operation.

(16) Where the cables are allowed to pile on the drums of cranes, the drums shall have a flange at each end to prevent the cables from slipping off the drum.

(17) Chains. Chains used in load carrying service shall be inspected before initial use and weekly thereafter.

If at any time any three-foot length of chain is found to have stretched one-third the length of a link it shall be discarded.

(18) Chains shall be spliced in compliance with the requirements of the General Safety and Health Standard, WAC 296-24-29413.

(19) Wherever annealing of chains is attempted, it shall be done in properly equipped annealing furnaces and under the direct supervision of a competent person thoroughly versed in heat treating.

Chain shall be normalized or annealed periodically as recommended by the manufacturer.

(20) Fiber rope.

(a) Frozen fiber rope shall not be used in load carrying service.

(b) Fiber rope that has been subjected to acid shall not be used for load carrying purposes.

(c) Fiber rope shall be protected from abrasion by padding where it is fastened or drawn over square corners or sharp or rough surfaces.

NEW SECTION

WAC 296-78-755 NATURAL AND SYNTHETIC FIBER ROPE SLINGS. (1) Sling use.

(a) Fiber rope slings made from conventional three strand construction fiber rope shall not be used with loads in excess of the rated capacities prescribed in Tables D-16 through D-19 of Part "D" of the General Safety and Health Standards, chapter 296-24 WAC.

(b) Slings not included in these tables shall be used only in accordance with the manufacturer's recommendations.

(2) Safe operating temperatures. Natural and synthetic fiber rope slings, except for wet frozen slings, may be used in a temperature range from minus 20°F to plus 180°F without decreasing the working load limit. For operations outside this temperature range and for wet frozen slings, the sling manufacturer's recommendations shall be followed.

(3) Splicing. Spliced fiber rope slings shall not be used unless they have been spliced in accordance with the

following minimum requirements and in accordance with any additional recommendations of the manufacturer:

(a) In manila rope, eye splices shall consist of at least three full tucks, and short splices shall consist of at least six full tucks, three on each side of the splice center line.

(b) In synthetic fiber rope, eye splices shall consist of at least four full tucks, and short splices shall consist of at least eight full tucks, four on each side of the center line.

(c) Strand end tails shall not be trimmed flush with the surface of the rope immediately adjacent to the full tucks. This applies to all types of fiber rope and both eye and short splices. For fiber rope under one inch in diameter, the tail shall project at least six rope diameters beyond the last full tuck. For fiber rope one inch in diameter and larger, the tail shall project at least six inches beyond the last full tuck. Where a projecting tail interferes with the use of the sling, the tail shall be tapered and spliced into the body of the rope using at least two additional tucks (which will require a tail length of approximately six rope diameters beyond the last full tuck).

(d) Fiber rope slings shall have a minimum clear length of rope between eye splices equal to ten times the rope diameter.

(e) Knots shall not be used in lieu of splices.

(f) Clamps not designed specifically for fiber ropes shall not be used for splicing.

(g) For all eye splices, the eye shall be of such size to provide an included angle of not greater than sixty degrees at the splice when the eye is placed over the load or support.

(4) End attachments. Fiber rope slings shall not be used if end attachments in contact with the rope have sharp edges or projections.

(5) Removal from service. Natural and synthetic fiber rope slings shall be immediately removed from service if any of the following conditions are present:

(a) Abnormal wear.

(b) Powdered fiber between strands.

(c) Broken or cut fibers.

(d) Variations in the size or roundness of strands.

(e) Discoloration or rotting.

(f) Distortion of hardware in the sling.

(6) Repairs. Only fiber rope slings made from new rope shall be used. Use of repaired or reconditioned fiber rope slings is prohibited.

NEW SECTION

WAC 296-78-760 SYNTHETIC WEB SLINGS.

(1) Sling identification. Each sling shall be marked or coded to show the rated capacities for each type of hitch and type of synthetic web material.

(2) Webbing. Synthetic webbing shall be of uniform thickness and width and selvage edges shall not be split from the webbing's width.

(3) Fittings. Fittings shall be:

(a) Of a minimum breaking strength equal to that of the sling; and

(b) Free of all sharp edges that could in any way damage the webbing.

(4) Attachment of end fittings to webbing and formation of eyes. Stitching shall be the only method used to attach end fittings to webbing and to form eyes. The thread shall be in an even pattern and contain a sufficient number of stitches to develop the full breaking strength of the sling.

(5) Sling use. Synthetic web slings illustrated in Figure D-6 shall not be used with loads in excess of the rated capacities specified in Tables D-20 through D-22. Slings not included in these tables shall be used only in accordance with the manufacturer's recommendations.

(6) Environmental conditions. When synthetic web slings are used, the following precautions shall be taken:

(a) Nylon web slings shall not be used where fumes, vapors, sprays, mists or liquids of acids or phenolics are present.

(b) Polyester and polypropylene web slings shall not be used where fumes, vapors, sprays, mists or liquids of caustics are present.

(c) Web slings with aluminum fittings shall not be used where fumes, vapors, sprays, mists or liquids of caustics are present.

(7) Safe operating temperatures. Synthetic web slings of polyester and nylon shall not be used at temperatures in excess of 180°F. Polypropylene web slings shall not be used at temperatures in excess of 200°F.

(8) Repairs.

(a) Synthetic web slings which are repaired shall not be used unless repaired by a sling manufacturer or an equivalent entity.

(b) Each repaired sling shall be proof tested by the manufacturer or equivalent entity to twice the rated capacity prior to its return to service. The employer shall retain a certificate of the proof test and make it available for examination.

(c) Slings, including webbing and fittings, which have been repaired in a temporary manner shall not be used.

(9) Removal from service. Synthetic web slings shall be immediately removed from service if any of the following conditions are present:

(a) Acid or caustic burns;

(b) Melting or charring of any part of the sling surface;

(c) Snags, punctures, tears or cuts;

(d) Broken or worn stitches; or

(e) Distortion of fittings.

NEW SECTION

WAC 296-78-765 FLOOR OPERATED

CRANES. (1) An unobstructed aisle not less than three feet wide shall be maintained for travel of the operator except in such cases where the control handles are hung from the trolleys of traveling cranes.

(2) The controller or controllers, if rope operated, shall automatically return to the "off" position when released by the operator.

(3) Pushbuttons, in pendant stations, shall return to the "off" position when pressure is released by the crane operator.

(4) All pushbuttons shall be marked to indicate their purpose.

NEW SECTION

WAC 296-78-770 OPERATORS. (1) Cranes shall be operated only by regular crane operators, authorized substitutes who have had adequate experience and training under the supervision of a competent operator, or by crane repair person or inspectors.

(2) No person under the age of eighteen years shall be permitted to operate a crane.

(3) Operators shall be required to pass a practical examination limited to the specific type of equipment to be operated. Operators shall meet the following physical qualifications:

(a) Have vision of at least 20/30 Snellen in one eye, and 20/50 in the other, with or without corrective lenses.

(b) Be able to distinguish red, green, and yellow, regardless of position of colors, if color differentiation is required for operation.

(c) Hearing, with or without hearing aid, must be adequate for the specific operation.

(d) A history of epilepsy or an uncorrected disabling heart condition shall be cause for a doctor decision to determine qualifications to operate a crane.

(4) Hands shall be kept free when going up and down ladders. Articles which are too large to go into pockets or belts shall be lifted to or lowered from the crane by hand line. (Except where stairways are provided.)

(5) Cages shall be kept free of clothing and other personal belongings. Tools, extra fuses, oil cans, waste and other articles necessary in the crane cage shall be stored in a tool box and not left loose on or about the crane.

(6) The operator shall familiarize himself fully with all crane rules and with the crane mechanism and its proper care. If adjustments or repairs are necessary, he shall report the same at once to the proper authority.

(7) The operator shall not eat, smoke or read while actually engaged in the operation of the crane.

(8) The operator or someone especially designated shall lubricate all working parts of the crane.

(9) Cranes shall be examined for loose parts or defects each day on which they are in use.

(10) Sawdust, oil or other debris shall not be allowed to accumulate to create a fire, health or slipping hazard.

(11) Operators shall avoid, as far as possible, carrying loads over workers. Loads shall not be carried over employees without sounding an audible warning alarm.

(12) Whenever the operator finds the main or emergency switch open, he shall not close it, even when starting on regular duty, until he has made sure that no one is on or about the crane. He shall not oil or repair the crane unless the main switch is open.

(13) If the power goes off, the operator shall immediately throw all controllers to "off" position until the power is again available.

(14) Before closing the main switch the operator shall make sure that all controllers are in "off" position until the power is again available.

(15) The operator shall pay special attention to the block, when long hitches are made, to avoid tripping the limit switch.

(16) The operator shall recognize signals only from the person who is supervising the lift except for emergency stop signals. Operating signals shall follow established standard crane signals as illustrated in WAC 296-78-830 of this chapter. Whistle signals may be used where one crane only is in operation. Cranes shall have audible warning device which shall be sounded in event of emergency.

(17) Before starting to hoist, the operator shall place the trolley directly over the load to avoid swinging it when being hoisted.

(18) The operator shall not make side pulls with the crane except when especially instructed to do so by the proper authority.

(19) When handling maximum loads, the operator shall test the hoist brakes after the load has been lifted a few inches. If the brakes do not hold, the load shall be lowered at once and the brakes adjusted or repaired.

(20) Bumping into runway stops or other cranes shall be avoided. When the operator is ordered to engage with or push other cranes, he shall do so with special care for the safety of persons on or below cranes.

(21) When lowering a load, the operator shall proceed carefully and make sure that he has the load under safe control.

(22) When leaving the cage the operator shall throw all controllers to "off" position and open the main switch.

(23) If the crane is located out of doors the operator shall lock the crane in a secure position to prevent it from being blown along or off the track by a severe wind.

(24) Railroad cars shall not be pulled along the tracks with sidepulls on an overhead crane.

(25) Operators shall not move the crane or a load unless floor signals are clearly understood.

(26) The rated lifting capacity of a crane shall not be exceeded. If any doubt exists about the weight of a load which might exceed the rated capacity, the foreman in charge must be contacted before any attempt is made to lift the load. The foreman shall determine that the load is within the rated capacity of the crane or the load shall not be lifted.

(27) Crane operators and floorpersons shall coordinate their activities on every lift or movement of the crane. Both the operator and signalperson shall clearly understand any problem a movement might create with regard to surrounding materials, structures, equipment or personnel.

NEW SECTION

WAC 296-78-775 SIGNALPERSONS. (1) Signalpersons shall give all the signals to the operator in accordance with established standard signals as illustrated in WAC 296-78-830 of this chapter.

(2) A designated person shall be responsible for the condition and use of all hoisting accessories and for all hitches.

(3) Before an operator moves a crane upon which an empty chain or cable sling is hanging, both ends of the sling shall be placed on the hook.

(4) Signalpersons, where necessary, shall walk ahead of the moving load and warn people to keep clear of it. They shall see that the load is carried high enough to clear all obstructions.

(5) Signalpersons shall notify the person in charge in advance when an extra heavy load is to be handled.

(6) No person shall be permitted to stand or pass under an electric magnet in use.

(7) The electrical circuit for electric magnets shall be maintained in good condition. Means for taking up the slack cable shall be provided.

NEW SECTION

WAC 296-78-780 REPAIRPERSONS. (1) When repairs are necessary, repairpersons shall have the crane run to a location where the repair work will least interfere with the other cranes and with operations on the floor.

(2) Before starting repairs, repairpersons shall see that all controllers are thrown to the "off" position, and that main or emergency switches are opened; one of these shall be locked out in compliance with WAC 296-78-715(11) of this chapter.

(3) Repairpersons shall immediately place warning signs or "Out of Order" signs on a crane to be repaired and also on the floor beneath or hanging from the crane so that it can easily be seen from the floor. If other cranes are operated on the same runway, repairpersons shall also place rail stops at a safe distance or make other safe provisions.

(4) When repairing runways, repairpersons shall place rail stops and warning signs or signals so as to protect both ends of the section to be repaired.

(5) Repairpersons shall take care to prevent loose parts from falling or being thrown upon the floor beneath.

(6) Repairs shall not be considered complete until all guards and safety devices have been put in place and the block and tackle and other loose material have been removed.

NEW SECTION

WAC 296-78-785 CONSTRUCTION REQUIREMENTS. (1) Calculations for wind pressure on outside overhead traveling cranes shall be based on not less than 30 pounds per square foot of exposed surface.

(2) No overhung gears shall be used unless provided with an effective means of keeping them in place, and keys shall be secured to prevent gears working loose.

Safety lugs or brackets shall be provided on the trolley frames and bridge ends of overhead traveling cranes, so that in the event of a broken axle or wheel the trolley or bridge proper will not have a drop greater than one inch.

(3) Where there are no members over an outside overhead crane suitable for attaching blocks for repair work, and a locomotive crane is not available, a structural steel outrigger of sufficient strength to lift the heaviest part of the trolley shall be provided.

(4) Outside overhead traveling cranes shall be equipped with wind indicators and rail clamps as required by the General Safety and Health Standards, WAC 296-24-23503.

(5) Foot brakes, or other effective means shall be provided to control the bridge travel of all overhead traveling cranes.

NEW SECTION

WAC 296-78-790 CRANE PLATFORMS AND FOOTWALKS. (1) Platforms shall be provided when changing and repairing truck wheels on end trucks.

(2) A platform or footwalk shall be located on crane or crane runway to give access to the crane cage, and it shall be accessible from one or more stairways or fixed ladders. This platform or footwalk shall be not less than eighteen inches in width.

(3) Where stairways are used to give access to platforms they shall make an angle of not more than fifty degrees with the horizontal and shall be equipped with substantial railing. If ladders are used to give access to platforms they shall extend not less than thirty-six inches above the platform. Railed stairways or ladders to be used as a means of ingress and egress to crane cages shall be located at either or both ends.

(4) A footwalk shall be placed along the entire length of the bridge on the motor side, and a short platform twice the length of the trolley placed at one end of the girder on the opposite side, with a vertical clearance of a least six feet six inches where the design of crane or building permits, but in no case shall there be less than four feet clearance. For hand operated cranes the footwalk shall not be required to be installed on the bridge of the crane, but there shall be a repair platform equal in strength and design to that required for motor operated cranes, installed on the wall of the building or supported by the crane runway at a height equal to the lower edge of the bridge girder to facilitate necessary repairs.

(5) Clear width of footwalks shall not be less than eighteen inches except around the bridge motor where it may be reduced to fifteen inches.

(6) Footwalks shall be of substantial construction and rigidly braced. Footwalks for outside service shall be constructed so as to provide proper drainage, but the cracks between the boards shall not be wider than one-fourth inch.

(7) Every footwalk shall have a standard railing and toeboard at all exposed edges. Railings and toeboards shall conform in construction and design with the following requirements:

(a) Railings shall be not less than thirty-six inches nor more than forty-two inches in height, with an additional rail midway between the top rail and the floor.

(b) Pipe railings shall be not less than one and one-fourth inch inside diameter if of iron or be not less than one and one-half inches outside diameter if of brass tubing.

(c) Metal rails other than pipe shall be at least equal in strength to that of one and one-half by three-sixteenths inch angle and shall be supported by uprights of equal strength.

(d) Posts or uprights shall be spaced not more than eight feet center to center.

(e) Toeboards shall be not less than four inches in height.

(f) Toeboards shall be constructed in a permanent and substantial manner of metal, wood, or other material equivalent thereto in strength. Where of wood, toeboards shall be at least equal in cross section to one inch by four inches; where of steel at least one-eighth inch by four inches; where of other construction at least equal to the requirements for steel. Perforations up to one-half inch are permissible in metal toeboards.

(8) No openings shall be permitted between the bridge footwalk and the crane girders. Where wire mesh is used to fill this opening the mesh openings shall be not greater than one-half inch.

(9) All footwalks and platforms shall be so designed as to be capable of sustaining a concentrated load of one hundred pounds per lineal foot.

NEW SECTION

WAC 296-78-795 CRANE CAGES. (1) Safe means of escape shall be provided for operators of all cranes in all operating locations. Rope ladders shall not be used as a regular means of access but may be installed as an emergency escape device to be used in the event of fire, mechanical breakdown or other emergency.

(2) The operator's cage shall be located at a place from which signals can be clearly distinguishable, and shall be securely fastened in a place and well braced to minimize vibration. It shall be large enough to allow ample room for the control equipment and the operator. The operator shall not be required to step over an open space of more than eighteen inches when entering the cage.

(3) Cab operated cranes shall be equipped with a portable fire extinguisher which meets the requirements of the General Safety and Health Standard, WAC 296-24-590 through 296-24-59007.

(4) In establishments where continuous loud noises prevail such as caused by the operation of pneumatic tools, steam exhausts from boilers, etc., adequate signals shall be installed on cranes or one or more employees shall be placed on the floor for each crane operated to give warning to other employees of the approach of a crane with a load. Where there are more than two cranes on the same runway or within the same building structure, signaling devices are required to give warning to other employees of the approach of a crane with a load.

(5) Cages of cranes subjected to heat from below shall be of noncombustible construction and shall have a steel plate shield not less than one-eighth inch thick, placed not less than six inches below the bottom of the floor of the cage.

(6) Outside crane cages shall be enclosed. There shall be windows on three sides of the cage. The windows in the front and the side opposite the door shall be the full width of the cage.

(7) The floor of the cage on out-door cranes shall be extended to form an entrance landing which shall be

equipped with a handrail and toeboard constructed to the specifications of WAC 296-78-790 of this chapter.

(8) A copy of the rules for operators shall be permanently posted in the cages of all cage-operated cranes.

NEW SECTION

WAC 296-78-800 CRANE RAIL STOPS, BUMPERS AND FENDERS. (1) Rail stops shall be provided at both ends of the crane runway and at ends of the crane bridge. When two trolleys are operated on the same bridge rails, bumpers shall be provided to prevent collision of trolleys.

(2) Bumpers and rail stops shall extend at least as high as the centers of the wheel.

(3) Rail stops shall be fastened to the girders or girders and rails, but not to the rails alone. This does not apply to portable rail stops. Portable rail stops shall not be used as permanent rail stops.

(4) Rail stops shall be built up of plates and angles or be made of cast steel.

(5) Fenders shall be installed which extend below the lowest point of the treads of gantry type crane wheels. They shall be of a shape and form that will tend to push or raise an employee's hand, arm or leg off the rail and away from the wheel.

NEW SECTION

WAC 296-78-805 CRAWLER LOCOMOTIVE AND TRUCK CRANES. Crawler locomotive and truck cranes shall be constructed, maintained, inspected and operated in accordance with the provisions of WAC 296-24-240 through 296-24-24019 of the General Safety and Health Standards.

NEW SECTION

WAC 296-78-810 CHAIN AND ELECTRIC HOISTS. (1) Chain and electric hoists shall be of what is known as "all steel construction." No cast iron shall be used in parts subject to tension except drums, bearings or brake shoes.

(2) The chains shall be made of the best quality steel or iron with welded links.

(3) Chain and electric hoists shall have a factor of safety of at least five.

(4) Chain and electric hoists shall be equipped with a device which will automatically lock the load when hoisting is stopped.

(5) Electric hoists shall be provided with a limit stop to prevent the hoist block from traveling too far in case the operating handle is not released in time.

(6) Workers shall not ride the load of any chain or electric hoist. If necessary to balance the load manually, it shall be done from a safe distance.

(7) The rated capacity of the hoist shall be posted on both the hoist and the jib or rail.

NEW SECTION

WAC 296-78-815 MONORAIL HOISTS. (1) No attempt shall be made with a monorail hoist to lift or

move an object by a side pull, unless designed for that purpose.

(2) A stop shall be provided at all switches and turntables which will prevent the trolley from running off should the switch be turned or be left in the open position.

(3) All monorail hoists operating on swivels shall be equipped with one or more safety catches which will support the load should a suspension pin fail. All trolley frames shall be safeguarded against spreading.

(4) Rail stops shall be provided at the ends of crane runways. Such rail stops shall extend at least as high as the centers of the wheels.

(5) All monorail hoists shall have the rated capacity posted on both the hoist and the rail.

NEW SECTION

WAC 296-78-820 AIR HOISTS. (1) To prevent piston rod lock nuts from becoming loose and allowing rod to drop when supporting a load, lock nut shall be secured to piston rod by a castellated nut and cotter-pin.

(2) A clevis, "D" Strap or other means shall be used to prevent the hoist cylinder becoming detached from the hanger.

(3) All air hoists shall have their rated capacity posted on both the hoist and the jib or rail.

NEW SECTION

WAC 296-78-825 JIB, PILLAR, AND PORTABLE FLOOR CRANES, CRABS, AND WINCHES.

(1) Side pulls shall not be made with jib or pillar cranes. The arm or boom shall be directly over the load when making a lift.

(2) The gears of all cranes shall be enclosed, and if hand operated by means of a crab or winch, a locking dog shall be provided to hold load when the handle is released.

(3) Some form of brake or safety lowering device shall be provided on all crabs, winches, and jib cranes.

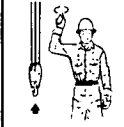
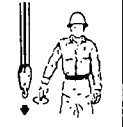


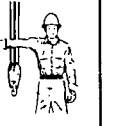
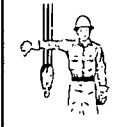
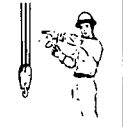
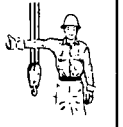
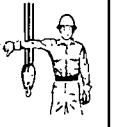
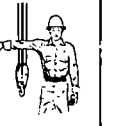
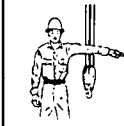
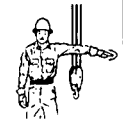
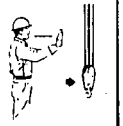


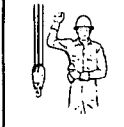


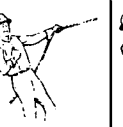

(4) A hoist limiting device shall be provided on all jib cranes of ten or more tons capacity.

(5) The rated capacity of the hoisting device shall be posted on the hoist and the arm or boom.

NEW SECTION

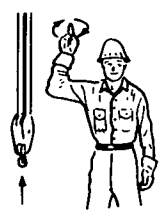
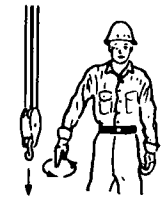
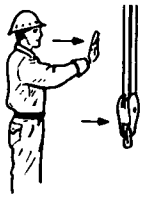

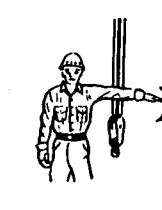
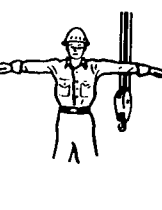
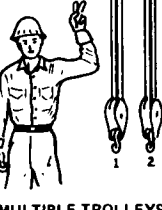
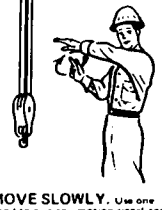
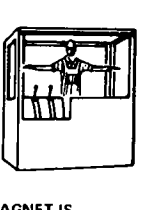
WAC 296-78-830 STANDARD CRANE HAND SIGNALS—ILLUSTRATIONS. (1) The following hand signals shall be used for crawler, locomotive, and truck cranes and a copy shall be posted in the cab at the operator's station.

CRAWLER, LOCOMOTIVE, AND TRUCK CRANES

				
HOIST. With forearm vertical, forefinger pointing up, move hand in small horizontal circle.	LOWER. With arm extended downward, forefinger pointing down, move hand in small horizontal circles.	USE MAIN HOIST. Tap fist on hoist, then use regular signals.	USE WHOPLINE (Auxiliary Hoist). Tap elbow with one hand; then use regular signals.	RAISE BOOM. Arm extended, fingers closed, thumb pointing upward.
				
LOWER BOOM. Arm extended, fingers closed, thumb pointing downward.	MOVE SLOWLY. Use one hand to give any motion signal and place other hand motionless in front of head giving the motion signal. (Hoist slowly when an example.)	RAISE THE BOOM AND LOWER THE LOAD. With arm extended, thumb pointing up, flex fingers in and out as long as load movement is desired.	LOWER THE BOOM AND RAISE THE LOAD. With arm extended, thumb pointing down, flex fingers in and out as long as load movement is desired.	SWING. Arm extended, point with finger in direction of swing of boom.
				
STOP. Arm extended, palm down, hold position rigidly.	EMERGENCY STOP. Arm extended, palm down, move hand rapidly right and left.	TRAVEL. Arm extended forward, hand open and slightly raised, palm pushing motion in direction of travel.	DOG EVERYTHING. Clasp hands in front of body.	TRAVEL (Both Tracks). Use both feet in front of body, making a circular motion about each other, indicating direction of travel; forward or backward. (For crawler cranes only.)
				
TRAVEL (One Track). Lock the track on side indicated by raised fist. Travel opposite track in direction indicated by circular motion of other fist, raised vertically in front of body. (For crawler cranes only.)	EXTEND BOOM (Telescoping Booms). Both feet in front of body with thumbs pointing outward.	RETRACT BOOM (Telescoping Booms). Both feet in front of body with thumbs pointing toward each other.	EXTEND BOOM (Telescoping Booms). One Hand Signal. One fist in front of chest with thumb tapping chest.	RETRACT BOOM (Telescoping Booms). One Hand Signal. One fist in front of chest, thumb pointing outward and heel of fist tapping chest.

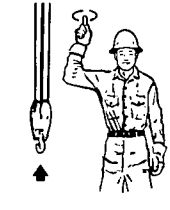
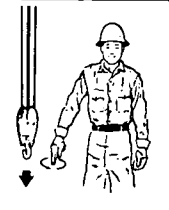
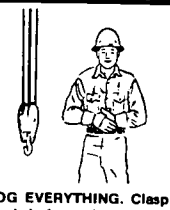
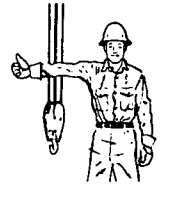
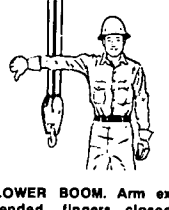
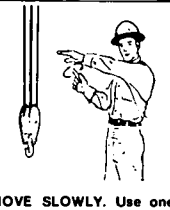
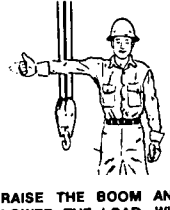
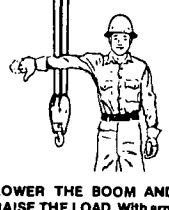
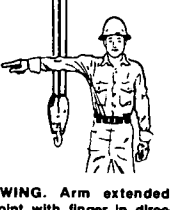
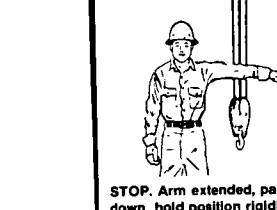
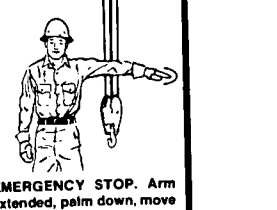
(2) The following hand signals shall be used for overhead and gantry cranes and a copy shall be posted in the cab at the operator's station.

STANDARD HAND SIGNALS FOR CONTROLLING OVERHEAD AND GANTRY CRANES

 <p>HOIST. With forearm vertical, forefinger pointing up, move hand in small horizontal circle.</p>	 <p>LOWER. With arm extended downward, forefinger pointing down, move hand in small horizontal circles.</p>	 <p>BRIDGE TRAVEL. Arm extended forward, hand open and slightly raised, make pushing motion in direction of travel.</p>
 <p>TROLLEY TRAVEL. Palm up, fingers closed, thumb pointing in direction of motion, jerk hand horizontally.</p>	 <p>STOP. Arm extended, palm down, move arm back and forth.</p>	 <p>EMERGENCY STOP. Both arms extended, palms down, move arms back and forth.</p>
 <p>MULTIPLE TROLLEYS. Hold up one finger for block marked "1" and two fingers for block marked "2". Regular signals follow.</p>	 <p>MOVE SLOWLY. Use one hand to give any motion signal and place other hand motionless in front of hand giving the motion signal. (Hoist slowly shown as example.)</p>	 <p>MAGNET IS DISCONNECTED. Crane operator spreads both hands apart, palms up.</p>

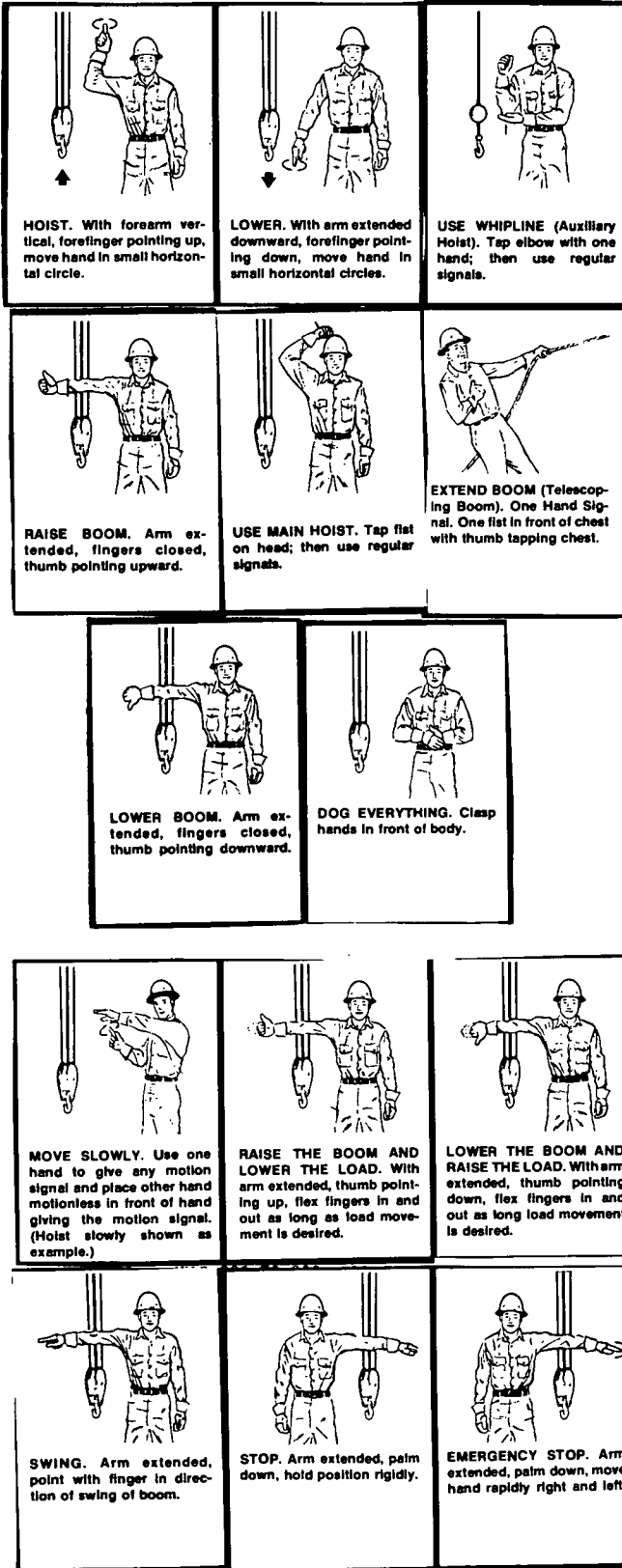
(3) The following hand signals shall be used for derricks and a copy shall be posted in the cab at the operator's station.

STANDARD HAND SIGNALS FOR CONTROLLING DERRICKS

 <p>HOIST. With forearm vertical, forefinger pointing up, move hand in small horizontal circle.</p>	 <p>LOWER. With arm extended downward, forefinger pointing down, move hand in small horizontal circles.</p>	 <p>DOG EVERYTHING. Clasp hands in front of body.</p>
 <p>RAISE BOOM. Arm extended, fingers closed, thumb pointing upward.</p>	 <p>LOWER BOOM. Arm extended, fingers closed, thumb pointing downward.</p>	 <p>MOVE SLOWLY. Use one hand to give any motion signal and place other hand motionless in front of hand giving the motion signal. (Hoist slowly shown as example.)</p>
 <p>RAISE THE BOOM AND LOWER THE LOAD. With arm extended, thumb pointing up, flex fingers in and out as long as load movement is desired.</p>	 <p>LOWER THE BOOM AND RAISE THE LOAD. With arm extended, thumb pointing down, flex fingers in and out as long as load movement is desired.</p>	 <p>SWING. Arm extended, point with finger in direction of swing of boom.</p>
 <p>STOP. Arm extended, palm down, hold position rigidly.</p>		 <p>EMERGENCY STOP. Arm extended, palm down, move hand rapidly right and left.</p>

(4) The following hand signals shall be used for portal, tower, and pillar cranes and a copy shall be posted in the cab at the operator's station.

STANDARD HAND SIGNALS FOR CONTROLLING PORTAL, TOWER AND PILLAR CRANES



NEW SECTION

WAC 296-78-835 VEHICLES. (1) Vehicles.

(a) Scope. Vehicles shall include all mobile equipment normally used in sawmill, planing mill, storage, shipping, and yard operations, including log sorting yards.

(b) Lift trucks. Lift truck shall be designed, constructed, maintained and operated in accordance with the requirements of WAC 296-24-230 through 296-24-23035 of the General Safety and Health Standards.

(c) Carriers. Drive chains on lumber carriers shall be adequately guarded to prevent contact at the pinch points.

(d)(i) Lumber carriers shall be so designed and constructed that the operator's field of vision shall not be unnecessarily restricted.

(ii) Carriers shall be provided with ladders or equivalent means of access to the operator's platform or cab.

(e) Lumber hauling trucks.

(i) On trucks where the normal operating position is ahead of the load in the direction of travel, the cab shall be protected by a barrier at least as high as the cab. The barrier shall be capable of stopping the weight of the load capacity of the vehicle if the vehicle were to be stopped suddenly while traveling at its normal operating speed. The barrier shall be constructed in such a manner that individual pieces of a normal load will not go through openings in the barrier.

(ii) Stakes, stake pockets, racks, tighteners, and binders shall provide a positive means to secure the load against any movement during transit.

(iii) Where rollers are used, at least two shall be equipped with locks which shall be locked when supporting loads during transit.

(2) All vehicles used in a sawmill, lumber yard, factory or other establishment shall be equipped with audible warning signals that shall be maintained in good order at all times.

(3) Flywheels, gears, sprockets and chains and other exposed parts that constitute a hazard to workers shall be enclosed in standard guards.

(4) All vehicles operated after dark or in any area of reduced visibility shall be equipped with head lights which adequately illuminate the direction of travel for the normal operating speed of the vehicle. The vehicle shall also be equipped with tail lights which are visible enough to give sufficient warning to surrounding traffic at the normal traffic operating speed.

(5) All vehicles operated in areas where overhead hazards exist shall be equipped with an overhead guard for the protection of the operator.

(6) Where vehicles are so constructed and operated that there is a possibility of the operator being injured by backing into objects, a platform guard shall be provided and so arranged as not to hinder the exit of the driver.

(7) Trucks, lift trucks and carriers shall not be operated at excessive rates of speed. When operating on tramways or docks more than six feet above the ground or lower level they shall be limited to a speed of not more than twelve miles per hour. When approaching

blind corners they shall be limited to four miles per hour.

(8) Vehicles shall not be routed across principal thoroughfares while employees are going to or from work unless pedestrian lanes are provided.

(a) Railroad tracks and other hazardous crossings shall be plainly posted and traffic control devices (American National Standard D8.1 - 1967 for Railroad-Highway Grade Crossing Protection) should be utilized.

(b) Restricted overhead clearance. All areas of restricted side or overhead clearance shall be plainly marked.

(c) Pickup and unloading points. Pickup and unloading points and paths for lumber packages on conveyors and transfers and other areas where accurate spotting is required, shall be plainly marked and wheel stops provided where necessary.

(d) Aisles, passageways, and roadways. Aisles, passageways, and roadways shall be sufficiently wide to provide safe side clearance. One-way aisles may be used for two-way traffic if suitable turnouts are provided.

(9) Where an operator's vision is impaired by the vehicle or load it is carrying, he shall move only on signal from someone so stationed as to have a clear view in the direction the vehicle is to travel.

(10) Lift trucks shall be equipped, maintained and operated in compliance with the requirements of the General Safety and Health Standard, WAC 296-24-230 through 296-24-23035.

(11) Load limits. No vehicle shall be operated with loads exceeding its safe load capacity.

(12) Vehicles with internal combustion engines shall not be operated in enclosed buildings or buildings with ceilings less than sixteen feet high unless the buildings have ventilation adequate to maintain air quality as required by the General Occupational Health Standard, chapter 296-62 WAC.

(13) Vehicles shall not be refueled while motor is running. Smoking or open flames shall not be allowed in the refueling area.

(14) No employee other than trained operators or mechanics shall start the motor of, or operate any log or lumber handling vehicle.

(15) All vehicles shall be equipped with brakes capable of holding and controlling the vehicle and capacity load upon any grade or incline over which they may operate.

(16) Unloading equipment and facilities.

(a) Machines used for hoisting, unloading, or lowering logs shall be equipped with brakes capable of controlling or holding the maximum load in midair.

(b) The lifting cylinders of all hydraulically operated log handling machines, where the load is lifted by wire rope, shall be equipped with a positive device for preventing the uncontrolled lowering of the load or forks in case of a failure in the hydraulic system.

(c) A limit switch shall be installed on powered log handling machines to prevent the lift arms from traveling too far in the event the control switch is not released in time.

(d) When forklift-type machines are used to load trailers, a means of securing the loading attachment to the fork shall be installed and used.

(e) A-frames and similar log unloading devices shall have adequate height to provide safe clearance for swinging loads and to provide for adequate crotch lines and spreader bar devices.

(f) Log handling machines used to stack logs or lift loads above operator's head shall be equipped with overhead protection.

(g) Unloading devices shall be equipped with a horn or other plainly audible signaling device.

(h) Movement of unloading equipment shall be coordinated by audible or hand signals when operator's vision is impaired or operating in the vicinity of other employees.

Lift trucks regularly used for transporting peeler blocks or cores shall have tusks or a similar type hold down device to prevent the blocks or cores from rolling off the forks.

(17) Where spinners are used on steering wheels, they shall be of the automatic retracting type or shall be built into the wheel in such a manner as not to extend above the plane surface of the wheel. Vehicles equipped with positive antikickback steering are exempted from this requirement.

(18) Mechanical stackers and unstackers shall have all gears, sprockets and chains exposed to the contact of workers, fully enclosed by guards as required by WAC 296-78-710 of this chapter.

(19) Manually operated control switches shall be properly identified and so located as to be readily accessible to the operator. Main control switches shall be so designed that they can be locked in the open position.

(20) Employees shall not stand or walk under loads being lifted or moved. Means shall be provided to positively block the hoisting platform when employees must go beneath the stacker or unstacker hoist.

(21) No person shall ride any lift truck or lumber carrier unless a suitable seat is provided, except for training purposes.

(22) Unstacking machines shall be provided with a stopping device which shall at all times be accessible to at least one employee working on the machine.

(23) Floor of unstacker shall be kept free of broken stickers and other debris. A bin or frame shall be provided to allow for an orderly storage of stickers.

(24) Drags or other approved devices shall be provided to prevent lumber from running down on graders.

(25) Liquefied petroleum gas storage and handling. Storage and handling of liquefied petroleum gas shall be in accordance with the requirements of WAC 296-24-475 through 296-24-47517 of the General Safety and Health Standards.

(26) Flammable liquids. Flammable liquids shall be stored and handled in accordance with WAC 296-24-330 through 296-24-33019 of the General Safety and Health Standards.

(27) Guarding side openings. The hoistway side openings at the top level of the stacker and unstacker shall be protected by enclosures of standard railings.

(28) Guarding hoistway openings. When the hoist platform or top of the load is below the working platform, the hoistway openings shall be guarded.

(29) Guarding lower landing area. The lower landing area of stackers and unstackers shall be guarded by enclosures that prevent entrance to the area or pit below the hoist platform. Entrances should be protected by electrically interlocked gates which, when open, will disconnect the power and set the hoist brakes. When the interlock is not installed, other positive means of protecting the entrance shall be provided.

(30) Lumber lifting devices. Lumber lifting devices on all stackers shall be designed and arranged so as to minimize the possibility of lumber falling from such devices.

(31) Inspection. At the start of each work shift, equipment operators shall inspect the equipment they will use for evidence of failure or incipient failure. Equipment found to have defects which might affect the operating safety shall not be used until the defects are corrected.

(32) Cleaning pits. Safe means of entrance and exit shall be provided to permit cleaning of pits.

(33) Preventing entry to hazardous area. Where the return of trucks from unstacker to stacker is by mechanical power or gravity, adequate signs, warning devices, or barriers shall be erected to prevent entry into the hazardous area.

NEW SECTION

WAC 296-78-840 LOADING, PILING, STORAGE AND CONVEYING.

NEW SECTION

WAC 296-78-84001 LOADING, PILING, STORAGE AND CONVEYING—GENERAL. (1)

Units or loads of lumber built up for transportation by overhead cranes, lift trucks, auto trucks, or manually or mechanically operated transfers shall be provided with at least one set of stickers for each eighteen inches in height of unit or load. One set of stickers shall be not more than six inches from the top of units of lumber up to three inch dimension. Where dimension of material is greater than three inches, a set of stickers shall be placed under the top layer. Stickers shall extend the full width of the package, shall be uniformly spaced, and shall be aligned one above the other. Stickers may be lapped with a minimum overlapping of twelve inches. Stickers shall not protrude more than two inches beyond the sides of the package.

(2) Lumber loading. Loads shall be built and secured to insure stability in transit.

(3) Units or loads of lumber shall not be lifted or moved until all workers are in the clear.

(4) Gradient of roll sets or roll cases over which units of lumber are to be moved shall not exceed three percent. The movement of units shall be under control at all times.

(5) Stacking of lumber in yards, either by units or in block piles, shall be conducted in a safe and orderly manner.

(6) Foundations for piling lumber in yards shall be capable of supporting the maximum applied load without tipping or sagging.

(7) The height of stacked units in storage areas shall not exceed seven of the usual four foot units, subject to the following qualifications:

(a) Units of lumber shall not be stacked more than four high unless two or more stacks of units are tied together with ties.

(b) Long units of lumber shall not be stacked upon shorter packages except where a stable pile can be made with the use of package separators.

(c) In unit package piles, substantial polsters or unit separators shall be placed between each package directly over the stickers.

(8) Wooden horses used for loading preformed loads of lumber shall be of material not less than four by six inches in cross section net measure.

(9) Unstable piles. Piles of lumber which have become unstable shall be immediately made stable or removed.

(10) Lift boards or pallets shall be loaded in such a manner as to prevent material from spilling or the material shall be secured with a binder.

(11) Packing rooms shall be kept free of debris and chutes shall be equipped with a means of slowing down the materials.

(12) Sorting chains shall be provided with a stopping device which shall at all times be readily accessible to at least one employee working on the chain.

(13) The inside of the walkway of all green chains and sorting tables shall be provided with a standard toeboard.

(14) Rollers or other devices shall be provided for removing heavy dimension lumber from the cabin or table.

(15) Roll casings and transfer tables shall be cleaned regularly and shall be kept reasonably free from debris.

(16) In all permanent installations, green chains and sorting tables shall be roofed over to provide protection from inclement weather. Normal work stations shall be provided with a drained work surface which is evenly floored of nonslip material.

(17) Power driven rolls shall be operated in a manner to prevent end collisions.

(18) The space between live rolls shall be filled in on either side of crosswalks with material of structural strength to withstand the load imposed with a four to one safety factor.

(19) The driving mechanism of live rolls shall be guarded wherever exposed to contact.

(20) Live rolls shall be replaced when their surface develops a break or hole.

(21) Guarding. Spiked live rolls shall be guarded.

(22) Ramps or skidways used to transfer lumber or materials from one level to another shall be provided with all safeguards necessary for the protection of workers.

(23) Landings on a lower level where lumber or timbers are discharged over ramps or skidways shall be provided with a solid bumper not less than six inches in height at the outer edge. Such landing shall be maintained in good repair at all times.

(24) Ramps or skidways shall be so arranged that the person putting lumber down shall have a clear view of the lower landing. Lumber or timbers shall not be put down until all workers are in the clear.

(25)(a) The under face of all ramp or skidway landings shall be fenced off or other positive means provided to prevent persons from walking out under dropping timber.

(b) Return strands of sorting table ramp chains shall be supported by troughs of sufficient strength to support the weight of a broken chain.

NEW SECTION

WAC 296-78-84003 CONVEYORS. (1) Construction, operation, and maintenance of conveyors shall be in accordance with American National Standard B20.1 - 1957, Safety Code for Conveyors, Cableways and related equipment.

(2) Conveyor troughs in which the working strands of a conveyor operate shall be of ample dimension and strength to carry a broken chain and shall afford effective protection to all employees.

(3) When the return strand of a conveyor operates within seven feet of the floor there shall be a trough provided of sufficient strength to carry the weight resulting from a broken chain.

(4) When the return strands of a conveyor pass over passageways or work areas such guards shall be placed under them as will effectively protect workers.

(5) When the working strand of a conveyor crosses within three feet of the floor level in passageways, the trough in which it works shall be bridged the full width of the passageway.

(6) Where conveyor, idler pulleys or other equipment is located over or dangerously near burning refuse, any worker going to such location shall use a safety line which shall be securely fastened to his body and tended by a helper.

(7) Conveyors shall be provided with an emergency panic-type stopping device which can be reached by a person in a sitting position on the conveyor. Such device shall be located near the material entrance to each barker, chipper, hog, saw, or similar type of equipment except where the conveyor leading into such equipment is under constant control of an operator who has full view of the material entrance and is located or restrained where he/she cannot possibly fall onto the conveyor. The device shall stop the conveyor a sufficient distance away from the hazard to prevent injury or further injury by the hazard.

(8) Screw or auger type conveyor troughs and boxes shall be equipped with covers. If it is not practical to cover the troughs or boxes, other equivalent type guards shall be provided.

NEW SECTION

WAC 296-78-84005 DRY KILNS. (1) Transfer, kiln and dolly tracks shall be properly maintained at all times and shall have a grade of not more than one and one-fourth percent. Bumpers or stops shall be installed at the ends of all tracks capable of stopping a normal

load for which the track is installed. A means shall be provided for chocking or blocking cars.

(2) Doors.

(a) Main kiln doors. Main kiln doors shall be provided with a method of holding them open while kiln is being loaded.

(b) Counterweights on vertical lift doors shall be boxed or otherwise guarded.

(c) Means shall be provided to firmly secure main doors, when they are disengaged from carriers and hangers, to prevent toppling.

(3) Kilns whose operation requires inside inspection shall be maintained with not less than eighteen inches clearance between loaded cars and the walls of the kiln. The requirements for personal protective equipment specified in WAC 296-24-075 through 296-24-092 shall be complied with.

(4) Kiln loads shall be equipped or arranged for easy attachment and detachment of transfer cables. Means for stopping kiln cars shall be available at all times.

(5) Cars shall not be moved until tracks are clear and workers are out of the bight of transfer lines.

(6) When kiln or dolly loads of lumber are permitted to coast through or adjacent to any work area, audible warning shall be given.

(7) Stickers shall not be allowed to protrude more than two inches from the sides of kiln stacks.

(8) Yards and storage areas shall be kept reasonably free of debris and unnecessary obstruction. Warning signs shall be conspicuously posted wherever there is danger from moving vehicles or equipment.

NEW SECTION

WAC 296-78-84007 CHIPPERS AND LOGS. (1) Chippers. The feed system to the chipper shall be arranged so the operator does not stand in direct line with the chipper spout (hopper). The chipper spout shall be enclosed to a height or distance of not less than forty inches from the floor or the operator's station. A safety belt and lifeline shall be worn by workers when working at or near the spout unless the spout is guarded. The lifeline shall be short enough to prevent workers from falling into the chipper.

(2) Hog mills shall be provided with feed chutes so designed and arranged that from no position on the rim of the chute shall the distance to the knives or feed roll be less than forty inches. Baffles shall be provided which shall effectively prevent material from being thrown from the mill.

(3) Employees feeding hog mills shall be provided with safety belts and lines, which they shall be required to use at all times, unless otherwise protected from any possibility of falling into the mill.

NEW SECTION

WAC 296-78-84009 BINS AND BUNKERS. (1) Bins, bunkers, hoppers, and fuel houses. Guarding. Open bins, bunkers, and hoppers whose upper edges extend less than three feet above working level shall be equipped with standard handrails and toeboards, or have their tops covered by a substantial grill or grating with

openings small enough to prevent a person from falling through.

(2) Fuel hoppers shall be provided with doors that may be remotely operated.

(3) Fuel hoppers shall be provided with platforms with standard railings and adequately lighted for the protection of workers taking out fuel.

(4)(a) Fuel bins shall be provided with an approved railed platform or walkway near the top or other approved means, for the use of employees engaged in dislodging congested fuel. No employee shall enter any fuel bin except where adequately safeguarded.

(b) Recognizing however, the varying designs of fuel storage vaults and the type of fuel handled and certain peculiar local conditions, the adequacy of safety devices shall be determined by a duly authorized representative of the Department of Labor and Industries, Division of Industrial Safety and Health.

(c) During operations when the flow of normal fuel is interrupted but dust from operating sanders is received in the bin, workers shall not enter the fuel bin until the flow of sander dust has been discontinued and the dust has settled.

(d) Use of wheeled equipment to load bins. Where automotive or other wheeled equipment is used to move materials into bins, bunkers, and hoppers, adequate guard rails shall be installed along each side of the runway, and a substantial bumper stop provided when necessary.

NEW SECTION

WAC 296-78-84011 BURNERS. (1) Burners and smoke stacks other than the self-supporting type shall be adequately guyed. Buckle guys shall be installed if burner or stack is more than fifty feet in height.

(2) Runway. The conveyor runway to the burner shall be equipped with a standard handrail. If the runway crosses a roadway or thoroughfare, standard toeboards shall be provided in addition.

WSR 81-18-030
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed August 27, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning incapacity, amending WAC 388-37-035.

It is the intention of the secretary to adopt these rules on an emergency basis on October 1, 1981.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33C
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Washington, Phone (206) 753-7015, by September 23, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, October 7, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 14, 1981, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 7, 1981, and/or orally at 10:00 a.m., Wednesday, October 7, 1981, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: August 26, 1981

By: David A. Hogan

Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend WAC 388-37-035.

Purpose of the rule or rule change is to make definition of "incapacity" less restrictive and make certain groups exempt from incapacity review for 60 days following application.

Statutory authority: RCW 74.08.090.

Summary of the rule change: These rules delete the requirement for a diagnosis of "psychotic" or IQ testing to document incapacity; and make the following persons exempt from incapacity review for 60 days from their initial application: Persons released from inpatient psychiatric treatment; Persons eligible for benefits based upon SSA disability criteria; and Persons eligible for services from the Division of Developmental Disabilities.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Gerry Nelson, Program Manager, Division of Income Assistance, Mailstop: OB-31C, Phone: 3-3177.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1642, filed 4/27/81)

WAC 388-37-035 INCAPACITY. (1) The term "incapacity" refers to the existence of a physiological, emotional and/or mental impairment which renders the person incapable of gainful employment.

(a) Such incapacity must be verified by medical evidence.

(b) The person must be substantially prevented by reason of the impairment from engaging in a useful occupation. Reasons for unemployment other than incapacity, such as individual employer preferences, business and economic conditions, social handicaps, etc., are not factors to be considered in determining his inability to obtain and continue in employment.

(2) The source of evidence for physiological incapacity will be a written report from a physician or chiropractor; for a mental incapacity, the source may be a report from a psychiatrist or clinical psychologist. Medical evidence may be obtained from other DSHS institutions and agencies from which the individual is receiving or has received services. Such reports must include a diagnosis and prognosis for the incapacitating condition and the effect of the condition on the individual's ability to function.

(3) The determination of incapacity will be made on the facts of each case. This requires evaluation of the severity of the impairment and its effect on the individual, and consideration of the individual's abilities so that it can be determined whether there remains a capacity to engage in a useful occupation.

(4) Incapacity due to mental disorders shall be determined on the basis of actual and specific impairment of faculties necessary for the person to be able to engage in gainful employment. The fact that an individual may be receiving treatment for a mental health problem is not in itself evidence that incapacity exists.

~~((a)) Such persons must be diagnosed as psychotic or psychotic in remission, or~~

~~(b) Mentally retarded as evidenced by a score of:~~

~~(i) Eighty-four or less on the Wechsler Adult Intelligence Scale or on the Vineland Social Maturity Scale, or~~

~~(ii) Eighty-three or less on the Stanford-Binet Intelligence Scale.~~

~~((c)) (5) Such incapacity will be determined on the basis of evidence that the individual:~~

~~((i)) (a) Is unable to exercise judgment and make decisions necessary to obtain and maintain employment.~~

~~((ii)) (b) Is unable to sustain an adequate attention span.~~

~~((iii)) (c) Manifests bizarre or inappropriate behavior patterns beyond his capability to control.~~

~~((iv)) (d) Does not have the degree of physical and motor control required to sustain employment.~~

~~((v)) (e) Does not have perception and memory to the degree necessary to obtain and sustain employment.~~

~~((vi)) (f) Is unable to follow directions or to learn to the degree necessary to obtain and sustain employment.~~

~~((vii)) (g) Is under medication which impairs functioning.~~

~~((viii)) (h) Any one or a combination of the conditions in ((items (i) through (viii))) subdivisions (a) through ((viii)) (h) may be sufficient to establish incapacity.~~

~~((5)) (6) Incapacity will be considered to be established for a period of sixty days without an incapacity review team decision ((for applicants for and recipients of services in a congregate care facility)) when the person:~~

~~(a) Deleted;~~

~~(b) Has been determined to be eligible for any benefits ((including FAMCO)) based on social security administration disability criteria ((except for persons with mental or emotional illness));~~

~~(c) Is eligible for services from the bureau of developmental disabilities;~~

~~(d) Is being released from inpatient psychiatric treatment.~~

~~((6)) (7) Incapacity due to alcoholism will be considered to be established when an individual is admitted as a resident into either intensive or long-term treatment at an alcoholism treatment center as defined in WAC 275-19-020.~~

~~((7)) (8) Incapacity due to abuse of drugs other than alcohol will be considered to be established for a designated period when an individual is admitted as a resident into a certified residential drug treatment program, or certified detoxification program or is accepted into a certified methadone (or approved substitute) maintenance program.~~

~~(a) In accordance with the above criteria, incapacity will be considered to be established for the following maximum periods of time:~~

~~(i) Detoxification—thirty days.~~

~~(ii) Maintenance—sixty days.~~

~~(iii) Residential treatment—sixty days.~~

~~(b) Assistance shall not be continued beyond the initial period of time described in subdivision ((7)(a)) (8)(a) of this section without an incapacity review team decision.~~

~~((8)) (9) If the person claiming incapacity due to alcoholism or drug abuse does not meet the criteria in subsections ((6)) (7) or~~

~~((7)) (8) of this section, incapacity will be determined by evidence that:~~

~~(a) Pathological or demonstrable organic damage has resulted from chronic alcoholism or drug abuse, or~~

~~(b) The individual, as a result of the addiction, has his judgment so impaired that he is incapable of realizing and making a rational decision with respect to his need for treatment and constitutes a danger to himself, to any other person, or to property.~~

~~((9)) (10) Individuals who are found to be incapacitated due to alcoholism or drug abuse must be participating in an approved alcoholism or certified drug treatment program.~~

~~((10)) (11) An individual who refuses to accept and follow through on available treatment when such treatment is recommended shall not be eligible.~~

~~((11)) (12) The use of drugs or alcohol of itself is not evidence that an incapacitating condition exists.~~

WSR 81-18-031

ADOPTED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 1686—Filed August 27, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to foster care and adoption support, amending chapter 388-70 WAC.

This action is taken pursuant to Notice No. WSR 81-13-025 filed with the code reviser on June 12, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.13.109 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 29, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1431, filed 9/10/79)

WAC 388-70-013 AUTHORIZATION FOR FOSTER CARE PLACEMENT. A child may be placed in foster care only under the following circumstances:

(1) The child has been placed in temporary residential care after having been taken into custody pursuant to chapter 13.30 RCW, Runaway Youth Act. A child shall in no event remain in temporary residential care for more than seventy-two hours from the time of initial contact with the law enforcement officer, except as otherwise provided in this section.

(2) A petition, by child, parent(s), or the department requesting alternative residential placement for the child has been filed pursuant to section 26 or 28, chapter 155, Laws of 1979 or approved pursuant to section 31, chapter 155, Laws of 1979 or upon a child having been admitted directly by section 23(1)(b), chapter 155, Laws of 1979.

(3) A child has been placed in shelter care as provided below:

(a) The child has been taken into custody, and placed in shelter care when there is probable cause to believe, pursuant to RCW 26.44.050, that the child is abused or neglected and the child would be injured or could not be taken into custody as provided in RCW 13.34.050.

(b) A petition has been filed with the juvenile court alleging the child is dependent; that the child's health, safety and welfare will be seriously endangered if not taken into custody and the juvenile court enters an order placing the child in shelter care. See RCW 13.34.050 and 13.34.060.

(c) No child shall be held longer than seventy-two hours, excluding Sundays and holidays, after such child is taken into custody, unless a court order has been entered for continued shelter care.

(d) No child shall be detained for longer than thirty days without a court order, authorizing continued shelter care.

(4) A juvenile court has determined a child is dependent and the court's order of disposition issued pursuant to RCW 13.34.130 removes the child from his or her home.

(5) A juvenile court has terminated the parent and child relationship pursuant to chapter 13.34 RCW, and placed the custody of the child with the department or a licensed child placing agency.

(6) The child and his or her parent(s) agree to the arrangement and/or continuation of alternative residential placement pursuant to RCW 74.13.031, as evidenced by a written consent to placement.

(7) When otherwise authorized by court order.

(8) The child's parent(s) or legal guardian(s) has voluntarily requested, on forms prescribed by the department, the placement of the child by the department or a licensed child placement agency into foster care and the department concurs that such placement is currently necessary, provided that the maximum time period for the voluntary placement shall be six months. Such requests shall comply with foster care placement criteria as developed by the department. (See WAC 388-70-016(5))

WSR 81-18-032
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-106—Filed August 27, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is Areas 4B, 5, 6, 6A, 6C, 7 and 7A are restricted to protect Fraser River and some Puget Sound adult chinook salmon. Area 6D and the Dungeness River are closed to protect Dungeness River pink salmon and chinook salmon already present. Strait tributaries are closed to protect chinook salmon in those tributaries. Nooksack River is restricted because no harvestable surplus of Nooksack River pink salmon remains. Area 7C and Samish River are closed to protect escapement of Samish Hatchery fall chinook salmon. Area 8 and the Skagit River restrictions permit harvest of pink salmon. Areas 6B, 9, 10 and 11 are closed to protect Nisqually River pink salmon and South Sound chinook salmon. Areas 13 and 13B are restricted to protect pink and Deschutes chinook salmon. Nisqually River restrictions protect Nisqually River pink salmon. Area 10A and the Duwamish/Green River are closed to protect Duwamish/Green chinook salmon. Area 10B restrictions protect Lake Washington sockeye. Areas 10C, 10D and the Cedar River are closed to protect Lake Washington sockeye and fall chinook. Portions of Area 12C and Area 12D are closed to protect Hoodport, Dewatto and lower Hood Canal fall chinook. The Elwha River is closed to protect pink salmon.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 27, 1981.

By W. R. Wilkerson
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-28-108 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. Effective August 27, 1981, until further notice, it is unlawful for treaty Indian fishermen to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Area 4B - Troll-caught chinook under 24 inches in length and trolling caught coho under 16 inches in length must be released. Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 5 - Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6 – Gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6A – Gill nets restricted to 5-7/8-inch maximum mesh, and all other net gear must release chinook salmon over 28 inches when open.

Area 6B – Closed to all commercial net fishing.

Area 6C – Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6D – Closed to all commercial fishing.

Area 7 and 7A – Gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 7C – Closed to all commercial fishing.

Area 8 – Gill nets restricted to 6-inch maximum mesh size, and all other gear must release chinook salmon, when open.

Area 9 – Closed to all commercial fishing.

Area 10 – Closed to all commercial fishing.

Area 10A – Closed to all commercial fishing.

Area 10B – Gill nets restricted to 6-1/2-inch minimum mesh when open.

Areas 10C and 10D – Closed to all commercial fishing.

Area 11 – Closed to all commercial fishing.

Area 11A – Gill nets restricted to 6-inch maximum mesh size, and all other net gear must release chinook salmon over 28 inches in length, when open.

Areas 12C – Closed to all commercial fishing within 1,000 feet of western shore between Hoodspout Marina Dock and Warfield Trailer Park, and within 1/4 mile of a line connecting the outermost points of Dewatto Bay including Dewatto Bay.

Area 12D – Closed to all commercial fishing.

* Area 13 – Closed to all commercial fishing except in that portion in Hale Passage between the Fox Island Bridge and a line projected from the old ferry dock southeast of Ketner's Point 24 degrees true to the mainland.

* Area 13B – Closed to gill net gear. All other gear must immediately release pink salmon and female chinook salmon when open.

Puyallup River – Gill nets restricted to 6-inch maximum mesh size when open.

Nisqually River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Cedar River – Closed to all commercial fishing.

Duwamish/Green River – Closed to all commercial fishing.

Dungeness River – Closed to all commercial fishing.

Elwha River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Nooksack River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Samish River – Closed to all commercial fishing.

Skagit River – Gill nets restricted to 6-inch maximum mesh size, and all other gear must release chinook salmon below the Old Faber Ferry Landing when open. Closed to all commercial fishing until further notice above the Old Faber Ferry Landing including all tributaries. Clallam River, Deep Creek, Hoko River, Lyre River, Pysht River, Sail River, Salt Creek, Sekiu River, East Twin River, West Twin River – Closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-107 Puget Sound Commercial Fishery Restrictions (81-97)

WSR 81-18-033

WITHDRAWAL OF PROPOSED RULES ENVIRONMENTAL HEARINGS OFFICE

[Filed August 27, 1981]

Please take notice that the Environmental Hearings Office proposed rule WAC 198-12-060 only, WSR 81-15-023, is withdrawn. WAC 1-12-033.

WSR 81-18-034

PROPOSED RULES COMMUNITY COLLEGE DISTRICT 17

[Filed August 27, 1981]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030 and WAC 1-13-030, that the Washington State Community College District 17 intends to adopt, amend, or repeal rules concerning WAC 132Q-04-086 and 132Q-04-200;

that such institution will at 1:30 p.m., Wednesday, October 21, 1981, in the Washington Community College District 17, Board Room, Room 108, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 2:30 p.m., Wednesday, October 21, 1981, in the Washington Community College District 17, Board Room, Room 108.

This notice is connected to and continues the matter noticed in Notice No. WSR 81-13-039 filed with the code reviser's office on June 16, 1981.

Dated: August 24, 1981

By: Jefferson E. Overholser
Vice President

WSR 81-18-035**ATTORNEY GENERAL OPINION****Cite as: AGLO 1981 No. 24**

[August 26, 1981]

**LEGISLATURE—AMENDMENT TO EXISTING STATUTE—
TAXATION—INHERITANCE—ATTORNEYS' FEES UNDER
INHERITANCE TAX LAW**

(1) While clarification may also have been an object of the passage of § 2, chapter 209, Laws of 1979, 1st Ex. Sess., amending RCW 83.04.013, its passage further evidences a legislative intent to make certain substantive changes in that statute.

(2) Prior to the foregoing 1979 amendment to RCW 83.04.013, attorneys' fees incurred in an estate administration other than those attorneys' fees incidental to the preparation of federal and state inheritance tax returns were deductible for inheritance tax purposes.

Requested by:

Honorable Alex Deccio
St. Sen., 14th District
P.O. Box 1343
Yakima, Washington 98907

WSR 81-18-036**EMERGENCY RULES****DEPARTMENT OF GAME**

[Order 132—Filed August 27, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to the amending of the 1981 Hunting Seasons and Game Bag Limits, WAC 232-28-20403.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is amendments to the 1981 Hunting Seasons and Game Bag Limits are necessary for the orderly annual harvest of game birds and game animals as specified above, to clarify the rules and regulations of the above seasons, and to provide for public recreational opportunity.

Such rules are therefore adopted as emergency rules to take effect upon filing with the Code Reviser.

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED August 24, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-20403 AMENDMENTS TO THE 1981 HUNTING SEASONS AND GAME BAG LIMITS. (1) Season closures on doves, forest grouse (ruffed, blue and spruce), prairie grouse (sharp-tail and sage) and black bear within the external boundaries of the Colville Indian Reservation - Notwithstanding the provisions of WAC 232-28-204, WAC 232-28-104, WAC 232-28-304, and WAC 232-28-703, it shall be unlawful for any person to take or hunt for doves, forest grouse (ruffed, blue and spruce), prairie grouse (sharp-tail and sage) or black bear within the external boundaries of the Colville Indian Reservation.

(2) Deletion of Klickitat County from the general buck season (only buck deer with visible antlers) October 10 to November 1 and November 19 to 22, all dates inclusive as listed in the 1981 Hunting Seasons and Game Bag Limits pamphlet - Notwithstanding the provisions of WAC 232-28-204, Klickitat County is deleted from the general buck season (only buck deer with visible antlers) October 10 to November 1 and November 19 to 22, all dates inclusive as listed in the 1981 Hunting Seasons and Game Bag Limits pamphlet.

WSR 81-18-037 ✓**ADOPTED RULES****DEPARTMENT OF LICENSING**

[Order DOL 639—Filed August 27, 1981]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the repeal of WAC 308-98-010 Eligibility; 308-98-020 Applications; 308-98-030 Temporary single cab card permits; 308-98-040 Denials and revocations; 308-98-050 Procedure for reviewing denials and revocations; 308-98-060 Return of canceled single cab cards; 308-98-070 Duplicate single cab cards; and 308-98-080 Photostatic copies invalid.

This action is taken pursuant to Notice No. WSR 81-15-068 filed with the code reviser on July 21, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Licensing as authorized in RCW 46.85.220.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as

appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 26, 1981.

By John Gonzalez
Director

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 308-98-010 Eligibility.
- WAC 308-98-020 Applications.
- WAC 308-98-030 Temporary single cab card permits.
- WAC 308-98-040 Denials and revocations.
- WAC 308-98-050 Procedure for reviewing denials and revocations.
- WAC 308-98-060 Return of canceled single cab cards.
- WAC 308-98-070 Duplicate single cab cards.
- WAC 308-98-080 Photostatic copies invalid.

WSR 81-18-038
ADOPTED RULES
INSURANCE COMMISSIONER
[Order R 81-4—Filed August 28, 1981]

I, Dick Marquardt, Insurance Commissioner, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the repeal of WAC 284-12-024, 284-12-025, 284-12-027 and 284-12-028, pertaining to surplus line brokers and the repeal of WAC 284-30-005, 284-30-010, 284-30-100, 284-30-110, 284-30-120, 284-30-130, 284-30-140, 284-30-150, 284-30-160, 284-30-170, 284-30-180, 284-30-190, 284-30-200, 284-30-990 and 284-30-991, pertaining to life insurance replacement requirements.

This action is taken pursuant to Notice No. WSR 81-15-069 filed with the code reviser on July 21, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 48.02.060 which directs that the Insurance Commissioner has authority to implement the provisions of RCW 48.15.040, 48.15.050, 48.15.090 and 48.15.150 with respect to surplus line brokers and RCW 48.30.090, 48.30.100 and 48.30.180 with respect to life insurance replacement.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 26, 1981.

Dick Marquardt
Insurance Commissioner
By Robert E. Johnson
Deputy Commissioner

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 284-12-024 WAIVER OF UNAUTHORIZED ALIEN INSURERS' FINANCIAL REQUIREMENTS.
- (2) WAC 284-12-025 BROKERS—SURPLUS LINE—QUALIFICATIONS AND EXAMINATION.
- (3) WAC 284-12-027 FORM FOR SURPLUS LINE INSURER TO DESIGNATE PERSON TO RECEIVE LEGAL PROCESS.
- (4) WAC 284-12-028 SURPLUS LINE BROKERS' FORM TO BE FILED; CONTRACT STAMP TO BE USED.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 284-30-005 WHICH REGULATION APPLICABLE.
- (2) WAC 284-30-010 REPLACEMENT OF LIFE INSURANCE POLICIES.
- (3) WAC 284-30-100 TITLE AND EXPLANATION.
- (4) WAC 284-30-110 PURPOSE.
- (5) WAC 284-30-120 REPLACEMENT OF LIFE INSURANCE DEFINED.
- (6) WAC 284-30-130 EXEMPTIONS.
- (7) WAC 284-30-140 DUTIES OF LICENSEES.
- (8) WAC 284-30-150 DUTIES OF INSURERS.
- (9) WAC 284-30-160 ENFORCEMENT.
- (10) WAC 284-30-170 FORMS.
- (11) WAC 284-30-180 SUPERSEDES PRIOR REGULATION.
- (12) WAC 284-30-190 SEVERABILITY.
- (13) WAC 284-30-200 EFFECTIVE DATE.
- (14) WAC 284-30-990 EXHIBIT 1—DISCLOSURE STATEMENT.
- (15) WAC 284-30-991 EXHIBIT 2—NOTICE TO APPLICANTS REGARDING REPLACEMENT OF LIFE INSURANCE.

WSR 81-18-039
ADOPTED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Order 90—Filed August 28, 1981—Eff. October 1, 1981]

Be it resolved by the Higher Education Personnel Board, acting at Peninsula Community College, Port Angeles, Washington, that it does promulgate and adopt the annexed rules relating to:

- Amd WAC 251-10-110 Demotion, suspension, reduction, dismissal—Cause for.
- Amd WAC 251-12-240 Burden of proof.

This action is taken pursuant to Notice Nos. WSR 81-04-051, 81-10-009, 81-12-032 and 81-15-002 filed with the code reviser on February 4, 1981, April 27,

1981, June 2, 1981 and July 2, 1981. Such rules shall take effect at a later date, such date being October 1, 1981.

This rule is promulgated under the general rule-making authority of the Higher Education Personnel Board as authorized in RCW 28B.16.100.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 16, 1981.

By Douglas E. Sayan
Director

AMENDATORY SECTION (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-10-110 DEMOTION, SUSPENSION, REDUCTION, DISMISSAL—CAUSE FOR. Appointing authorities may demote, suspend, reduce in salary, or dismiss an employee under their jurisdiction for just cause. Examples of activities which may result in ((disciplinary)) such action are, but are not limited to: Neglect of duty, inefficiency, incompetence, insubordination, ((conviction of a crime involving moral turpitude;)) malfeasance, gross misconduct, physical or mental incapacity, willful violation of the published institution or related board or higher education personnel board rules or regulations, mistreatment or abuse of fellow workers or members of the public, conflict of interest, excessive absenteeism, etc.

AMENDATORY SECTION (Amending Order 68, filed 5/25/78, effective 7/1/78)

WAC 251-12-240 BURDEN OF PROOF. (1) At any hearing on appeal from a layoff, demotion, suspension, reduction, separation (except for voluntary resignation or retirement), or dismissal the institution shall have the burden of proof.

(2) At any hearing on appeal from an allocation, the burden of proof shall rest with the appellant.

(3) At any hearing on exceptions to a hearing examiner's recommended decision per the provisions of WAC 251-12-085 or to a director's determination per the provisions of WAC 251-12-075, 251-12-600, or 251-18-115, the party filing the exceptions shall have the burden of proof.

WSR 81-18-040
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD
[Filed August 28, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules

concerning the amending of WAC 251-04-020 Definitions (Separation) to delete definition in entirety because language is too limiting regarding types of separation from employment which may occur;

that such agency will at 10:00 a.m., Thursday, October 15, 1981, in the Old Main Building at Western Washington University, Bellingham, Washington, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 28B.16.100.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 15, 1981, and/or orally at 10:00 a.m., Thursday, October 15, 1981, Old Main Building at Western Washington University, Bellingham, Washington.

Dated: August 28, 1981

By: Douglas E. Sayan
Director

STATEMENT OF PURPOSE

Rule Affected: WAC 251-04-020 Definitions (Separation).

Statutory Authority: RCW 28B.16.100.

Purpose of Existing Rule: Provides general definition of term "separation" as used in various sections of rules.

Summary of Proposed Change: Deletes definition in entirety because language is too limiting regarding types of separation from employment which may occur.

Agency Person Responsible for Drafting, Implementing and Enforcing Rules: Douglas E. Sayan, Director-HEPB, FT-11, Olympia, 98504, Scan 234-3730.

Organization Proposing Change: HEPB Staff.

The agency makes no additional comments/recommendations regarding the proposal.

The change is not the result of federal law or state court action.

AMENDATORY SECTION (Amending Order 88, filed 7/2/81)

WAC 251-04-020 DEFINITIONS. Unless the context clearly indicates otherwise, the words used in these rules shall have the meanings given in this section.

"ADMINISTRATIVE ASSISTANT EXEMPTION" - A president or vice president may have individual(s) acting as his/her administrative assistant(s). The employee normally performs supportive work for his/her superior as an individual contributor without subordinates.

"ADMINISTRATIVE EMPLOYEES" - Personnel whose responsibilities require them to spend at least 80% of their work hours as follows:

(1) Primary duty is office or nonmanual work directly related to the management policies or general business operations; and

(2) Must have the authority to make important decisions, customarily and regularly exercise discretion and independent judgment, as distinguished from using skills and following procedures; and

(3) Must regularly assist an executive or administrative employee, or perform work under, only general supervision along specialized or technical lines requiring special training, experience or knowledge; and

(4) Must be paid at a rate of at least \$672 per month exclusive of board, lodging or other facilities.

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if the primary duty consists of responsible office or nonmanual work directly related to management policies or general business operations.

"AGRICULTURAL EMPLOYEES" - Employees performing work which includes farming and all its branches, including cultivating the soil, or growing or harvesting crops, or raising livestock, bees, fur-bearing animals, or poultry; or doing any practices performed by a farmer or on a farm as an incident to or in conjunction with such farming operations.

"ALLOCATION" - The assignment of an individual position to an appropriate class on the basis of the kind, difficulty, and responsibility of the work of the position.

"APPOINTING AUTHORITY" - A person or group of persons lawfully authorized to make appointments.

"AVAILABILITY" - An estimate of the number of women, minorities, and handicapped persons who have the skills and abilities required for employment in a particular job group as determined from an analysis of relevant data.

"BOARD" - The higher education personnel board established under the provisions of the higher education personnel law.

"CERTIFICATION" - The act of providing an employing official or appointing authority with the names of the appropriate eligibles to be considered for appointment to fill a vacancy.

"CHARGES" - A detailed statement of the specific incidents alleging cause for dismissal or disciplinary action.

"CLASS" - One or more positions sufficiently similar with respect to duties and responsibilities that the same descriptive title may be used with propriety to designate each position allocated to the class; that the same general qualification requirements are needed for performance of the duties of the class; that the same tests of fitness may be used to select employees; and that the same schedule of pay can be applied with equity to all positions in the class under the same or substantially the same employment conditions.

"CLASSIFIED SERVICE" - All positions in the higher education institutions which are subject to the provisions of the higher education personnel law.

"COLLECTIVE BARGAINING" - The performance of the mutual obligation of the appointing authority and the certified exclusive bargaining representative to meet at reasonable times, to confer and bargain in good faith, and to execute a written agreement with respect to those personnel matters over which the appointing authority may lawfully exercise discretion.

"COMPETITIVE SERVICE" - All positions in the classified service for which a competitive examination is required as a condition precedent to appointment.

"CORRECTIVE EMPLOYMENT PROGRAM" - A program designed to increase the employment of handicapped persons and of women and minorities who are underutilized in certain job groups because of present or past practices or other conditions which resulted in limited employment opportunities.

"COUNSELING EXEMPTION" - Individuals in counseling-exempt positions are responsible for directing and/or participating in providing academic, athletic, medical, career, financial aid, student activity and/or personal counseling to students. Such activities include, but are not limited to, providing individual and group guidance services using recognized professional techniques and practices.

"DEMOTION" - The change of an employee from a position in one class to a position in another class which has a lower salary range maximum.

"DEVELOPMENT" - The attainment through work experience and training of proficiency in skills which will enable the employee to perform higher level duties.

"DIRECTOR" - The personnel director of the higher education personnel board.

"DISMISSAL" - The termination of an individual's employment for just cause as specified in these rules.

"ELIGIBLE" - An applicant for a position in the competitive service who has met the minimum qualifications for the class involved, has been admitted to and passed the examinations, and has met all requirements for eligibility as stated on the bulletin board posting; or an applicant for a position in the noncompetitive service who has met all requirements for eligibility as stated on the bulletin board posting.

"ELIGIBLE LIST" - A list established by the personnel officer, composed of names of persons who have made proper application, met the minimum qualifications, and successfully completed the required

examination process to be certified for vacancies in a class at the institution.

"EMPLOYEE" - A person working in the classified service at an institution.

"EMPLOYEE ORGANIZATION" - Any lawful association, labor organization, federation, council, or brotherhood, having as one of its purposes the improvement of working conditions among employees, and which has filed a notice of intent to represent employees with the director, and which has been authorized in accordance with WAC 251-14-020.

"EMPLOYING OFFICIAL" - An administrative or supervisory employee designated by the appointing authority to exercise responsibility for requesting certification, interviewing eligibles, and employing classified employees.

"EXECUTIVE EMPLOYEES" - Management personnel whose responsibilities require them to spend at least 80% of their work hours as follows:

(1) Primary duty must be management of a recognized department or subdivision; and

(2) Must customarily and regularly direct the work of two or more employees; and

(3) Must have the authority to hire and fire, or to recommend with authority on these and other actions affecting employees; and

(4) Must customarily and regularly exercise discretionary powers; and

(5) Must be paid at a rate of at least \$672 per month exclusive of board, lodging or other facilities.

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if he/she regularly directs the work of at least two other employees and the primary duty is management of a recognized department or subdivision.

"EXECUTIVE HEAD EXEMPTION" - Executive heads of major academic or administrative divisions are analogous in the hierarchy to vice presidents, deans and chairmen. Directors may be executive heads as determined by the higher education personnel board. An executive head is in charge of a separate budget unit and directs subordinates.

"EXEMPT POSITION" - A position properly designated as exempt from the application of these rules as provided in WAC 251-04-040. (Also see separate definitions of "administrative assistant exemption," "executive head exemption," "research exemption," "counseling exemption," "extension and/or continuing education exemption," "graphic arts or publication exemption," and "principal assistant exemption".)

"EXTENSION AND/OR CONTINUING EDUCATION EXEMPTION" - Individuals considered exempt in this category are responsible for originating and developing formal education programs for the general public, usually involving close contact with faculty and staff or training or consulting with specific groups in the community to enable them to provide specialized training and/or services to the community.

"FRINGE BENEFITS" - As used in the conduct of salary surveys, the term shall include but not be limited to compensation for leave time, including vacation, civil, and personal leave; employer retirement contributions; health insurance payments, including life, accident, and health insurance, workmen's compensation, and sick leave; and stock options, bonuses, and purchase discounts where appropriate.

"FULL-TIME EMPLOYMENT" - Work consisting of forty hours per week.

"GRAPHIC ARTS OR PUBLICATION EXEMPTION" - Individuals qualifying for exemption under this category will be involved in performing selected graphic arts or publication activities requiring prescribed academic preparation or special training. Positions of this type are those which use special visual techniques, require original design and layout and/or can be distinguished from positions associated with the standard editorial functions.

"GRIEVANCE" - A dispute filed in accordance with a grievance procedure of a signed collective bargaining agreement.

"HANDICAPPED PERSON" - Any person with physical, mental or sensory impairments that would impede that individual in obtaining and maintaining permanent employment and promotional opportunities. The impairments must be material rather than slight, static and permanent in that they are seldom fully corrected by medical replacement, therapy, or surgical means.

"HEARING EXAMINER" - An individual appointed by the board to preside over, conduct and make recommended decisions including findings of fact and conclusions of law in all cases of employee appeals to the board.

"INSTITUTIONS OF HIGHER EDUCATION" – The University of Washington, Washington State University, Central Washington University, Eastern Washington University, Western Washington University, The Evergreen State College, and the various state community colleges. For purposes of application of these rules, the term shall be considered to include the various related boards as defined in this section, unless specifically indicated to the contrary.

"INSTRUCTIONAL YEAR" – The schedule established annually by an institution to identify the period required to meet the educational requirements of a given academic or training program.

"JOB GROUP" – For affirmative action goal-setting purposes, a group of jobs having similar content, wage rates and opportunities. An EEO job category may consist of one or more job groups.

"JOB CATEGORIES" – Those groupings required in equal employment opportunity reports to federal agencies.

"LATERAL MOVEMENT" – Appointment of an employee to a position in another class which has the same salary range maximum as the employee's current class.

"LAYOFF" – Any of the following management initiated actions caused by lack of funds, curtailment of work, or good faith reorganization for efficiency purposes:

- (1) Separation from service to an institution;
- (2) Separation from service within a class;
- (3) Reduction in the work year; and/or
- (4) Reduction in the number of work hours.

"LAYOFF SENIORITY" – The last period of unbroken service in the classified service of the higher education institution. Authorized leave of absence or leave without pay shall not constitute a break in service; however, the time spent on such leave shall not be included in computing seniority except where required by statute and except in the case of positions established on the basis of an instructional year. Permanent employees who are veterans or their unmarried widows/widowers as identified in WAC 251-10-045 shall have added to their unbroken institution service the veteran's active military service to a maximum of five years' credit.

"LAYOFF UNIT" – A clearly identified structure within an institution, which is approved by the director, and within which employment/layoff options are determined in accordance with the reduction in force procedure.

"LEAD" – An employee who performs the same duties as other employees in his/her work group and in addition regularly assigns, instructs and checks the work of the employees.

"NONCOMPETITIVE SERVICE" – All positions in the classified service for which a competitive examination is not required.

"ORGANIZATIONAL UNIT" – A clearly identified structure, or substructure of persons employed to achieve a common goal or function under the direction of a single official. An organizational unit may consist of either an administrative entity or a geographically separated activity.

"PART-TIME EMPLOYMENT" – Work of twenty or more hours per week but less than full time employment with an understanding of continuing employment for six months or more.

"PERIODIC INCREMENT DATE" – ("P.I.D.") – The date upon which an employee is scheduled to move to a higher salary step within the range for his/her current class, as provided in WAC 251-08-090 and 251-08-100.

"PERMANENT EMPLOYEE" – An employee who has successfully completed a probationary period at the institution within the current period of employment.

"PERSONNEL OFFICER" – The principal employee in each institution/related board responsible for administrative and technical personnel activities of the classified service.

"P.I.D." – Commonly used abbreviation for periodic increment date.

"POSITION" – A set of duties and responsibilities normally utilizing the full or part time employment of one employee.

"PRINCIPAL ASSISTANT EXEMPTION" – Individuals qualifying for exemption under this category function as second-in-command in importance levels. The individual may perform many of the functions of his/her superior in the superior's absence, or alternatively may have major administrative or program responsibilities. Reporting relationships will not be below that of the executive head. In some institutions an executive head may have more than one principal assistant as determined by the higher education personnel board.

"PROBATIONARY PERIOD" – The initial six months of employment in a class following appointment from an eligible list of a non-permanent employee of the institution.

"PROBATIONARY REAPPOINTMENT" – Appointment of a probationary employee from an eligible list to a position in a different class.

"PROFESSIONAL EMPLOYEES" – Personnel whose responsibilities require them to spend at least 80% of their work hours as follows:

(1) Primary duty must involve work that requires knowledge of an advanced type in a field of science or learning, customarily obtained by a prolonged course of specialized instruction and study or work that is original and creative in character in a recognized field of artistic endeavor and the result of which depends primarily on invention, imagination, or talent; and

(2) Must consistently exercise discretion and judgment; and

(3) Must do work that is predominantly intellectual and varied, as distinguished from routine or mechanical duties; and

(4) Must be paid at a rate of at least \$737 per month exclusive of board, lodging or other facilities.

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if the primary duty consists of work requiring knowledge of an advanced type in a field of science or learning which requires consistent exercise of discretion and judgment.

"PROMOTION" – The appointment as a result of recruitment, examination and certification, of a permanent employee to a position in another class having a higher salary range maximum.

"PROVISIONAL APPOINTMENT" – Appointment made prior to establishment of an eligible list, per the provisions of WAC 251-18-300. A person so appointed is required to apply through the competitive process to be considered for the position on a permanent basis.

"PUBLIC RECORDS" – Any writing containing information relating to conduct of government or the performance of any governmental or proprietary function prepared, owned, used or retained by any state or local agency regardless of physical form or characteristics.

"REALLOCATION" – The assignment of a position by the personnel officer to a different class.

"REASSIGNMENT" – A management initiated movement of a classified employee from one position to another in the same class.

"RELATED BOARDS" – The state board for community college education, the council for postsecondary education, the higher education personnel board, and such other boards, councils and commissions related to higher education as may be established. For purposes of application of these rules, the term "institution" shall be considered to include these related boards, unless specifically indicated to the contrary.

"RESEARCH EXEMPTION" – Individuals in research-exempt positions spend the majority of their time in one or more of the following activities: Identification and definition of research problems, design of approaches or hypotheses and methodology to be used, design of specific phases of research projects, analysis of results, development of conclusion and hypothesis, presentation of research results in publishable form.

"RESIGNATION" – A voluntary termination of employment.

"REVERSION" – The return of a permanent employee from trial service to the most recent class in which permanent status was achieved.

~~("SEPARATION" – Resignation, retirement, layoff or dismissal from the classified service:)~~

"SUPERVISOR" – Any individual having authority, in the interest of the employer, to hire, transfer, suspend, layoff, recall, promote, discharge, assign, reward or discipline other 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.

"SUSPENSION" – An enforced absence without pay for disciplinary purposes.

"TEMPORARY EMPLOYMENT" –

(1) Work performed in the absence of an employee on leave; or

(2) Extra work required at a work load peak or special projects, or cyclic work loads not to exceed one hundred eighty calendar days.

"TRAINING" – Formal and systematic learning activities intended to provide employees with the knowledge and skills necessary to become proficient or qualified in a particular field.

"TRANSFER" – An employee initiated change from one classified position to another in the same class within the institution without a break in service.

"TRIAL SERVICE" – The initial period of employment following promotion, demotion or lateral movement into a class in which the employee has not held permanent status, beginning with the effective

date of the change and continuing for six months, unless interrupted as provided in these rules or extended as provided in WAC 251-18-330(5).

"UNDERUTILIZATION" - Having fewer minorities, women, or handicapped persons in a particular job group than would reasonably be expected by their availability.

"UNION SHOP" - A union membership provision which, as a condition of employment, requires all employees within a bargaining unit to become members of an employee organization.

"UNION SHOP REPRESENTATIVE" - An employee organization which is the exclusive representative of a bargaining unit that has been certified by the director as the union shop representative following an election wherein a majority of employees in the bargaining unit voted in favor of requiring membership in the employee organization as a condition of employment.

"UNION SHOP REPRESENTATION FEE" - Employees who are granted a nonassociation right based on religious tenets or teachings of a church or religious body of which they are members, must pay a representation fee to the union shop representative. Such fee is equivalent to the regular dues of the employee organization minus any monthly premiums for union sponsored insurance programs.

"WRITING" - Handwriting, typewriting, printing, photostating, photographing and every other means of recording any form of communication or representation including letters, words, pictures, sounds; or symbols or combination thereof and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, discs, drums and other documents.

WSR 81-18-041
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-107—Filed August 28, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is adopted pursuant to RCW 75.40.060.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1981.

By W. R. Wilkerson
for Rolland A. Schmitten
Director

NEW SECTION

WAC 220-47-918 COMMERCIAL SOCKEYE AND PINK SALMON FISHERY. (1) *Effective August 27 through August 30, 1981 commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 81-48 of the Director of Fisheries and as published in the Federal Register June 25, 1981 are superseded in part by this section.*

(2) *It is unlawful to take, fish for or possess sockeye salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D except as follows:*

Reef Nets

Saturday, August 29, 1981 9:00 A.M. to 9:00 P.M.

Gill Nets

6:00 P.M. Saturday, August 29, 1981 to 9:00 A.M. Sunday, August 30, 1981.

Purse Seines

Sunday, August 30, 1981 5:00 A.M. to 9:00 P.M.

(3) *Gill nets restricted to 7-1/2 inch minimum mesh size in Area 7B when open under Department of Fisheries regulations.*

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-917 COMMERCIAL SOCKEYE AND PINK SALMON FISHERY. (81-102)

WSR 81-18-042
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-108—Filed August 28, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is scheduled fisheries in Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D are currently under IPSFC control. Fisheries in Area 8 allows a harvest of pink salmon. Purse seine fishery allowed in Area 8 to avoid pink salmon wastage. All other Puget Sound areas are closed to all-citizen commercial fishing to prevent overharvest of salmon stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1981.

By W. R. Wilkerson
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-47-612 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of WAC 220-47-403, effective August 29 through September 5, 1981, it is unlawful to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

* Areas 4B, 5 and 6 - Closed except under International Pacific Salmon Fisheries Commission (IPSFC) and United States Department of Commerce (USDOC) rules set forth in Emergency Orders 81-48 and 81-107. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 6A - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-107. Gill nets restricted to 5-7/8-inch maximum mesh size when open, and purse seines must release all chinook salmon over 28 inches in length when open.

Area 6B - Closed.

* Area 6C - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-107. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 6D - Closed.

* Areas 7 and 7A - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-107. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 7B - Closed.

Area 7C - Closed.

* Area 7D - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-107. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 8 - Closed except gill nets may fish Sunday, Monday, Tuesday, Wednesday, and Thursday nights from 6:00 p.m. to 9:00 a.m. with 5-inch minimum to 6-inch maximum mesh. Purse seines may fish Monday, Tuesday, Wednesday, and Thursday from 5:00 a.m. to 9:00 p.m. and on Friday from 5 a.m. to 4 p.m. Purse seines required to release all

chinook and coho salmon caught in Area 8. The Skagit Bay Salmon Preserve is closed as provided in WAC 220-47-307.

* Area 8A - Closed.

Areas 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed effective August 29, 1981:

WAC 220-47-611 Puget Sound All-Citizen Commercial Salmon Fishery—Week of August 23, 1981—Update (81-103)

WSR 81-18-043

ADOPTED RULES

PUBLIC DISCLOSURE COMMISSION

[Order 81-03—Filed August 28, 1981]

Be it resolved by the Public Disclosure Commission, acting at 403 Evergreen Plaza Building, FJ-42, Olympia, WA 98504, that it does promulgate and adopt the annexed rules relating to:

- | | | |
|-----|----------------|---|
| New | WAC 390-12-250 | Declaratory rulings—Petition requirements—Consideration—Disposition. |
| New | WAC 390-12-255 | Petitions for rulemaking, amendment or repeal—Form—Consideration—Disposition. |
| Amd | WAC 390-20-144 | Registration and reporting by lobbyist organizations. |

This action is taken pursuant to Notice Nos. WSR 81-14-054 and 81-15-095 filed with the code reviser on June 30, 1981 and July 22, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 42.17.370(1) which directs that the Public Disclosure Commission has authority to implement the provisions of the Washington State Open Government Act.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1981.

By David R. Clark
Assistant Administrator

NEW SECTION

WAC 390-12-250 DECLARATORY RULINGS—PETITION REQUISITES—CONSIDERATION—DISPOSITION. (1) Any person may submit a petition for a declaratory ruling pursuant to RCW 34.04.080 in any form so long as it

(a) clearly states the question the declaratory ruling is to answer, and

(b) provides a statement of the facts which raise the question.

(2) The administrator may conduct an independent investigation in order to fully develop the relevant facts.

(3) The administrator will present the petition to the commission at the first meeting when it is practical to do so and will provide the petitioner with at least five days notice of the time and place of such meeting. Such notice may be waived by the petitioner.

(4) The petitioner may present additional material and/or argument at any time prior to the issuance of the declaratory ruling.

(5) The commission may issue either a binding or a nonbinding ruling or decline to issue any ruling.

(6) The commission may decide that a public hearing would assist its deliberations and decisions. If such a hearing is ordered, it will be placed on the agenda of a meeting and at least five days notice of such meeting shall be provided to the petitioner.

(7) If a ruling is to be issued, the petitioner shall be provided a copy of the proposed ruling and invited to comment.

(8) The declaratory ruling cannot be a substitute for a compliance action and is intended to be prospective in effect.

(9) The commission will decline to consider a petition for a declaratory ruling or to issue a ruling when (a) the petition requests advice regarding a factual situation which has actually taken place, or (b) when a pending investigation or compliance action involves a similar factual situation.

NEW SECTION

WAC 390-12-255 PETITIONS FOR RULE-MAKING, AMENDMENT OR REPEAL—FORM—CONSIDERATION—DISPOSITION. (1) Any person may submit a petition requesting the promulgation, amendment or repeal of any rule by the commission pursuant to RCW 34.04.060.

(2) The petition for rulemaking should contain a draft of any proposed rule and any argument in favor of its adoption, but no particular form is necessary.

(3) The commission will consider the petition at its next regular meeting after its submission. The petitioner shall be given notice of the time of that meeting.

(4) Within 30 days after its consideration, the commission shall advise the petitioner that the petition has been denied, giving its reasons in detail, or initiate rule-making proceedings under RCW 34.04.025.

AMENDATORY SECTION (Amending Order 80-08, filed 1/8/81)

WAC 390-20-144 REGISTRATION AND REPORTING BY LOBBYIST ORGANIZATIONS. (1) Registration. Any firm, company, association or similar organization required to register as a lobbyist shall file one registration statement (PDC form L-1) for each employer in whose behalf the organization will lobby.

(a) The lobbying organization will attach to the registration statement a photo and the biographical information required by RCW 42.17.155 (page 3 of the L-1 form) for each individual agent of the organization who is authorized to lobby for that particular employer.

(b) If the agent is authorized to lobby for several employers, only one photo and biographical sheet need be submitted.

(2) Monthly expenditure reports. One monthly expenditure report (PDC form L-2) shall be submitted showing all expenditures made by the organization and its agents. It is unnecessary to prorate or attribute expenditures to individual agents of the organization. However, expenditures for entertainment exceeding \$25 per occasion shall identify the individual agent (s) who were present at the occasion. The L-2 report shall be signed by the president or chief executive officer of the lobbying organization.

(3) Termination of authority to lobby. If any individual agent of the organization ceases to lobby or the organization terminates that agent's authority to lobby, the organization shall notify PDC in writing or by notation on the L-2 report of the termination.

(4) This rule is optional and permissive as to any person, firm, company, association or similar organization.

WSR 81-18-044

ADOPTED RULES

**DEPARTMENT OF LICENSING
(Board of Registration for Architects)**

[Order PL 383—Filed August 28, 1981]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to fees for architects. Amending WAC 308-12-311 fees and repealing WAC 308-12-300 pertaining to registration renewal fees.

This action is taken pursuant to Notice No. WSR 81-15-067 filed with the code reviser on July 21, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 43.24.085 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1981.

By John Gonzalez
Director

AMENDATORY SECTION (Amending Order PL-300, filed 3/21/79)

WAC 308-12-311 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

Title of Fee	Fee
((Examination	\$45.00
Re-examination (per section)	\$20.00

Title of Fee	Fee
Initial Application	\$25.00
Reciprocity	\$65.00
License Renewal	\$25.00
License Renewal Penalty	\$25.00
Replacement Certificate	\$ 3.00))
Qualifying & Design Examination	\$100.00
Initial Professional Exam	\$ 60.00
Initial Registration or Renewal	\$ 30.00
Late Registration Renewal Penalty	\$ 30.00
Reciprocity Application Fee	\$160.00
Reexamination - Qualifying Examination	
(one section)	\$ 20.00
(two sections)	\$ 40.00
(three sections)	\$ 60.00
(four sections)	\$ 80.00
(Design Exam)	\$ 70.00
(Professional Exam)	\$ 90.00
Replacement Certificate	\$ 15.00
Administering Exam for Other States	\$ 30.00

REPEALER

The following section of the Washington Administrative Code is repealed:

- (1) WAC 308-12-300 REGISTRATION RENEWAL FEE.

WSR 81-18-045
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1697—Filed August 28, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chore services, amending chapter 388-15 WAC.

This action is taken pursuant to Notice No. WSR 81-15-010 filed with the code reviser on July 6, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1981.

By David A. Hogan
 Director, Division of Administration

Reviser's Note: The material contained in this filing will appear in a subsequent issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 81-18-046
ADOPTED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Order R-171, Cause No. TV-1508—Filed August 28, 1981]

In the matter of amending WAC 480-12-180 and 480-12-190, relating to exemptions for lightweight vehicles and single truck owner/drivers involving common and contract carriers operating under chapter 81.80 RCW.

This action is taken pursuant to Notice No. WSR 81-15-045 filed with the Code Reviser on July 15, 1981. The rule changes hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040, 81.80.211 and 81.80.290 and is intended administratively to implement these statutes.

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

Pursuant to Notice No. WSR 81-15-045 the above matter was scheduled for consideration at 8:00 a.m., Wednesday, August 26, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Robert W. Bratton and Commissioners Robert C. Bailey and A. J. Benedetti.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to Friday, August 21, 1981. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 8:00 a.m., Wednesday, August 26, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington.

No written comments were received.

At the August 26, 1981, meeting the commission considered the rules as proposed, at which time the commission considered the proposed rule change. Oral comments in support of the change was offered by Ken Winter of the Log Truckers Conference.

The amendment of WAC 480-12-180 and 480-12-190 affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-12-180 and 480-12-190 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-12-180 as amended will remove certain drive qualifications reporting requirements for single vehicle owner drivers. The rule will also clarify the definition of lightweight vehicles as used in the safety rules. WAC

480-12-190 as amended will clarify the definition of lightweight vehicles as used in the drivers hours of service rules. Certain of the drivers hours of service rules do not apply to a driver of a "lightweight vehicle"; this rule amendment will defined that term for purposes of the hours of service rule.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-12-180 and 480-12-190 as set forth in Appendix A, be amended as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rules after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 26th day of August, 1981.

Washington Utilities and Transportation Commission
Robert W. Bratton, Chairman
Robert C. Bailey, Commissioner
A. J. Benedetti, Commissioner

Appendix A

AMENDATORY SECTION (Amending Order R-155, Cause No. TV-1418, filed 1/7/81)

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, 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 31, 1980, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW.

(2) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator", and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

(3) Safety chains or other load fastening devices. Any motor truck, truck tractor, trailer, semitrailer, or any combination thereof, transporting logs upon a public highway where binder devices are required, shall have

the load thereon securely fastened and protected as follows:

(a) Placement and number of wrappers required on log trucks using stakes.

(i) In the hauling of one log loads, one wrapper chain or cable shall be required and it shall be secured to the rear bunk and the log shall be properly blocked or secured in a manner which will prevent it from rolling or shifting. An additional wrapper, secured to the front bunk, is optional.

(ii) In the hauling of two log loads, not less than two wrapper chains or cables shall be used to secure the load. The logs shall be properly blocked to prevent them from rolling or shifting.

(iii) On loads consisting of three or four logs not over forty-four feet in length, the load shall be secured by not less than two properly spaced wrapper chains or cables. Ends of short logs not secured by such wrappers shall be secured with extra wrappers. If any log is over forty-four feet in length, the load shall be secured by not less than three properly spaced wrappers.

(iv) Loads consisting of five or more logs, when the logs are all seventeen feet or less in length, shall be secured by not less than two properly spaced wrappers. Loads consisting of five or more logs, when any log is over seventeen feet in length, shall be secured by not less than three properly spaced wrappers.

(b) Placement and number of wrappers required on log trucks using chock blocks.

(i) In the hauling of one log load, one wrapper chain or cable shall be required and secured to the rear bunk and the log shall be properly blocked in a manner to prevent it from rolling or shifting.

(ii) One additional wrapper chain or cable shall be required on log trucks using chock blocks over and above the requirements in subparagraphs (a) (iii) and (iv) of this subsection.

(c) Placement and number of wrappers required on crosswise loaded trucks, trailers, etc. In the case of short logs loaded crosswise, the following method of securing the load shall be used if the truck trailer is not provided with solid ends of a height sufficient to prevent any log in the load from rolling off: Not less than two chock blocks shall be used at each open end of the vehicle and the load shall be held with at least two wrapper chains or cables. The wrappers shall be firmly attached to the end of the truck or trailer. Rigid standards or stakes may be used in lieu of chock blocks but each such standard or stake shall be either rigidly connected to the bed of the truck or trailer or shall be placed in a tight fitting socket at least twelve inches in depth. Other means furnishing equivalent security may be acceptable.

(d) Wrapper placement. When two wrappers are required, they shall be applied within six feet of the front and rear bunks. When more than two wrappers are required, the front and back binder shall be applied within six feet of the front and rear bunks.

(e) Short logs. To properly secure short logs, binders shall be placed near the end, not less than twelve inches from the end of the log.

(f) Log on top or in outside saddle. No log loaded on top or in outside saddles of a load shall be transported

unless secured by not less than two wrapper chains or cables, one of which shall be placed near each end of such log.

(g) Fasten in place. All wrappers and binders shall be fastened in place prior to tightening to prevent the displacement of logs on the top of the load.

(h) Surround load. All wrapper chains or cables, except in the case of one log loads, shall entirely surround the load. This does not apply to gut-wrappers.

(i) Gut-wrappers. Gut-wrappers, when used, shall be adjusted so as to be tightened by, but not carry the weight of the logs above them.

(j) Wrappers and binders to be placed before leaving immediate loading area. Wrappers and binders shall be placed and tightened around the completed load before the truck leaves the immediate loading area.

(k) Construction of wrappers and binders. Wrapper chains or cables, binders, fasteners, or attachments thereof, used for any purpose as required by these standards, shall have a minimum breaking strength of not less than fifteen thousand pounds and shall be rigged so that it can be safely released.

(l) Bundle straps or banding. For the purposes of this standard, applied bundle straps or banding are not acceptable as wrappers and binders.

(m) Loose ends secured. All loose ends of wrapper chains or cables shall be securely fastened so as to prevent their swinging free in a manner that will create a hazard.

(n) Trucks in sorting yards. Trucks and trailers used around sorting yards, etc., which travel at slow speeds, will not be required to use wrappers providing all logs are contained by and lie below the height of the stakes and there are no persons on the ground exposed to such traffic.

(o) Binder hook design. Binders for securing wrappers on logging trucks shall be fitted with hooks of proper size and design for the wrapper chain being used.

(p) Defective wrappers. Wrappers shall be removed from service when any of the following conditions exist:

- (i) Excessively worn links on chains;
- (ii) Deformed or stretched chain links;
- (iii) Cracked chain links;
- (iv) Frayed, stranded, knotted, or otherwise defective wire rope.

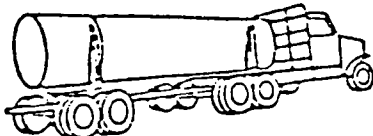
(q) Binder extensions. Pipe extension handles (swedes) for tightening or securing binders shall be limited to not longer than thirty-six inches. Care shall be taken that a sufficient amount of the pipe extends over the binder handle.

(r) Defective binders. Defective binders shall be immediately removed from service.

NOTE: See the following Diagrams I and II for illustrations of placement and number of load fastening devices.

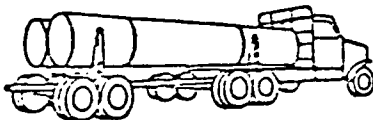
PLACEMENT AND NUMBER OF WRAPPERS

One log load



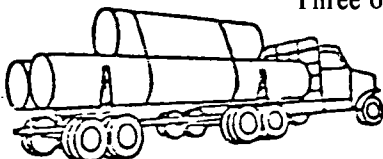
One wrapper required which shall be secured to the rear bunk. Log shall be blocked or secured in a manner to prevent it from rolling or shifting. A second wrapper secured to the front bunk is optional.

Two log load



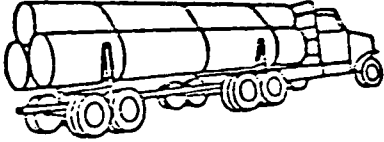
A minimum of two wrappers required. Logs shall be blocked to prevent them from rolling or shifting.

Three or four log load forty-four feet or less



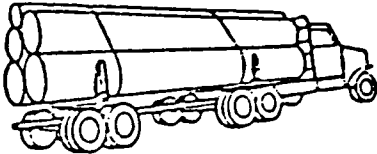
A minimum of two wrappers required.

Three or four log loads more than forty-four feet



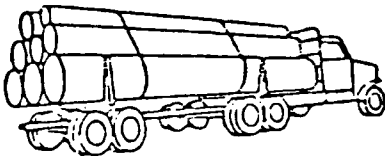
A minimum of three wrappers required.

Five or six log load
all logs seventeen feet or less



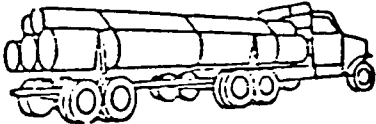
A minimum of two wrappers required.

Seven or more log load
all logs seventeen feet or less



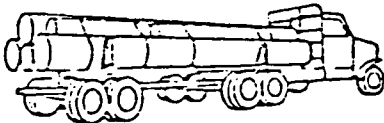
A minimum of two wrappers required.

Five or more log load
if any logs are more than seventeen feet



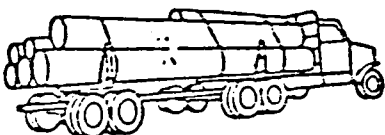
A minimum of three wrappers required.

Outside logs or top logs



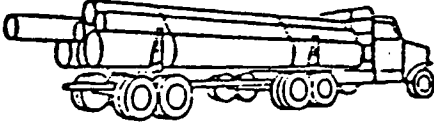
All outside or top logs shall be secured by a binder near but not within 12 inches of each end.

A wrapper shall be near each bunk



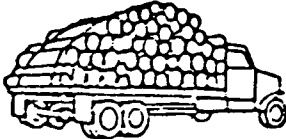
Each load shall be secured by having a wrapper within 6 feet of each bunk except on one log loads.

Proper support for logs



Not more than approximately one-third the weight of any log shall extend beyond the end of the logs or bunk supporting it.

Short logs loaded crosswise



A minimum of two wrappers are required and two chocks or stakes shall be used on the open end of the truck.

NOTE: All loads of logs on logging trucks equipped with chock blocks instead of stakes, shall have at least one additional wrapper over and above the requirements for trucks equipped with stakes, excepting on one and two log loads and trucks with short logs loaded crosswise.

(4) Approved load fastening devices. The following binder devices are hereby approved for purposes of transporting logs as referred to in subsection (3) of this section, provided that they meet a breaking strength of at least fifteen thousand pounds:

- (a) Three-eighths inch high-test steel chain;
- (b) One-half inch diameter steel cable; and
- (c) Steel strapping not less than two inches by fifty one-thousandths inches in dimension.

(5) Anti-spray devices. Every vehicle shall be equipped with a device adequate to effectively reduce the wheel spray or splash of water from the roadway to the rear thereof. All such devices shall be as wide as the tires behind which they are mounted and extend downward at least to the center of the axle.

(6) Qualifications of drivers. Adoption of United States department of transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States department of transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.69, 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 20, 1979, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW except:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to October 20, 1979.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date October 20, 1979.

(d) Sections 391.21, 391.23, 391.25, 391.27, 391.31, 391.33, 391.35, and 391.37 shall not apply to a single vehicle owner driver when operating under its own permit.

(7) Whenever the designation "director, bureau of motor carrier safety" is used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (6) of this section, such designation for the purpose of this rule shall mean the "Washington utilities and transportation commission", located in Olympia, Washington.

(8) Whenever the term "lightweight vehicle" is used in this section or is used in rules adopted herein by reference, such term shall mean a motor vehicle that:

(a) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or

(b) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:

(c) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

AMENDATORY SECTION (Amending Order R-155, Cause No. TV-1418, filed 1/7/81)

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 January 30, 1978, 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 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.

WSR 81-18-047

ADOPTED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-172, Cause No. TG-1509—Filed August 28, 1981]

In the matter of amending WAC 480-70-400, relating to exemptions for lightweight vehicles and single truck owner/drivers involving garbage and/or refuse collection companies operating under chapter 81.77 RCW.

This action is taken pursuant to Notice No. WSR 81-15-044 filed with the Code Reviser on July 15, 1981.

The rule changes hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 90.01.040 [80.01.040] and 81.77.030 and is intended administratively to implement these statutes.

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

Pursuant to Notice No. WSR 81-15-044 the above matter was scheduled for consideration at 8:00 a.m., Wednesday, August 26, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Robert W. Bratton and Commissioners Robert C. Bailey and A. J. Benedetti.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to Friday, August 21, 1981. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 8:00 a.m., Wednesday, August 26, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington.

No written comments were received.

At the August 26, 1981 meeting the commission considered the rules as proposed, at which time the commission considered the proposed rule change. No oral comments from interested parties were received. Staff made a presentation supportive of the rule change.

The amendment of WAC 480-70-400 affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-70-400 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-70-400 as amended will remove certain requirements for single vehicle owner drivers. The rule will also clarify the definition of lightweight vehicles as used in the safety rules. The amendment will also clarify the definition of lightweight vehicles as used in the drivers hours of service rules. Certain of the drivers hours of service rules do not apply to a driver of a "lightweight vehicle"; this rule amendment will define that term for purposes of the hours of service rule.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-70-400 as set forth in Appendix A, be amended as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rules after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 26th day of August, 1981.

Washington Utilities and Transportation Commission
 Robert W. Bratton, Chairman
 Robert C. Bailey, Commissioner
 A. J. Benedetti, Commissioner

Appendix A

AMENDATORY SECTION (Amending Order R-145, Cause No. TG-1357, filed 8/7/80)

WAC 480-70-400 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 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, 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 the effective date of this rule, are adopted and prescribed by the commission to be observed by all garbage and/or refuse 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 the effective date of this rule, 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 garbage and/or refuse collection companies operating under chapter 81.77 RCW.

(c) In addition to any accident reporting requirement now or hereafter prescribed by the commission, every

garbage and/or refuse 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 391, 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 the effective date of this rule, are adopted and prescribed by the commission to be observed by all garbage and/or refuse 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 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 81-18-048
NOTICE OF PUBLIC MEETINGS
WHATCOM COMMUNITY COLLEGE
[Memorandum, President—August 27, 1981]

The Board of Trustees at their August 27, 1981 board meeting agreed to meet at the College's Broadway facility on October 22 rather than at Northwest 2 Board Room as indicated on their November 4, 1980 official schedule of meetings. The meeting time, 10:00 a.m., is unchanged.

WSR 81-18-049
ADOPTED RULES
INSURANCE COMMISSIONER
[Order R 81-5—Filed August 31, 1981]

I, Dick Marquardt, Insurance Commissioner, do promulgate and adopt at Olympia, Washington, the annexed rules relating to continuing education procedures and requirements that must be met by agents, solicitors and brokers to maintain their licenses.

This action is taken pursuant to Notice No. WSR 81-15-041 filed with the code reviser on July 13, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 48.02.060 which directs that the Insurance Commissioner has authority to implement the provisions of RCW 48.17.150.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1981.

Dick Marquardt
Insurance Commissioner
By Robert M. Higley
Deputy Commissioner

AMENDATORY SECTION (Amending Order R 80-3, filed 3/20/80)

WAC 284-17-220 CONTINUING EDUCATION REQUIREMENT. (1) The number of hours course work required to be presented annually as a prerequisite to license renewal or reissuance shall be ~~((based on the number of years the licensee has been licensed as of the assigned license renewal date:~~

Number of Years	Hours Required
Licensee Has Been Licensed	
Five or less	36
More than five but	
ten years or less	24
More than ten years	12) 12 hours.

New licensees that have been licensed for less than 6 months at the time of renewal will not be required to

complete the continuing education, however anyone licensed 6 months or more at time of renewal must have completed the entire 12 hours.

The commissioner may accept licensed sales experience in another state, as comparable experience for the purpose of calculating the number of years licensed and for determining the number of continuing education hours required for each annual renewal or reissuance.

Each course to be applied toward satisfaction of the continuing education requirement must have been completed within the twenty four month period immediately preceding the licensee's assigned license renewal date and hours applied cannot have been applied in a previous year toward satisfaction of the continuing education requirement.

(2) The courses participated in and for which credit is received shall be reported to the commissioner as part of the application for license renewal and shall be subject to verification.

~~(3) ((Persons previously licensed who desire to be re-licensed shall be required to show that they have completed the number of hours of continuing education that would have been required of them had their licenses been continuous or, in lieu thereof, take and pass the appropriate licensing examination:~~

(4)) If the home state of a nonresident agent is determined to have a continuing education program substantially comparable to that of Washington, satisfaction of the continuing education requirement of the home state may be accepted as meeting Washington's requirement.

AMENDATORY SECTION (Amending Order R-80-3, filed 3/20/80)

WAC 284-17-250 COURSES CONDUCTED BY AUTHORIZED ORGANIZATIONS. (1) Insurance companies, insurance trade associations and statewide associations of agents or brokers that have an existing formal, and demonstrable, training program may, upon request to and approval by the commissioner, be authorized to develop course content and conduct courses without the requirement for prior individual course review and approval by the commissioner.

(2) Local chapters of such an authorized statewide association of agents or brokers may submit proposed courses to the statewide organization and, upon a determination by the statewide organization that the local chapter's course meets the standards of the organization and complies with this continuing education regulation, such local chapter's course shall be considered to be a course of the statewide association of agents or brokers and shall be presumed to be approved by the commissioner.

(3) It is the intent of this section that only organizations with a formal, full-time training program be approved to develop and conduct courses without prior individual course approval. Courses of other organizations are to be reviewed and acted on by the Commissioner on a prior and individual basis.

(4) Requests for training program review, and authority to develop course content and to conduct courses

without prior individual course approval must include the following information:

- (a) The name of the organization.
- (b) A description of the existing training program of the organization including:
 - (i) The titles or description of courses taught during the previous year.
 - (ii) The number of students taught, by course, during the previous year.
 - (iii) The name of the person in charge of the training program, years of full-time training program experience and years with the present organization.
 - (iv) Budget of the training program for the current year.
 - (c) A description of the manner in which courses will be developed and reviewed prior to course conduct.
 - (d) A statement by the responsible employee or officer of the organization agreeing to comply with regulations in developing courses and attributing hours to courses.
 - (e) An agreement to offer to provide, and to provide when requested, a certificate of completion and hours earned to each successful student.
 - (f) An agreement to maintain records of student course completion for three years.
- (5) The granting of authority to an organization to develop course content and conduct courses without prior individual course approval shall be ~~((for one year)) for an indefinite period, or until revoked by the commissioner. The actual conduct and performance of the training program shall be subject to review ((prior to renewal of such approval)) by the commissioner.~~
- (6) Organizations that have been authorized to develop course content and conduct courses without prior individual course approval shall file a course outline for each course with the Commissioner. The course outline shall include:
 - (a) A description of the subject matter to be taught.
 - (b) The method of teaching or presentation.
 - (c) The number of classroom contact hours.
 - (d) An explanation of the criteria to be applied in determining whether the course is satisfactorily completed.
 - (e) The number of continuing education hours credit assigned.
 - (f) Other relevant information.
- (7) Assignment of hours to courses by organizations that have been authorized to develop course content and conduct courses without prior individual approval shall be subject to review and revision by the commissioner as necessary to ensure consistency in continuing education hours assigned to comparable courses.

AMENDATORY SECTION (Amending Order R 80-3, filed 3/20/80)

WAC 284-17-270 CREDIT FOR COURSES. (1) No course shall be established for less than one hour of continuing education credit. Courses conducted in conjunction with other meetings must have a separate continuing education course component.

(2) The instructor of a course must maintain a positive attendance record, consisting of a sign in - sign out

register, in order to qualify the course for continuing education credit.

(3) The instructor of a course shall receive twice the ((same)) number of hours credit for teaching a course as is allowed for a student taking the course.

AMENDATORY SECTION (Amending Order R 80-3, filed 3/20/80)

WAC 284-17-310 FIRST DATES WHEN CONTINUING EDUCATION REQUIREMENT MUST BE MET. Each licensee shall be required to present evidence of completing the continuing education requirement, prior to license renewal, according to the following time schedule:

(1) For resident licensees qualified to sell life, disability, property or casualty insurance, beginning with those license renewals falling due on or after October 1, 1981.

(2) For any other licensee, beginning with those license renewals falling due on or after October 1, ((+1982)) 1983. The purpose of this deferred effective date is to provide sufficient time for analysis of the appropriate continuing education requirement for such other licensees.

(3) ~~((To coordinate with the conversion to a staggered license renewal schedule:~~

~~(a) If the license renewal period then ending is for more than a twelve month period, the continuing education requirement that must be met will be for a twelve month period plus the appropriate proration of a twelve month period:~~

~~(b)) Any continuing education course started and completed after April 1, 1980, and any course that is approved by WAC 284-17-240(1) that is completed after April 1, 1980, shall be allowed to be applied toward satisfaction of continuing education requirements.~~

WSR 81-18-050

PROPOSED RULES

CENTRAL WASHINGTON UNIVERSITY

[Filed August 31, 1981]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that the Central Washington University intends to adopt, amend, or repeal rules concerning parking and traffic regulations, chapter 106-116 WAC and admission and registration procedures, chapter 106-160 WAC;

that such institution will at 1:30 p.m., Tuesday, October 6, 1981, in the Kachess Room, Samuelson Union Building, CWU Campus, conduct a public hearing relative thereto.

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

The authority under which these rules are proposed is RCW 28B.35.120.

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution prior to October 6, 1981, and/or orally at

1:30 p.m., Tuesday, October 6, 1981, Kachess Room,
Samuelson Union Building, CWU Campus.

Dated: August 19, 1981

By: Judy Conture

Administrative Secretary

STATEMENT OF PURPOSE

Title: Chapter 106-116 WAC Parking and Traffic Regulations and Chapter 106-160 WAC Admission and Registration Procedures.

Description of Purpose: Chapter 106-116 WAC these rules are for the purpose of protecting and controlling pedestrian and vehicular traffic; assuring access at all time for emergency equipment; minimizing traffic disturbance during class hours; and facilitating the work of the university by assuring access by vehicles and by assigning the limited parking space for the most efficient use. Chapter 106-160 WAC, these rules are for the purpose of establishing a systematic procedure for admission and registration activities.

Summary of Rule: Parking and Traffic Regulations/Admission and Registration Procedures.

Reasons Supporting Proposed Action: These changes are the result of regular committee review by the Parking and Traffic Committee, which attempts to revise these regulations as needed to effectively accomplish the purposes stated above. WAC 106-160-006 of the Admission and Registration Procedures is being repealed as a result of a new admission policy approved by the Board of Trustees. As these regulations are specifically exempted by RCW 28B.19.020 from WAC rule-making procedures, this section is to be deleted rather than revised.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Alfred Teeple, Chief of Campus Safety, Central Washington University, Ellensburg, WA 98926, Phone: Scan 453-2958.

Organization Proposing Rule: CWU Traffic and Safety Committee.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

AMENDATORY SECTION (Amending Order 45, filed 8/13/80)

WAC 106-116-040 AUTHORITY OF CAMPUS SAFETY OFFICERS. Campus safety officers, duly appointed and sworn pursuant to RCW 28B.10.555 are peace officers of the state and have police powers as are vested in sheriffs and peace officers generally under the laws of ~~((the state of))~~ Washington State.

AMENDATORY SECTION (Amending Order 46, filed 3/23/81)

WAC 106-116-201 PERMITTED PARKING AREAS. (1) University owned parking areas are marked with signs reading, "Parking by University Permit Only." Vehicles parked without valid parking permits will be ticketed from 7:30 a.m. to ~~((5:30))~~ 4:00 p.m. Monday through Friday, except:

(2) ~~((Vehicles parked in the C-1 Pavilion parking area without a valid parking permit will be ticketed from 7:30 a.m. to 4:00 p.m. Monday through Friday.))~~ No parking permitted daily in C-1 lot from 4:00 a.m. to 5:00 a.m.

(3) ~~((Vehicles parked in the C-2 Stadium parking area without a valid parking permit will be ticketed from 7:30 a.m. to 3:00 p.m. Monday through Friday.))~~

~~((4))~~ Enforcement shall be in effect twenty-four hours a day in the following parking areas:

- (a) Residence hall staff parking areas,
- (b) Buttons Apartments,
- (c) Limited time zones,
- (d) J Lot,
- (e) Handicapped areas.

~~((5))~~ ~~((Vehicles parked in "D" Lot, Hertz Music Building parking area without a valid parking permit will be ticketed from 7:30 a.m. to 4:00 p.m. Monday through Friday.))~~

Reviser's Note: RCW 28B.19.077 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 45, filed 8/13/80)

WAC 106-116-202 NO PARKING AREAS. Parking is permitted only in areas designated and marked for parking in accordance with all signs posted in the designated parking area.

For example, prohibited areas include fire hydrants, fire lanes, yellow curb zones, crosswalks, driveways, service drives or any area not expressly permitted by sign or these regulations. Vehicles are not permitted to be parked on any undeveloped university property without the approval of the Chief of the Campus Safety Department. This section will be enforced twenty-four hours a day.

Reviser's Note: RCW 28B.19.077 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 37, filed 1/13/78)

WAC 106-116-203 SPECIFIC PARKING PROHIBITION. (1) Parking in areas and places normally used for moving traffic is a specific violation of these regulations.

(2) Parking in such a position with relation to other parked cars or marked parking spaces as to impede, restrict, or prevent free ingress or egress by other automobiles violates these regulations.

(3) Parking in areas marked for a special permit or clearly designated by signing for special use not available to the general public or regular permit holders is prohibited. Examples: Parking in a space marked ~~((Disability))~~ Handicapped Permits Only, ~~((or))~~ in spaces reserved for residence hall personnel or Health Center permit only.

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

Reviser's Note: RCW 28B.19.077 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 46, filed 3/23/81)

WAC 106-116-205 APARTMENT RESIDENTS. (1) Residents of Brooklane Village, Roy P. Wahle University Complex, Student Village Apartments, Getz Short Apartments and Buttons Apartments do not need parking permits to park in front of or immediately adjacent to their respective apartments but must register their vehicles with the university.

(2) Apartment residents may purchase a commuter parking permit.

(3) Residents of Student Village may park in Lots G-1 and G-2 without a permit.

(4) Only residents of Anderson Apartments who purchase a parking permit and obtain a special permit from the apartment manager may park in J Lot.

Reviser's Note: RCW 28B.19.077 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 45, filed 8/13/80)

WAC 106-116-207 FACULTY-STAFF PARKING. Faculty and staff parking areas are posted with signs reading, "Faculty and Staff Parking Only." Student parking is not permitted in any designated faculty and staff parking area Monday through Friday from 7:30 a.m. to ~~((5:30))~~ 4:00 p.m.

AMENDATORY SECTION (Amending Order 45, filed 8/13/80)

WAC 106-116-211 SMALL CAR PARKING. Parking areas on campus posted for "Small Cars Only" shall be restricted to vehicles with a 100 inch wheelbase or less. ~~((Example, Datsun—all models, Fiat—all models, Opel, Colt, Vega, Corvette, etc. A list of vehicles with a 100 inch wheelbase or less is on file in the Campus Safety Department.))~~

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

AMENDATORY SECTION (Amending Order 37, filed 1/13/78)

WAC 106-116-214 MALL TRAFFIC. (1) Only service vehicles are permitted on pedestrian malls ~~((and then only at speeds less than (5) miles per hour, and))~~ at times of very light pedestrian traffic. ~~((Only service vehicles are permitted to travel on the malls past the octagonal red "stop" signs.))~~

(2) Vehicles on clear emergency business with warning equipment operating are an exception to the provisions of this paragraph. Examples: fire trucks, ambulances, police cars, and equipment for emergency repair.

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

AMENDATORY SECTION (Amending Order 37, filed 1/13/78)

WAC 106-116-303 DISPLAY OF PERMITS. (1) Parking permits shall be displayed conspicuously on the right side (passenger side) rear bumper of the vehicle.

(2) Special permits must be displayed in the ~~((matter))~~ manner described at time of issuance.

(3) Motorcycle parking permits are to be placed in a conspicuous location on the front fork, handlebar, or fender of the motorcycle.

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

AMENDATORY SECTION (Amending Order 46, filed 3/23/81)

WAC 106-116-304 DISABILITY PERMIT. Any university employee, student or visitor who can show physical disability may apply to the Handicapped Student Services Office for a ~~((disability))~~ handi-capped parking permit. Certification by a physician may be required.

Disability permits issued by the state of Washington in all forms and disability permits issued by other state agencies or institutions shall be honored.

AMENDATORY SECTION (Amending Order 46, filed 3/23/81)

WAC 106-116-305 SPECIAL PARKING PERMITS. Special parking permits are available from the Campus Safety Department or automatic ticket dispensers. These permits must be displayed in clear view on the dash of the vehicle numbered side up, readable from outside the vehicle.

(1) A special permit is available when permitted vehicle is inoperative and replacement vehicle is being used.

(2) Permits are available for loading or unloading. The time limit is thirty minutes.

(3) Vendor permits are available for vendors conducting business on campus.

(4) Persons possessing a valid parking permit may purchase a second permit for the sum of ~~((52.00))~~ \$2.50 per quarter. Both vehicles may not be parked on campus simultaneously.

Reviser's Note: RCW 28B.19.077 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 46, filed 3/23/81)

WAC 106-116-306 TEMPORARY PARKING PERMITS. Temporary parking permits may be

(1) Purchased on a daily basis from coin-operated dispensers in ~~((Lots B, C-1 and D))~~ lots where available.

(2) Purchased from the Cashier in Mitchell Hall, on a weekly basis.

(3) Obtained through the Scheduling Center in the Samuelson Union Building or at the Conference Center, Courson Hall, for attendees of conferences, workshops, and meetings scheduled through ~~((that of-))~~ those offices.

(4) Valid only in areas not falling within prohibitions of WAC 106-116-202 and WAC 106-116-203.

Reviser's Note: RCW 28B.19.077 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 45, filed 8/13/80)

WAC 106-116-311 PARKING FEE REFUNDS. (1) Application for parking permit fee refunds are to be made at the Campus Safety Department. The parking permit must be surrendered upon application for a refund.

(2) A full parking fee refund is obtainable only within the first seven calendar days of any academic quarter in which the permit is issued.

(3) Refunds are ~~((only))~~ permitted only under the following conditions:

(a) Student teaching or other off-campus program;

(b) Withdrawal from the university;

(c) Termination of employment~~((;)).~~

~~((d))~~ (4) Refunds will not be made for daily permits

Reviser's Note: RCW 28B.19.077 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 46, filed 3/23/81)

WAC 106-116-403 VISITOR PARKING PERMITS. Visitors may obtain parking permits from the automatic permit dispensers. ~~((Permit dispensers are located near the entrance in "B" Lot, "C-1" Lot in front of Nicholson Pavilion, and "D" Lot.))~~

Visitors on official business may obtain a courtesy permit from the Campus Safety Office located at 11th and D Street near the entrance to "B" lot.

Reviser's Note: RCW 28B.19.077 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 37, filed 1/13/78)

WAC 106-116-404 VISITOR PARKING AREAS. Visitors, after obtaining a proper permit, may park in any university owned and designated parking area except Staff and Faculty reserved areas and "J" Lot ~~((; if a proper permit has been obtained.))~~. They may park at any metered parking area, if meter fee is paid.

AMENDATORY SECTION (Amending Order 37, filed 1/13/78)

WAC 106-116-501 BASIC SPEED LIMIT. ~~((+))~~ The speed limit on the university ~~((campus is 20 MPH:))~~ owned streets shall be as posted except:

~~((2))~~ (1) The speed limit in the parking areas is 5 MPH.

~~((3))~~ (2) No person shall operate a motor vehicle on the campus at a speed greater than is reasonable and prudent for existing conditions.

~~((4))~~ (3) The speed limit ~~((for service vehicles))~~ on malls and service drives is 5 MPH.

AMENDATORY SECTION (Amending Order 46, filed 3/23/81)

WAC 106-116-514 ELECTION TO FORFEIT OR CONTEST.

The notice of infraction issued pursuant to WAC 106-116-513 of these regulations shall inform the alleged violator that he/she may elect either to forfeit the monetary penalty to the infraction(s) charged or to contest the matter(s) in the manner described by the court of the ~~((Justice of the Peace for Kittitas County, otherwise known as))~~ Judge of the Lower Kittitas County District Court.

(1) If the alleged violator chooses to forfeit the penalty he/she may do so by paying the appropriate amount to ~~((the Justice of the Peace for))~~ Judge of the Lower Kittitas County District Court. Payment will be in cash, by certified check, or by money order. Such payment may also be made by mail. Such forfeiture shall constitute a waiver of a right to a hearing.

(2) If the alleged violator chooses to contest, he/she may do so by contacting the office of the ~~((Justice of the Peace for))~~ Judge of the Lower Kittitas County District Court in accordance with directions given on the infraction notice.

Reviser's Note: RCW 28B.19.077 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 46, filed 3/23/81)

WAC 106-116-515 PROCEDURE—COMPLAINT AND INFORMATION. (1) An infraction notice served in accordance with the provisions of WAC 106-116-513 of these regulations shall constitute the complaint or information against the person to whom delivered or mailed ~~((the))~~ . The person to whom the vehicle permit was issued ~~((for the vehicle in which it was placed or to which it was attached,))~~ shall be held liable, or if no permit ~~((for the vehicle cited))~~ has been issued, the owner of the vehicle shall be held liable.

(2) The complaint or information may be amended at any time, either in writing delivered or mailed to the alleged violator or upon motion at trial in his presence, to include new charges of violations of these regulations.

Reviser's Note: RCW 28B.19.077 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 45, filed 8/13/80)

WAC 106-116-603 MONETARY PENALTY SCHEDULE FOR COURT.

Offense	Fine
(1) Improper display of permit	\$1.00
(2) Parking faculty-staff area	\$1.00
(3) Parking yellow stripe or curb	\$2.00
(4) Parking outside designated parking area	\$2.00
(5) Live parking area	\$2.00
(6) Obstructing traffic	\$2.00
(7) Double parking	\$2.00
(8) Parking at improper angle or using more than one stall, or backing into parking stall	\$2.00
(9) Violation of the bicycle parking rules in WAC 106-116-901	\$1.00
(10) Reserved parking area	\$2.00
(11) No parking area	\$2.00
(12) Failure to remove keys from ignition	\$2.00
(13) Overtime parking	\$1.00
(14) Vehicle not registered	\$2.00
(15) Falsification of vehicle registration	\$5.00
(16) Using counterfeit, falsely made or altered permit	\$10.00
(17) Illegal use of permit	\$10.00
(18) No current permit	\$2.00
(19) Parking service drive	\$2.00
(20) Parking/driving sidewalks, malls	\$5.00
(21) Parking/driving lawns	\$10.00
(22) Parking fire lane	\$10.00
(23) Parking fire hydrant	\$10.00
(24) Driving, walking, leading, etc., certain animals on campus without permit (WAC 106-116-10401)	\$10.00

Offense

Fine

(25) Other violations of the objectives of the CWU Parking and Traffic Regulations \$1.00 to \$10.00

(26) Parking in a space marked "~~((Disability))~~ Handicapped Permits Only" \$10.00

(27) (a) when an infraction notice for offenses (1), (2), (9), and (13) is issued, any violator may, within one full business day of the issuance thereof, present such notice to the District Court office in the Kittitas County Courthouse and therewith pay \$.75 and no additional fine or penalty shall be imposed for such violation.

(b) The Court Commissioner of the Lower Kittitas County District Court and authorized deputies, or during non-business hours of said court the office of the Sheriff of Kittitas County will accept payments made under this rule.

(c) This schedule of monetary penalties and provisions for their payment corresponds with rules laid down by the Lower Kittitas County District Court.

Reviser's Note: RCW 28B.19.077 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 46, filed 3/23/81)

WAC 106-116-901 BICYCLE PARKING AND TRAFFIC REGULATIONS. (1) The primary aim of the bicycle control program is safety, and this aim will be achieved by keeping bicycles out of buildings, away from building exits, and parking them off paths and sidewalks. Bicycles must never be parked in stairwells, hallways, or any place which will be a safety hazard or hinder exit from buildings.

(2) Bicycles must be parked in racks. At times, rack space may not be available and parking near the racks is permitted provided the parked bicycles do not interfere with pedestrian traffic.

(3) The following specific regulations must be observed while operating bicycles on campus:

- (a) Do not ride ~~((or park))~~ bicycles inside buildings at any time.
- (b) Do not lean or park bicycles near or against windows.

(c) Pedestrians ~~((having))~~ have the right-of-way ~~((at))~~ . At times and places of congested pedestrian traffic, the bicycle rider must walk the bicycle. A violation of this provision shall constitute a moving violation and shall be referred directly to the ~~((Court))~~ court of the ~~((Justice of the Peace for))~~ Judge of the Lower Kittitas County District Court.

(d) Bicyclists must observe the 5 MPH speed limits on malls and service drives.

(e) Bicyclists must ride in designated lanes where they exist.

(4) ~~((Impounding for illegal parking:))~~ Impoundment policy:
 (a) Bicycles parked on paths, sidewalks, in buildings or near building exits may be impounded, except in areas adjacent to residence halls, or as otherwise permitted and designated by the Director of Housing as bike storage rooms. Bicycles left over 72 hours may be impounded.

(b) Impounded bicycles will be stored in a location determined by the Chief of Campus Safety. Bicycles will be released at specific times and upon presentation of proof of ownership. Owners of impounded bicycles, if identifiable, will be notified immediately upon impoundment and must reclaim the bicycle within seven days.

(c) Abandoned, lost or found bicycles that have been impounded shall be subject to sale in accordance with the laws of the State of Washington applicable to such sales conducted by law enforcement authorities.

Reviser's Note: RCW 28B.19.077 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.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 106-160-006 FINANCES—TUITION REFUND SCHEDULE.

WSR 81-18-051
NOTICE OF PUBLIC MEETINGS
CLARK COLLEGE
 [Memorandum—August 28, 1981]

The Clark College Board of Trustees will convene a special meeting on Tuesday, September 1, 1981, at 11:30 a.m. in the Administration Building of the Clark College Campus in Vancouver, Washington.

The meeting will move immediately to Executive Session for the purpose of receiving a negotiations report.

No action will be taken at this meeting.

WSR 81-18-052
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-109—Filed August 31, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency in this order is necessary to comply with orders of the U.S. District Court.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 31, 1981.

By Frank Haw
 for Rolland A. Schmitt
 Director

NEW SECTION

WAC 220-32-05800I RIVER MOUTH CLOSURES. *Notwithstanding the provisions of WAC 220-32-058, it is unlawful to take, fish for or possess salmon taken for commercial purposes in or from the following designated closed waters adjacent to the mouths of streams tributary to Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H.*

(1) *Those waters of Wind River upstream and northerly of the south edge of the railroad bridge.*

(2) *Those waters of the Big White Salmon River upstream and northerly of the southern edge of the railroad bridge.*

(3) *It is unlawful to take, fish for or possess salmon for commercial purposes in Areas 1F, 1G and 1H with gill net gear having a mesh size smaller than 8 inches.*

WSR 81-18-053
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Filed August 31, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning contractors registration, chapter 296-200 WAC.

These rules describe and clarify the procedures for registering as contractor; suspending a contractor's registration; changing a contractor's name, address, or business structure; cancelling surety bonds and insurance policies; filing suit against bonded or secured contractors, and collecting judgments.

One rule also sets \$20.00 fees for registration and renewal of registration. The rule, in a departure from the department's previous practice, also requires a contractor, who has allowed its registration to lapse because its bond or insurance policy has been canceled to pay a \$20.00 fee to reinstate its registration.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The agency reserves the right to modify the text of these proposed rules before the public hearing or in response to written or oral comments received before or during the public hearing.

The agency may need to change the date for public hearing or adoption on short notice. To ascertain that the public hearing or adoption will take place as stated in this notice, and interested person may contact the person named below.

Correspondence relating to this notice and the proposed rules should be addressed to:

Robert Cronkite
 Chief, Contractor Registration Section
 520 South Water Street
 Olympia, Washington
 (206) 754-1585;

that such agency will at 9:30 a.m., Tuesday, October 6, 1981, in the 4th Floor Conference Room, 300 West Harrison, Seattle, WA 98119, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:30 a.m., Thursday, October 8, 1981, in the Director's Office, Room 334, General Administration Building, Olympia, Washington 98504.

The authority under which these rules are proposed is RCW 18.27.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 6, 1981, and/or orally at 9:30

a.m., Tuesday, October 6, 1981, 4th Floor Conference Room, 300 West Harrison, Seattle, WA 98119.

Dated: August 31, 1981

By: Sam Kinville
Director

STATEMENT OF PURPOSE

Title and WAC Number of Rule Section(s) or Chapter(s): WAC 296-200-005 Purpose of Chapter; 296-200-015 Definitions; 296-200-025 Initial Application for Registration and Renewal of Registration; 296-200-035 Length of Registration Period; 296-200-040 Suspension of Contractor's Registration; 296-200-050 Change in Business Structure, Name, or Address; 296-200-060 Cancelling Surety Bonds and Insurance Policies; 296-200-070 Refund of Security Deposited with the Section; 296-200-080 Filing Suit Against a Contractor; 296-200-090 Collection of Judgments; 296-200-100 Priority for Payment of Judgments; and 296-200-900 Fees.

Statutory Authority: RCW 18.27.040.

Summary of the Rules: This notice proposes to add several new sections to chapter 296-200 WAC. Several rules clarify confusing passages in chapter 18.27 RCW that relate to a change of a contractor's name, business structure, or address; filing suit against a contractor; collection of judgments; and priority for payment of judgments. Other rules help the section eliminate unnecessary paperwork by specifying procedures for setting the length of a registration period and for cancelling insurance policies or surety bonds. The fee section sets out a new fee for reinstating a contractor's registration after the contractor has allowed its insurance or bond to lapse.

Description of the Purpose of the Rules: The Department of Labor and Industries has proposed these rules to clarify confusing sections in chapter 18.27 RCW, to eliminate unnecessary paperwork, and to charge a fee for its services.

Reasons Supporting the Proposed Rules: Several people, including attorneys, are confused by the sections in chapter 18.27 RCW that deal with suits against a contractor. The law contains different provisions for suits against a bonded contractor and for suits against a secured contractor. The rules clarify the difference. Other rules are proposed because the contractor registration section cannot handle its paperwork. The rules are designed to limit the number of times a person may or must file papers with the section. The fee rule is proposed because the section spends much time processing

cancellations of bonds or insurance policies because a contractor has not timely paid a premium.

The Agency Personnel Responsible for the Drafting, Implementation and Enforcement of the Rules: Robert Cronkrite, Chief, Contractor Registration Section, 520 South Water Street, Olympia, Washington, (206) 754-1585.

Name of the Person or Organization Whether Private, Public, or Governmental, that is Proposing the Rules: Department of Labor and Industries.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rules: Except for the fee rule, these rules basically describe interpretations of the law that are accepted and followed by persons and businesses familiar with the law. Thus, the rules, except for the fee rule, will not increase the cost of the section's services, or the cost of doing business. In fact, the section believes that its clarifications of chapter 18.27 RCW will save the time and money of persons and attorneys who are unfamiliar with the law. These persons often make costly errors in attempting to follow an improper interpretation of the law.

The rule is not necessary to comply with a federal law or a federal or state court decision.

Any other information that may be of assistance in identifying the rule of its purpose: None.

NEW SECTION

WAC 296-200-005 PURPOSE OF CHAPTER. The contractor's registration law, chapter 18.27 RCW, is a valuable protection for persons who do business with contractors in Washington. In administering and interpreting the law, however, several problems have arisen. The Contractors Registration Section cannot keep up with the paperwork the law entails. Many people are confused about the provisions in RCW 18.27.040 on suits against contractors and collection of judgments. Also, when a contractor and its bond are sued in several counties at the same time, problems arise over the priority of paying judgments from the bond. The intent of the rules in this chapter is to lessen the paperwork of the Section and to clarify the confusing passages of the law. The rules are necessary to ensure that the law is efficiently and properly administered.

NEW SECTION

WAC 296-200-015 DEFINITIONS. For the purposes of this chapter:

- (1) "Bonded contractor" means a contractor who has obtained a surety bond in order to comply with RCW 18.27.040;
- (2) "Department" means the Department of Labor and Industries;
- (3) "Section" means the Contractors Registration Section of the Department;
- (4) "Secured contractor" means a contractor who has assigned a savings account to the Department or deposited cash or other security with the Section in order to comply with RCW 18.27.040; and
- (5) "Security" means a savings account assigned to the Department or cash or other security deposited with the Section.

NEW SECTION

WAC 296-200-025 INITIAL APPLICATION FOR REGISTRATION AND RENEWAL OF REGISTRATION. (1) A contractor may register if it:

- (a) Completes an application for registration;
- (b) Provides the information required by RCW 18.27.030;
- (c) Obtains a surety bond, assigns a savings account to the Department, or deposits cash or other security with the Section. If a contractor obtains a bond, it must submit the original bond to the Section (see RCW 18.27.040);

(d) Obtains public liability and property damage insurance, and submits a copy of the insurance certificate to the Section (see RCW 18.27.050); and

- (e) Pays a fee of \$20.00.

(2) The Section shall send a renewal notice to a contractor's last recorded address at least 45 days before the contractor's registration expires. The contractor may renew its registration if it submits the renewal card and provides the materials required in paragraphs (1)(b), (c), and (e).

(3) The contractor must submit all of the materials to the Section in one package. Each of the materials must name the contractor exactly as it is named on the application for registration or the renewal card, as appropriate. If the contractor is renewing its registration, each of the materials must include the contractor's registration number. If any of the materials are missing, do not properly name the contractor, or do not include the registration number, the Section shall refuse to register or renew the registration of the contractor.

(4) The contractor may request, in a letter filed with the application or renewal materials, that the registration period end on a particular day. The resulting registration period may not be longer than one year.

(5) When the Section receives the required materials, it shall register or renew the registration of the contractor.

NEW SECTION

WAC 296-200-035 LENGTH OF REGISTRATION PERIOD. If a contractor's bond or insurance will expire less than one year after the day the registration begins, the Section shall require the contractor to accept a registration period that ends on the day the bond or insurance expires.

If the contractor wants a full one-year registration period, the contractor must obtain a short-term bond or insurance policy that will extend the bond or insurance coverage to the expiration date of the one-year registration period.

NEW SECTION

WAC 296-200-040 SUSPENSION OF CONTRACTOR'S REGISTRATION. A contractor can be registered only if it complies with the requirements of WAC 296-200-025. Therefore, if a contractor's surety bond or other security is impaired or cancelled, or if the contractor's insurance policy is cancelled, the Section shall suspend the contractor's registration until the contractor obtains a new bond, other security, or insurance policy, or eliminates the impairment to the bond or other security. The contractor may not do business while its registration is suspended.

NEW SECTION

WAC 296-200-050 CHANGE IN BUSINESS STRUCTURE, NAME, OR ADDRESS. (1) If a contractor changes its business structure (for example, if it changes from a partnership to a corporation, or if the partners in a partnership change), the contractor must apply for new registration in the manner required by WAC 296-200-025. If a contractor does not reregister after a change in its business structure, its registration may be invalid. See RCW 18.27.040.

(2) If a registered contractor changes its name or address it must notify the Section of the change.

NEW SECTION

WAC 296-200-060 CANCELLING SURETY BONDS AND INSURANCE POLICIES. (1) A cancellation of a surety bond or insurance policy shall be effective 30 days after the Section receives the cancellation notice, if the cancellation notice contains the following information:

- (a) The name of the contractor, exactly as it appears in the contractor's registration file;

- (b) The contractor's registration number;
- (c) The contractor's business address;
- (d) The names of the owners, partners, or officers of the contractor;
- (e) The bond or insurance policy number; and
- (f) The effective date of the bond or insurance policy.

To help the Section process cancellations, the information should be given in the order shown.

(2) The insurance and bonding companies should send cancellation notices to the Section by certified or registered mail.

NEW SECTION

WAC 296-200-070 REFUND OF SECURITY DEPOSITED WITH THE SECTION. (1) If a contractor is secured, the Section will release its interest in the security one year after the contractor's last registration expired. The Section shall not release its interest, however, if an unsatisfied court judgment or claim is outstanding against the contractor.

(2) The Section will release its interest in the security before one year has elapsed after the contractor's last registration period expired if the contractor provides a surety bond that covers both the contractor's previous and current registration periods.

NEW SECTION

WAC 296-200-080 FILING SUIT AGAINST A CONTRACTOR. (1) All suits against a contractor for claims under chapter 18.27 RCW must be brought in superior court. In particular, if a secured contractor is sued, the Section will be unable to pay an unsatisfied final judgment from the securities if the suit is not brought in superior court.

(2) If a claimant sues a contractor, the claimant shall serve the summons and complaint on the contractor and its bonding company by serving three copies of the summons and complaint by registered or certified mail on the Section. The Section shall not accept personal service of the summons and complaint.

(3) The Section may be unable to process a summons and complaint if the summons and complaint do not contain the following information:

- (a) The name of the contractor, exactly as it appears in the contractor's registration file;
- (b) The contractor's business address;
- (c) The names of the owners, partners, or officers of the contractor; and
- (d) The contractor's license number.

If the suit joins a bonding company, the summons and complaint should also include:

- (e) The name of the bonding company that issued the contractor's bond;
- (f) The bond number; and
- (g) The effective date of the bond.

If the information is insufficient for the Section to identify that contractor or bonding company that is being sued, the Section will not attempt to serve the summons and complaint and will return them to the claimant.

NEW SECTION

WAC 296-200-090 COLLECTION OF JUDGMENTS. (1) If a contractor is secured, a claimant who has received a final judgment against the contractor from a superior court may satisfy the judgment out of the security held by the Section. The Section cannot satisfy a district court judgment.

(2) The Section shall satisfy a superior court final judgment if the claimant serves on the Section, by registered or certified mail, three certified copies of the unsatisfied judgment within one year of the date the judgment was entered. The claimant must include the following information with the copies of the judgment:

- (a) The name of the contractor, exactly as it appears in the contractor's registration file;
- (b) The contractor's business address;
- (c) The names of the owners, partners, or officers of the contractor;
- (d) The contractor's license number; and
- (e) The exact amount of the judgment awarded by the superior court, including attorneys fees and interest. If the Section does not receive sufficient information to enable it to pay the judgment, it shall inform the claimant that more information is needed.

(3) If a contractor is bonded, a claimant who has received a final judgment against the contractor can satisfy the judgment against the contractor or the bonding company only. The Section can neither satisfy the judgment nor force the contractor or the bonding company to pay the judgment. The claimant must join the bonding company in the suit if it wants the bonding company to pay the judgment.

NEW SECTION

WAC 296-200-100 PRIORITY FOR PAYMENT OF JUDGMENTS. RCW 18.27.040 contains two different provisions for priority in paying judgments from the contractor's bond or security.

(1) If a contractor is secured, the Section shall satisfy final judgments against the contractor in the order the Section receives the judgments.

(2)(a) If a contractor is bonded, the priority for paying judgments from the bond is not a race priority such as the priority for payment of judgments against a security contractor. Instead, it is similar to the priority in bankruptcies. Claims for labor and employee benefits are satisfied first; claims for breach of contract are satisfied second; material and equipment claims are third; claims for taxes and contributions to the state of Washington are fourth; and claims for court costs, interest, and attorneys fees are satisfied last. No claim in a lesser category may be satisfied until all claims in the preceding categories are satisfied.

(b) A court may not order a bonding company to satisfy any one judgment or to tender money to the court until all claims against the contractor's bond outstanding in any court in the state are litigated. Only after all claims are litigated can a court decide which claims take priority and how much each claim is to be paid.

NEW SECTION

WAC 296-200-900 FEES. The department shall charge a \$20.00 fee for each registration and renewal of registration. For purposes of this rule, a contractor renews its registration after its registration expires, or after the registration has lapsed because the contractor's bond or insurance has been cancelled.

REPEALER

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

(1) **WAC 296-200-010 CERTIFICATE OF REGISTRATION—INITIAL APPLICATION.**

(2) **WAC 296-200-020 RE-REGISTRATION, RENEWAL AND REINSTATEMENT.**

(3) **WAC 296-200-030 SECURITY AND INSURANCE REQUIREMENTS.**

WSR 81-18-054
EMERGENCY RULES
DEPARTMENT OF GAME
[Order 133—Filed August 31, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to establishing open fishing seasons on the Snake River and Grande Ronde River to angling for steelhead, WAC 232-28-60310.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of the facts constituting such emergency is runs of steelhead entering and migrating into the Snake River system in the State

of Washington have improved in numbers to where harvest seasons and catch and release seasons can be established to harvest surplus fish in the Snake River system. Such an opening will not result in an underescapement or in damage to the steelhead runs in the Snake River system. This regulation shall become effective September 1, 1981.

Such rule is therefore adopted as an emergency rule.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED August 23, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60310 ESTABLISH OPEN FISHING SEASONS ON THE SNAKE RIVER AND GRANDE RONDE RIVER TO ANGLING FOR STEELHEAD. Notwithstanding the provisions of WAC 232-28-603, it shall be lawful for any sport fishermen to take, fish for, or possess steelhead in the Snake River system provided that these activities occur under the following provisions.

Snake River – from mouth to Three Mile Inn

Season Opening Date: September 1, 1981
Daily Catch Limit: One (1) steelhead over 20 inches in length
Possession Limit: Two (2) steelhead over 20 inches in length
Season Limit: Four (4) steelhead over 20 inches in length

Snake River – from Three Mile Inn upstream to Washington State line

Season Opening Date: September 1, 1981
Catch and Release Fishery
Special Provisions:
1. All steelhead over 20 inches in length must be released
2. Single pointed barbless hooks only
3. Only artificial flies or lures allowed
4. Bait including artificial fish eggs unlawful

Snake River – from mouth to Washington State line

Season Opening Date: October 1, 1981
Catch and Release Fishery
Special Provisions:
1. All steelhead over 20 inches in length must be released
2. Single pointed barbless hooks only
3. Only artificial flies or lures allowed
4. Bait including artificial fish eggs unlawful

Grande Ronde River – from mouth to Washington-Oregon State line

Season Opening Date: October 1, 1981

Catch and Release Fishery

Special Provisions:

1. All steelhead over 20 inches in length must be released
2. Single pointed barbless hooks only
3. Only artificial flies or lures allowed
4. Bait including artificial fish eggs unlawful
5. Only one steelhead over 20 inches in length may be caught and released per day.

WSR 81-18-055
EMERGENCY RULES
DEPARTMENT OF GAME
 [Order 134—Filed August 31, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to emergency season extension on Amber Lake (Spokane County), Blue, Park, Rainbow and Mirror Lakes (Grant County), Quail Lake (Adams County), and Loma Lake (Snohomish County) beginning September 8, 1981 until October 31, 1981, WAC 232-28-60309.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is Amber Lake (Spokane County), Blue, Park, Rainbow and Mirror Lakes (Grant County), Quail Lake (Adams County), and Loma Lake (Snohomish County) are approved for lake rehabilitation programs. The purpose of this emergency, beginning September 8, 1981, and terminating on October 31, 1981 is to allow maximum harvest and recreation on the fish stocks before the lakes are rehabilitated. Such rules are therefore adopted as emergency rules to take effect upon filing with the Code Reviser.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED August 24, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60309 EMERGENCY SEASON EXTENSION ON AMBER LAKE (SPOKANE COUNTY), BLUE, PARK, RAINBOW AND MIRROR LAKES (GRANT COUNTY), QUAIL LAKE (ADAMS COUNTY), AND LOMA LAKE (SNOHOMISH COUNTY) BEGINNING SEPTEMBER 8, 1981 UNTIL OCTOBER 31, 1981. Notwithstanding the provisions of WAC 232-28-603, Amber Lake (Spokane County), Blue, Park, Rainbow and Mirror Lakes (Grant County), Quail Lake (Adams County), and Loma Lake (Snohomish County) shall have an emergency extension on the fishing season beginning September 8, 1981 until October 31, 1981.

WSR 81-18-056
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-110—Filed August 31, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is adopted pursuant to RCW 75.40.060.

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

This rule is promulgated pursuant to RCW 75.40.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 31, 1981.

By Frank Haw
for Rolland A. Schmitt
Director

NEW SECTION

WAC 220-47-919 COMMERCIAL SOCKEYE AND PINK SALMON FISHERY. (1) Effective September 1 through September 2, 1981 commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 81-48 of the Director of Fisheries and as published in the Federal Register June 25, 1981 are superseded in part by this section.

(2) It is unlawful to take, fish for or possess sockeye salmon for commercial purposes in Puget Sound Salmon

Management and Catch Reporting Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D except as follows:

Reef Nets

Tuesday, September 1, 1981 6:00 A.M. to 9:00 P.M.

Gill Nets

6:00 P.M. Tuesday, September 1, 1981 to 9:00 A.M. Wednesday, September 2, 1981

Purse Seines

Wednesday, September 2, 1981 5:00 A.M. to 9:00 P.M.

(3) Gill nets restricted to 7-1/2 inch minimum mesh size in Area 7B when open under the Department of Fisheries regulations.

REPEALER

The following sections of the Washington Administrative Code is repealed:

WAC 220-47-918 COMMERCIAL SOCKEYE AND PINK SALMON FISHERY. (81-107)

WSR 81-18-057
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-111—Filed August 31, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is scheduled fisheries in Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D are currently under IPSFC control. Fisheries in Area 8 allows a harvest of pink salmon. Purse seine fishery allowed in Area 8 to avoid pink Salmon wastage. All other Puget Sound areas are closed to all-citizen commercial fishing to prevent overharvest of salmon stocks.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 31, 1981.

By Frank Haw
 for Rolland A. Schmitt
 Director

NEW SECTION

WAC 220-47-613 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of WAC 220-47-403, effective August 30 through September 5, 1981, it is unlawful to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

* Areas 4B, 5 and 6 - Closed except under International Pacific Salmon Fisheries Commission (IPSFC) and United States Department of Commerce (USDOC) rules set forth in Emergency Orders 81-48 and 81-110. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

* Area 6A - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-110. Gill nets restricted to 5-7/8-inch maximum mesh size when open, and purse seines must release all chinook salmon over 28 inches in length when open.

Area 6B - Closed.

* Area 6C - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-110. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 6D - Closed.

* Areas 7 and 7A - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-110. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 7B - Closed.

Area 7C - Closed.

* Area 7D - Closed except under IPSFC and USDOC rules set forth in Emergency Orders 81-48 and 81-110. Gill nets restricted to 5-7/8-inch maximum mesh size when open.

Area 8 - Closed except gill nets may fish Sunday, Monday, Tuesday, Wednesday, and Thursday nights from 6:00 p.m. to 9:00 a.m. with 5-inch minimum to 6-inch maximum mesh. Purse seines may fish Monday, Tuesday, Wednesday, and Thursday from 5:00 a.m. to 9:00 p.m. and on Friday from 5 a.m. to 4 p.m. Purse seines required to release all chinook and coho salmon caught in Area 8. The Skagit Bay Salmon Preserve is closed as provided in WAC 220-47-307.

Area 8A - Closed.

Areas 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-612 Puget Sound All-Citizen Commercial Salmon Fishery. (81-108).

WSR 81-18-058

ADOPTED RULES

DEPARTMENT OF AGRICULTURE

[Order 1747—Filed September 1, 1981]

I, M. Keith Ellis, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to feed tonnage assessment, chapter 16-200 WAC.

This action is taken pursuant to Notice No. WSR 81-15-084 filed with the code reviser on July 22, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 15.53.9018 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED September 1, 1981.

By M. Keith Ellis
Director

NEW SECTION

WAC 16-200-805 TONNAGE FEES. Pursuant to RCW 15.53.9018, each initial distributor of a commercial feed in this state shall pay to the department of agriculture an inspection fee of eight cents per ton on all commercial feed sold by such person during the year. Exceptions to payment of this fee are as authorized in RCW 15.53.9018.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 16-200-001 PROMULGATION**
- WAC 16-200-002 PROMULGATION**
- WAC 16-200-006 PROMULGATION**
- WAC 16-200-007 PROMULGATION**
- WAC 16-200-880 PROMULGATION**

WSR 81-18-059

PROPOSED RULES

LIQUOR CONTROL BOARD

[Filed September 1, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Liquor Control Board intends to adopt, amend, or repeal rules concerning:

- Amd WAC 314-12-070 Transfer of licenses.
- Amd WAC 314-12-090 Change of management.
- New WAC 314-16-210 Class H license fees in unincorporated areas—Seasonal operations—Prorating fees.
- New WAC 314-16-220 Class F licensees—Principal business sale of wine for off-premises consumption—Authorization for selling or serving samples.
- New WAC 314-16-230 Authorization for sale of wine in unopened bottles for off-premises consumption under class J license.
- Amd WAC 314-20-010 Brewers—Importers—Wholesalers—Monthly reports—Tax refund procedures.
- Amd WAC 314-20-015 Licensed brewers—Retail sales of beer on brewery premises—Beer served without charge on premises—Class H restaurant operation.
- Amd WAC 314-20-160 Importer of foreign beer—Certificate of approval required—Reports—Payment of tax.
- Amd WAC 314-24-003 Standards of identity for wine.
- Amd WAC 314-24-050 Alcoholic content.
- Amd WAC 314-24-110 Domestic wineries, wine wholesalers, wine importers—Monthly reports—Bonds required—Payment of tax.
- Amd WAC 314-24-120 Importer of foreign wine—United States wineries—Certificate of approval required—Monthly reports—Records.
- Amd WAC 314-24-190 Wine wholesale price posting.
- Amd WAC 314-24-200 Wine suppliers' price filings, contracts and memoranda;

that such agency will at 1:30 p.m., Wednesday, October 28, 1981, in the Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 1:30 p.m., Wednesday, October 28, 1981, in the Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA.

The authority under which these rules are proposed is RCW 66.08-.030, 66.98.070 and Title 34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 28, 1981, and/or orally at 1:30 p.m., Wednesday, October 28, 1981, Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA.

Dated: August 26, 1981

By: Leroy M. Hittle
Chairman

STATEMENT OF PURPOSE

The new and amendatory rules described herein and set forth in the notice will, for ease of reference, be assigned the following number designations: 1. WAC 314-12-070, 2. 314-12-090, 3. 314-16-210, 4. 314-16-220, 5. 314-16-230, 6. 314-20-010, 7. 314-20-015, 8. 314-20-160, 9. 314-24-003, 10. 314-24-050, 11. 314-24-110, 12. 314-24-120, 13. 314-24-190 and 14. 314-24-200, and the information relating to purpose and implementation will be submitted in sequence, utilizing the arabic number designation assigned to each of the above rules.

Title: 1. Transfer of Licenses. 2. Change of Management. 3. Class H License Fees in Unincorporated Areas—Seasonal Operations—Prorating Fees. 4. Class F Licensees—Principal Business Sale of Wine For Off-Premises Consumption—Authorization for Selling or Serving Samples. 5. Authorization for Sale of Wine in Unopened Bottles For Off-Premises Consumption Under Class J License. 6. Brewers—Importers—Wholesalers—Monthly Reports—Tax Refund Procedures. 7. Licensed Brewers—Retail Sales of Beer on Brewery Premises—Beer Served Without Charge on Premises—Class H Restaurant Operation. 8. Importer of Foreign Beer—Certificate of Approval Required—Reports—Payment of Tax. 9. Standards of Identity for Wine. 10. Alcoholic Content. 11. Domestic Wineries, Wine Wholesalers, Wine Importers—Monthly Reports—Bonds Required—Payment of Tax. 12. Importer of Foreign Wine—United States Wineries—Certificate of

Approval Required—Monthly Reports—Records. 13. Wine Wholesale Price Posting. 14. Wine Suppliers' Price Filings, Contracts and Memoranda.

Description of Purpose: 1. Will require board approval for changes in more than ten percent (10%) of stock in licensed corporations and of the principal officers of corporate licenses. 2. Will delete what will be a redundant requirement of receiving board approval for changes of corporate officers. 3. Will provide that only Class H licensees outside of incorporated cities and towns, who operate on a seasonal basis, can pay their license fees on a prorated calendar quarter basis. 4. Will authorize certain Class F licensees, whose primary business is the sale of wine for off-premises consumption, to sell or furnish single serving samples to customers. 5. Authorizes holders of Class J licenses to secure for an additional fee of ten dollars (\$10.00) per day, the privilege of selling wine in unopened bottles and original packages for off-premises consumption in a quantity of not more than twelve (12) liters to any one purchaser. 6. Will extend the term for declaration and payment of taxes imposed by RCW 66.24.290 from the tenth (10th) to the twentieth (20th) day of each month, and provide that such taxes will apply to beer furnished as samples and that a two percent (2%) penalty will be imposed for late payments. 7. Will provide that the two percent (2%) late penalty payment of taxes imposed by RCW 66.24.290 will apply on retail sales of its own production made by a brewer on the brewery premises. 8. Will extend the term for declaration and payment of taxes imposed by RCW 66.24.290 and WAC 314-20-010 on beer manufactured outside of the United States from the tenth (10th) to the twentieth (20th) day of each month. 9. Will change the percentage of alcohol by volume for wine from the present 20.87 percent to 24 percent. Also will correct a reference to the CFR (Code of Federal Regulations) and will bring the alcohol percentage into conformity with federal regulations. 10. Will also reflect the change that no wine shall exceed twenty-four percent (24%) by volume. 11. Will reflect change in wine tax to the metric system, including the one-fourth cent (1/4¢) per liter for grape research provided by chapter 5, Laws of 1981 ex. sess. Will also extend the term for declaration and payment of taxes imposed by RCW 66.24.210 from the tenth (10th) to the twentieth (20th) day of each month, and will apply to wine furnished as samples, and that a two percent (2%) penalty will be imposed for late payments. 12. Will extend the term and declaration of taxes imposed by RCW 66.24.210, for wines purchased outside the United States, from the tenth (10th) to the twentieth (20th) day of each month. 13. Will reflect change in wine tax to the metric system, including the one-fourth cent (1/4¢) per liter for grape research provided by chapter 5, Laws of 1981 ex. sess. 14. Will reflect change in wine tax to the metric system, including the one-fourth cent (1/4¢) per liter for grape research provided by chapter 5, Laws of 1981 ex. sess.

Statutory Authority: RCW 66.08.030, 66.98.070 and Title 34 RCW.

Summary: 1. Makes an explicit requirement that a proposed change of more than ten percent (10%) of the stock of a licensed corporation or any change in the principal officers must be reported to and approved in writing by the board. 2. Deletes requirement of board approval for change in officers of a licensed business. 3. Provides that Class H licensees outside of incorporated cities and towns, who have seasonal operations, can pay prorated license fees for the calendar quarters involved. 4. Authorizes Class F licensees, whose primary business is the sale of wine for off-premises consumption, to give or sell on the licensed premises single serving samples two (2) ounces or less to customers. To qualify for such privilege the licensee will need to apply for and receive written board approval; need to make periodic reports as required; and will need to establish that more than fifty (50%) percent of all gross sales from the licensee's business are from the sale of wine for off-premises consumption. Restrictions on such sampling will include: limit of no more than one (1) sample of any

single brand or type of wine; no more than a total of four (4) samples to any customer during any one visit. 5. Authorizes holders of Class J licenses to secure for an additional fee of ten dollars (\$10.00) per day, the privilege of selling wine in unopened bottles and original packages for off-premises consumption in a quantity of not more than twelve (12) liters to any one purchaser. 6.(a) Will change and extend the term for declaration and payment of taxes imposed by RCW 66.24.290 by licensed brewers, holders of certificates of approval, and importers of malt liquor from outside the United States, from the tenth (10th) to the twentieth (20th) day of each month. (b) Will provide that the taxes shall apply to the beer furnished and/or received as samples for the purpose of negotiating a sale. (c) Will provide for a penalty of two percent (2%) per month on late payments. 7. Will provide that the two percent (2%) late penalty payment of taxes imposed by RCW 66.24.290 will apply on retail sales of its own production made by a brewer on the brewery premises. 8. Will extend the term for declaration and payment of taxes imposed by RCW 66.24.290 and WAC 314-20-010 on beer manufactured outside of the United States from the tenth (10th) to the twentieth (20th) day of each month. 9. Will change the percentage of alcohol by volume for wine from the present 20.87 percent to 24 percent. Also will correct a reference to the CFR (Code of Federal Regulations). 10. Will also reflect the change that no wine shall exceed twenty-four percent (24%) by volume. 11. Will reflect change in wine tax to the metric system, including the one-fourth cent (1/4¢) per liter for grape research provided by chapter 5, Laws of 1981 ex. sess. Will also extend the term for declaration and payment of taxes imposed by RCW 66.24.210 from the tenth (10th) to the twentieth (20th) day of each month, and will apply to wine furnished as samples, and that a two percent (2%) penalty will be imposed for late payments. 12. Will extend the term and declaration of taxes imposed by RCW 66.24.210, for wines purchased outside the United States, from the tenth (10th) to the twentieth (20th) day of each month. 13. Will reflect change in wine tax to the metric system, including the one-fourth cent (1/4¢) per liter for grape and wine grape research provided by chapter 5, Laws of 1981 ex. sess. 14. Will reflect change in wine tax to the metric system, including the one-fourth cent (1/4¢) per liter for grape and wine grape research provided by chapter 5, Laws of 1981 ex. sess.

Reasons Supporting Proposed Action: 1.(a) To implement RCW 66.24.025(2). (b) Before the present proposal, notice to the board was required only where a controlling number of shares changed ownership. Since significant changes in the corporate makeup can result from transfers of stock of less than a controlling percentage, the proposed requirement will furnish an opportunity to review the qualifications of those involved in corporate operations. Further, the rule clarifies that the board will limit its inquiry to the principal officers of licensed corporations. 2. Since RCW 66.24.025 explicitly requires board approval for changes in corporate officers, and since that requirement will now be covered expressly in WAC 314-12-070, that now redundant requirement will be deleted from this rule. 3.(a) Implements RCW 66.24.420(1)(c) in light of the requirements of RCW 66.24.010(5)(c). (b) It appears to be the legislative intent to provide for the prorating of Class H license fees only for those licensees engaged in seasonal operations. 4.(a) To implement the legislative authorization contained in chapter 5, Laws of 1981 ex. sess. (b) The legislative mandate specifies that the authorized privilege will be limited to those Class F licensees whose "primary business" is the sale of wine for off-premises consumption. The proposed rule specified that the board does not consider the sampling privileges to be a substitute for privileges conferred by RCW 66.24.340 (Class C—Wine retailer's license—For on-premises consumption) or RCW 66.24.400 (Class H license), and the limitations are designed to prevent Class F licensees from participating in those privileges without meeting the requirements for those classes of license. 5.(a) Implements chapter 5, Laws of

1981 ex. sess. (b) The authorization for a Class J retail licensee to sell wine in the unopened bottle and original package was in response to a significant number of citizen requests that they be allowed to do so. 6.(a) Implements chapter 5, Laws of 1981 ex. sess. (b) Extending the present ten (10) day term to twenty (20) days is in response to the needs of those involved in the industry. 7. By imposing the penalty for late payment of tax on a brewery's retail sales of beer, the board is applying the same provisions as it does to other licensees or certificate holders who are required to pay the same tax. 8. This assures that declaration and payment of taxes by importers of beer from outside the United States will coincide with the requirements imposed on other taxpayers of the same tax. 9.(a) Implements chapter 5, Laws of 1981 ex. sess. (b) Will now be the same as the federal requirements. (c) The citation of 26 CFR in the present rule is no longer accurate, accordingly, the proposed rule will make the correct designation. 10.(a) Implements chapter 5, Laws of 1981 ex. sess. (b) Will now be the same as the federal requirements. 11.(a) Implements chapter 5, Laws of 1981 ex. sess. (b) Extends the date for declaring and paying taxes and makes the requirement uniform for taxpayers paying the same tax. 12.(a) Implements chapter 5, Laws of 1981 ex. sess. (b) Extends the date for declaring and paying taxes and makes the requirement uniform for taxpayers paying the same tax. 13. Implements chapter 5, Laws of 1981 ex. sess. 14. Implements chapter 5, Laws of 1981 ex. sess.

Agency Personnel Involved: In addition to the board, the following agency personnel have responsibility for drafting, implementing and enforcing this rule: Ray Hensel, Supervisor, License Division, Capital Plaza Bldg., Olympia, 753-6259; Bob Obenland, Chief Enforcement Officer, Same Location, 753-6270; Jim Hoing, Board Controller, Same Location, 753-6258; and Jim Halstrom, Supervisor, Manufacturers, Importers, Wholesalers Division, Same Location, 753-6273.

Person or Organization Proposing Rules: All of the above rules are proposed by the Washington State Liquor Control Board.

Agency Comments: The board recommends approval of all of the above rules.

Necessity for Rules: None of the above rules are initiated as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 55, filed 5/31/77, effective 7/1/77)

WAC 314-12-070 TRANSFER OF LICENSES ((~~RULE 6~~)).

(1) No transfer of any license shall be made except in conformance with RCW 66.24.010, and subject to the following conditions:

(a) the holder of the license shall execute an assignment and transfer upon a form prescribed by the board, and the assignee and transferee shall then make application for approval of such assignment and transfer;

(b) the transferee shall not take possession of the premises, nor exercise any of the privileges of a licensee, nor shall such assignment and transfer be effective until the board shall have approved the same;

(c) in approving any assignment and transfer of licenses, the board reserves the right to impose special conditions as to the future connection of the former licensee or any of his employees with the licensed business as in its judgment the circumstances may justify;

(d) a change of trade name may be made coincident with the transfer of the license without any additional fee.

(2) The sale of a partnership interest or any change in the partners, either by withdrawal or addition or otherwise, shall be considered an assignment and transfer of the licenses held by the partnership and subject to the regulations applicable to assignment and transfer of licenses.

(3) If the licensee is a corporation, a change in ownership of any stock shall not be deemed a transfer of a license: PROVIDED, HOWEVER, That ~~((in the case of a change in ownership of a controlling number of shares of stock the board must be notified and its approval obtained))~~ pursuant to the provisions of RCW 66.24.025(2), the proposed sale of more than ten percent of the outstanding and/or issued stock of a licensed corporation or any proposed change in the principal officers of a licensed corporation must be reported to the board on

forms prescribed by it. The board may inquire into all matters in connection with any such sale of stock or proposed change in officers, and the written consent of the board must be obtained before any such changes are made.

(4) If a licensee has an unresolved violation charge pending, no action will be taken by the board on an application to transfer the liquor license to another until such time as a final disposition has been made of the pending violation charge.

AMENDATORY SECTION (Amending Rule 8, filed 6/13/63)

WAC 314-12-090 CHANGE OF MANAGEMENT ((~~RULE 8~~)). No change shall be made in the management ~~((or officers))~~ of any licensed business until written consent of the board has been obtained.

NEW SECTION

WAC 314-16-210 CLASS H LICENSE FEES IN UNINCORPORATED AREAS—SEASONAL OPERATIONS—PRORATING FEES. (1) The provisions of RCW 66.24.420(1)(c) which provide for prorated fees according to the calendar quarters for class H licensees outside of incorporated cities and towns pertains to those class H licensees who have seasonal operations only.

(2) As required by RCW 66.24.010(5)(c), class H licensees outside of incorporated cities and towns who operate on a year-round basis or who are open for a period of time during each calendar quarter are required to submit a full year's fee.

NEW SECTION

WAC 314-16-220 CLASS F LICENSEES—PRINCIPAL BUSINESS SALE OF WINE FOR OFF-PREMISES CONSUMPTION—AUTHORIZATION FOR SELLING OR SERVING SAMPLES. (1) Class F licensees whose business is primarily the sale of wine at retail, who desire authorization under RCW 66.24.370 to serve on their premises free or for a charge, single serving samples of two ounces or less must, prior to commencing such sales or service, obtain written approval from the board.

(2) To demonstrate to the satisfaction of the board that the class F licensee's primary business is and continues to be the sale of wine at retail, the board may require the licensee to make periodic reports concerning the licensee's sales and inventory. A class F licensee's gross retail sales of wine, not to be consumed on premises, must exceed fifty percent of all gross sales for the entire business of said licensee in order to be considered by the board as a business whose primary business is the sale of wine.

(3) No more than one sample of any single brand and type of wine, and no more than four samples, may be furnished or sold to a customer or patron during any one visit to the licensed premises.

(4) The sampling privileges authorized by RCW 66.24.370 as implemented by this section of the rules are not to be a substitute for or an alternative to the on-premises consumption of wine that is authorized under RCW 66.24.340 or 66.24.400.

NEW SECTION

WAC 314-16-230 AUTHORIZATION FOR SALE OF WINE IN UNOPENED BOTTLES FOR OFF-PREMISES CONSUMPTION UNDER CLASS J LICENSE. (1) Authorization for the sale of unopened bottles and original packages of wine not to be consumed on the premises where sold, at an additional fee of ten dollars per day, as authorized by RCW 66.24.500, must be applied for to the board at the time the society or organization makes application for the class J license, and the board's written approval is required before any such sales are made.

(2) Board approval for the sales authorized in subsection (1) of this section shall be granted by the board upon the condition that no more than twelve liters may be sold to any one purchaser under a single class J license.

AMENDATORY SECTION (Amending Order 40, filed 8/21/75)

WAC 314-20-010 BREWERS—IMPORTERS—WHOLESALE—MONTHLY REPORTS—TAX REFUND PROCEDURES ((~~RULE 37~~)). (1) The holders of licenses to manufacture malt liquors within the state of Washington and holders of certificates

of approval and importers who import malt liquors manufactured outside the United States must at all times when said licenses or certificates of approval are in force have in effect and on file with the board a bond executed by any surety authorized to do business in the state of Washington, in form and amount acceptable to the board, which bond shall be payable to the Washington State Liquor Control Board and conditioned that such licensee or holder of certificate of approval will pay to the board the tax levied by virtue of RCW 66.24.290 (sec. 24 of the Washington State Liquor Act).

(2) Every person, firm or corporation holding a license to manufacture malt liquors within the state of Washington shall, in addition to the statement required to be made by RCW 66.24.280 (sec. 23F (1) of the Washington State Liquor Act), on or before the ~~((tenth))~~ twentieth day of each month make a report to the board upon forms furnished by the board, of all sales of beer in and out of the state during the preceding calendar month, and shall at the same time pay to the board the tax due thereon including beer furnished as samples to authorized licensees for the purpose of negotiating a sale as provided in RCW 66.28.040.

(3) Every person, firm or corporation holding a license to import beer into the state of Washington shall make a report to the board, upon forms furnished by the board, on or before the ~~((tenth))~~ twentieth day of each month of all beer imported into the state during the preceding calendar month, and shall at the same time pay to the board the tax due thereon: PROVIDED, HOWEVER, That said tax shall be paid on behalf of the importer of such beer by the holders of certificates of approval at the time that said holders of certificates of approval furnish to the board the report required under RCW 66.24.270 and WAC 314-20-170: PROVIDED, FURTHER, That the report method of payment of tax shall be exclusive of any other method. In the event beer has been imported into the state of Washington upon which the tax has not been paid, or payment arranged as herein provided, the beer importer shall pay the tax due thereon ((prior to any transfer to any other beer importer or wholesaler)) including beer received and/or furnished as samples to authorized licensees for the purpose of negotiating a sale as provided in RCW 66.28.040.

(4) Failure to make such report or pay said tax at the time prescribed will be sufficient ground for the board to forthwith suspend or cancel the license privilege of the delinquent brewer or importer or the certificate of approval of the brewer located outside the state of Washington. A two percent penalty per month, or portion of a month, will be assessed on any tax payments postmarked after the twentieth day following the month of sale. In addition, in case of any such delinquency, the board shall immediately give notice to the surety on such brewer's, importer's or certificate of approval holder's bond and shall take such action as is thereafter deemed necessary by the board to collect any of said tax which it finds is due.

(5) In consideration of the foregoing requirements, revenue stamps evidencing payment of said tax shall not be used on any package containing beer manufactured by brewers within the state or imported into the state by a beer importer, nor shall it be required that "in transit" stamps be affixed to packages containing any beer manufactured in the state of Washington when the same is exported directly to a point outside the geographical confines of the state by such manufacturers. Neither shall it be required that "in transit" stamps be affixed to packages of beer being shipped in interstate commerce from one point outside this state, through this state, to another point outside the geographical confines of this state. In the case of beer manufactured by a brewer within the state or imported into the state of Washington by a beer importer and either sold to beer wholesalers for export from the state or exported directly by the importer, such manufacturer or importer must either pay the tax on beer so sold or affix "in transit" stamps, if not previously affixed, to all packages containing such beer, as provided in WAC 314-20-040(1).

(6) Beer wholesalers or beer importers who export beer to a point outside the geographical confines of the state of Washington upon which the tax imposed by RCW 66.24.290 has been paid may claim a refund or tax credit of said tax on forms prescribed and furnished by the board. For the purpose of this regulation, beer sold and delivered to interstate commercial common passenger carriers holding licenses pursuant to chapter 245, Laws of 1975, 1st ex. sess., or for use within the confines of any military reservation over which the state does not exercise jurisdiction shall be considered exported from the state. Such tax shall not be paid on beer being shipped in interstate commerce from a point outside this state directly through the state to another point outside the geographical confines of this state.

AMENDATORY SECTION (Amending Order 61, filed 12/6/77)

WAC 314-20-015 LICENSED BREWERS—RETAIL SALES OF BEER ON BREWERY PREMISES—BEER SERVED WITHOUT CHARGE ON PREMISES—CLASS H RESTAURANT OPERATION ((RULE 37:5)). (1) A licensed brewer holding a proper retail license, pursuant to chapter 66.24 RCW, may sell beer of its own production at retail on the brewery premises: PROVIDED, That beer so sold at retail shall be subject to the tax and penalty for late payment, if any, as imposed by RCW 66.24.290, and to reporting and bonding requirements as prescribed in RCW 66.28.010 and WAC 314-20-010 ((Rule 37)).

(2) In selling beer at retail, as provided in subsection (1) of this regulation, a brewer shall conduct such operation in conformity with the statutes and regulations applicable to holders of such beer retailers' licenses. The brewer shall maintain records of such retail operation separate from other brewery records.

(3) Upon written authorization of the board, pursuant to RCW 66.04.011, beer of a licensed brewer's own production may be consumed in designated parks and picnic areas adjacent to and held by the same ownership as the licensed brewer.

(4) A licensed brewer or a lessee of a licensed brewer operating a Class H restaurant, licensed pursuant to RCW 66.28.010, shall conduct such operation in conformity with the statutes and regulations which apply to holders of such Class H licenses.

(5) A brewer may serve beer without charge on the brewery premises, as authorized by RCW 66.28.040. Such beer served without charge as provided herein is not subject to the tax imposed by RCW 66.24.290.

(6) No retail license or fee is required for the holder of a brewer's license to serve beer without charge on the brewery premises as set forth in subsection (5) of this regulation. Before exercising this privilege, however, such brewer shall obtain approval of the proposed service area and facilities from the board. Such brewer shall maintain a separate record of all beer so served.

AMENDATORY SECTION (Amending Order 14, filed 12/1/70, effective 1/1/71)

WAC 314-20-160 IMPORTER OF FOREIGN BEER—CERTIFICATE OF APPROVAL REQUIRED—REPORTS—PAYMENT OF TAX ((RULE 55)). Beer manufactured outside of the United States may be imported by a beer importer, but only under the following conditions:

(1) The beer importer must be the holder of a certificate of approval, and shall furnish the bond required by WAC 314-20-010.

(2) The beer importer importing such beer shall be at all times solely responsible for the payment of any and all taxes due the state of Washington on account of such beer. Such beer shall be imported and delivered directly to either the warehouse of the importer or to some other warehouse previously designated by the importer and approved by the board.

(3) On or before the ~~((tenth))~~ twentieth day of the month following such importation the importer (certificate of approval holder) shall report such importation to the board, setting forth the quantity, brand, type, and package sizes of such beer and shall pay to the board the tax due thereon as provided in WAC 314-20-010.

(4) All matters pertaining to the importation, transportation, storage, payment of taxes and keeping of records, and all other matters pertaining to the importation of beer manufactured outside the United States shall be subject at all times to such orders, rules and regulations as the board may from time to time prescribe, and the board reserves the right to make orders applicable to individual and particular cases in addition to general orders, rules and regulations applicable generally.

AMENDATORY SECTION (Amending Order 14, filed 12/1/70, effective 1/1/71)

WAC 314-24-003 STANDARDS OF IDENTITY FOR WINE.

(1) Application of standards. The standards of identity for the several classes and types of wine set forth herein shall be applicable to all wines produced, imported, bottled, offered for sale, or sold within this state for beverage use or any other purpose, except as hereinafter prescribed. The standards herein established are minimum standards for wines of the several classes and types defined.

(2) Standards of identity. The several classes and types of wine set forth herein shall be as follows:

(a) Wine (or Grape Wine). "Wine" is the product of the normal alcoholic fermentation of the juice of sound, ripe grapes (including pure condensed must), with or without added grape brandy or other spirits derived from grapes or grape products, and containing not to exceed ((20-87)) 24 percent alcohol by volume, but without any other addition or abstraction whatsoever except such as may occur in normal cellar treatment: PROVIDED, That the product may be ameliorated before, during or after fermentation by the use of pure dry sugar, a combination of water and pure dry sugar, liquid sugar, invert sugar syrup, grape juice or concentrated must, but only in accordance with federal regulations ((26)) 27 CFR part 240, and the total solids of the wine shall in no case exceed 21 percent by weight. The maximum volatile acidity, calculated as acetic acid and exclusive of sulphur dioxide, shall not be, for red table wine, more than 0.14 gram, and for all other wine, more than 0.12 gram in both cases per 100 cubic centimeters (20 degrees C.). The maximum sulphur dioxide content of any wine shall not be greater than 350 parts per million of total sulphur dioxide or sulphites expressed as sulphur dioxide.

Pure Condensed Must. "Pure condensed must" means the dehydrated juice or must of sound, ripe grapes, or other fruit or agricultural products, concentrated to not more than 80° Brix, the composition thereof remaining unaltered except for removal of water; the term "restored pure condensed must" means pure condensed must to which has been added an amount of water not exceeding the amount removed in the dehydration process; and the term "sugar" means pure cane, beet, or dextrose sugar in dry form containing, respectively, not less than 95 percent of actual sugar calculated on a dry basis.

(b) Natural Wine is the product of the juice of sound, ripe grapes, or the product of the juice of sound ripe fruit or berries other than grapes, produced in accordance with section 5381, I.R.C., and federal regulations ((26)) 27 CFR part 240, as applicable.

(c) Red and White Wine. Red wine is wine which contains the red coloring matter of the skins, juice, or pulp of grapes; pink, amber or rose wine is wine which contains partial red coloring of the skins, juice, or pulp of grapes; and white wine is wine which does not contain the red coloring matter of the skins, juice, or pulp of grapes.

(d) Table Wine (including light wine, light grape wine, light red wine, light white wine, and natural wine) is wine containing not to exceed 14 percent alcohol by volume. The maximum Balling or Brix saccharometer test for any table wine shall not be more than 14 percent (at 20 degrees C. using a saccharometer calibrated at this temperature) when the test is made in the presence of the alcoholic content provided herein.

(e) Dessert Wine (including appetizer wine) is wine containing more than 14 percent alcohol by volume, and not to exceed ((20-87)) 24 percent alcohol by volume. Angelica, Madeira, Malaga, Marsala, Muscatel, Port, White Port, Sherry, and Tokay are types of dessert wine containing added grape brandy or other spirits derived from grapes or grape products, possessing the taste, aroma and other characteristics generally attributed to these products, and having an alcoholic content of not less than 17 percent by volume in the case of Sherry, and not less than 18 percent in the case of all other types named in this paragraph.

(f) Aperitif Wine is grape wine, containing added grape brandy or other spirits derived from grapes or grape products and having an alcoholic content of not less than 15 percent by volume flavored with herbs and other natural aromatic flavoring materials and possessing the taste, aroma and other characteristics generally attributed to wine of this class.

(g) Vermouth is a type of aperitif wine made from grape wine and possessing the taste, aroma and other characteristics generally attributed to vermouth.

(h) The term vintage wine means a wine produced wholly from (i) grapes gathered and (ii) the juice therefrom fermented, in the same calendar year and in the same viticultural area (e.g., county, state, department, province, or equivalent geographic area, or subdivision thereof), as identified on the label of such wine.

(i) Sacramental Wine. Wine used solely for sacramental purposes may possess such alcoholic content not exceeding ((20-87)) 24 percent by volume as required by ecclesiastical codes.

(j) Sparkling Grape Wine (including sparkling wine, sparkling red wine, and sparkling white wine) is grape wine made effervescent with carbon dioxide resulting solely from the fermentation of the wine within a closed container, tank or bottle.

(k) Champagne is a type of sparkling light white wine which derives its effervescence solely from the secondary fermentation of the wine within glass containers of not greater than one gallon capacity, and

which possesses the taste, aroma, and other characteristics attributed to champagne as made in the Champagne District of France.

(l) A Sparkling Light Wine having the taste, aroma, and characteristics generally attributed to champagne but not otherwise conforming to the standard for champagne may, in addition to but not in lieu of the class designation sparkling wine, be further designated as champagne style, or champagne type or American (or New York State, California, etc.) champagne—bulk process; all the words in such further designation shall appear in lettering of substantially the same size and such lettering shall not be substantially larger than the words "sparkling wine".

(m) Pink (or Rose) Champagne is a type of sparkling pink wine otherwise conforming to the definition of champagne, and shall be labeled in the same manner as champagne except that the designation Pink (or Rose) champagne shall be used in lieu of the designation champagne.

(n) Sparkling Burgundy and Sparkling Moselle are types of sparkling wine possessing the taste, aroma and characteristics attributed to these products.

(o) Carbonated Wine (including carbonated grape wine, carbonated red wine, carbonated pink (or rose) wine and carbonated white wine) is wine made effervescent with carbon dioxide other than that resulting solely from the secondary fermentation of the wine within a closed container, tank, or bottle.

(p) Fruit Wine is wine produced by the normal alcoholic fermentation of the juice of sound, ripe fruit (other than grape), including pure condensed fruit must, with or without added fruit brandy or fruit spirits distilled from the same type of fruit or fruit products as the wine to which such fruit brandy or fruit spirits is added, and containing not to exceed ((20-87)) 24 percent of alcohol by volume but without any other addition or abstraction whatsoever except such as may occur in normal cellar treatment: PROVIDED, That the product may be ameliorated before, during, or after fermentation by the addition of water, pure dry sugar, a combination of water and pure dry sugar, liquid sugar, invert sugar syrup and concentrated and unconcentrated juice of the same fruit, but, only in accordance with federal regulations and the total solids of the wine shall in no case exceed 21 percent by weight.

The maximum volatile acidity, calculated as acetic acid and exclusive of sulphur dioxide, shall not be for natural fruit wine, more than 0.14 gram, and for other fruit wine, more than 0.12 gram, per 100 cubic centimeters (20 degrees C.).

(q) Light Fruit Wine (including natural fruit wine) is fruit wine containing not to exceed 14 percent alcohol by volume.

(r) Fruit wine derived wholly (except for sugar, water, or added fruit brandy or fruit spirits) from one kind of fruit shall be designated by the word wine, qualified by the name of such fruit; e.g., peach wine, orange wine, blackberry wine, etc. Fruit wine not derived wholly from one kind of fruit shall be designated as fruit wine or berry wine, as the case may be, qualified by a truthful and adequate statement of composition appearing in direct conjunction therewith. Fruit wines derived wholly (except for sugar, water, or added fruit brandy or fruit spirits) from apples or pears may if desired be designated cider, and perry, respectively, and shall be so designated if lacking in vinous taste, aroma, and other characteristics. Fruit wine rendered effervescent by carbon dioxide resulting solely from the secondary fermentation of the wine within a closed container, tank, or bottle shall be further designated as sparkling, and fruit wine rendered effervescent by carbon dioxide otherwise derived shall be further designated as carbonated.

(s) Berry Wine is fruit wine produced from berries.

(t) Citrus Wine or Citrus Fruit Wine is fruit wine produced from citrus.

(u) Wine from other agricultural products. Sake is wine produced from rice in accordance with the commonly accepted method of producing such product.

(v) Other agricultural wines (such as honey wine), the production or sale of which is not prohibited by these regulations, shall be made in accordance with the commonly accepted standards of such product.

(w) Specialty Wine is wine not otherwise herein defined, produced in accordance with commercial standards for such wines. Such wines may bear a fanciful proprietary designation and shall be labeled with a truthful and adequate statement of composition or with any commonly accepted trade designation indicative of such composition.

(x) Specially Sweetened Natural Wine (a wine such as Kosher wine) is wine produced in accordance with federal regulation ((26)) 27 CFR part 240.

(y) High Fermentation Wine is a grape or fruit wine made within the limitations of Regulation (57)(2)(a) for grape wine, and Regulation (57)(2)(p) for fruit wine, except that the alcohol content after complete fermentation or complete fermentation and sweetening is more than 14 percent and that wine spirits may not be added, produced in accordance with federal regulation ((26)) 27 CFR part 240.

(z) Special Natural Wine is a flavored wine made on bonded wine cellar premises from a base of natural wine, in conformity with federal regulation ((26)) 27 CFR part 240.

(3) Grape-type designations. A name indicative of variety of grape may be employed as the type designation of a wine if the wine derives its predominate taste, aroma, and other characteristics, and at least 51 percent of its volume, from that variety of grape.

(4) Appellations of origin. A wine shall be entitled to an appellation of origin if:

(a) At least 75 percent of its volume is derived from both fruit or other agricultural products both grown and fermented in the place or region indicated by such appellation;

(b) It has been fully produced and finished within such place or region; and

(c) It conforms to the requirements of the laws and regulations of such place or region governing the composition, method of production and designation of wines for consumption within such place or region of origin.

(5) Conformance to state standards required. Wines of any defined class or type labeled or advertised under appellation of origin such as Spanish, New York, Ohio, Finger Lakes, California, etc., shall meet the requirements of standards herein prescribed applicable to such wines and shall, in addition, contain the minimum percentage of alcohol and conform as to composition in all other respects with all standards of identity, quality and purity applicable to wines of such classes or types marketed for consumption in the place or region of origin.

For example, all grape wines bearing labels showing California as the origin of such wine, shall be derived one hundred percent from grapes grown and wine from such grapes fermented within the state of California, shall contain no sugar or material containing sugar, other than pure condensed grape must; and any type of grape dessert wine (except sherry) shall contain not less than 18 percent of alcohol by volume; any type of sherry shall contain not less than 17 percent alcohol by volume; except as hereinbefore provided. Wines subjected to cellar treatment outside the place or region of origin, and blends of wine of the same origin, blended together outside the place or region of origin (if all the wines, in the blend have a common class, type, or other designation which is employed as the designation of the blend), shall be entitled to the same appellation of origin to which they would be entitled if such cellar treatment of blending took place within the place or region of origin.

(6) Grape-type designations, generic, semi-generic and non-generic designations of geographic significance, are subject to the same requirements as set forth under ((No)) Title 27, Code of Federal Regulations, Part 4.

AMENDATORY SECTION (Amending Order 5, filed 8/7/69, effective 9/8/69)

WAC 314-24-050 ALCOHOLIC CONTENT ((RULE 63)). No wine shall exceed ((twenty and eighty seven hundredths percent (20.87%))) twenty-four percent of alcohol by volume at 60 degrees Fahrenheit, calculated from the distillate.

Label Tolerance:

(1) The alcoholic content of wines containing in excess of fourteen percent ((14%)) of alcohol by volume shall be within one percent ((1%)) plus or minus of the label claim, but not to exceed the prescribed ((20.87%)) 24% limitation. In the event a maximum range of two percent ((2%)) is stated on the label, the alcoholic content must be within the stated range.

(2) The alcoholic content of wines containing less than fourteen percent ((14%)) of alcohol by volume shall be within one and one-half percent ((1+1/2%)) plus or minus of the label claim. In the event a maximum range of three percent ((3%)) is stated on the label, the alcoholic content must be within the stated range.

AMENDATORY SECTION (Amending Order 40, filed 8/21/75)

WAC 314-24-110 DOMESTIC WINERIES, WINE WHOLESALEERS, WINE IMPORTERS—MONTHLY REPORTS—BONDS REQUIRED—PAYMENT OF ((GALLONAGE)) TAX ((RULE 69)). (1) Every domestic winery which is licensed to sell

wine of its own production at retail on the winery premises pursuant to chapter 66.24 RCW, and every holder of a wine wholesaler's license must at all times when said license is in force, have in effect and on file with the board a bond executed by any surety authorized to do business in the state of Washington, in form and amount acceptable to the board. The said bond shall be payable to the Washington State Liquor Control Board and conditioned that such domestic winery and wine wholesaler will pay to the board the tax of ((seventy-five)) twenty and one-fourth cents per ((wine gallon)) liter levied by reason of RCW 66.24.210 (section 24-A of the Washington State Liquor Act).

(2) Every person, firm or corporation holding a license to manufacture or produce wine within the state of Washington shall, on or before the ((tenth)) twentieth day of each month, submit to the board, upon forms furnished by the board, reports showing all transactions in wine manufactured or produced on the winery premises, including such wine sold at retail on such premises and wine sold to licensees within the state.

(3) At the time of making such monthly reports to the board, the domestic winery shall pay to the board the wine ((gallonage)) tax of ((seventy-five)) twenty and one-fourth cents per ((gallon)) liter on wine sold at retail on the winery premises, as provided in RCW 66.28.010((-and)); on wine sold under a wine wholesaler's license to retail licensees; and on wine furnished as samples to authorized licensees for the purpose of negotiating a sale as provided in RCW 66.28.040: PROVIDED, That such tax shall not apply or be paid on sales to Washington wine wholesalers, on inter-winery shipments, nor to shipments exported directly by a domestic winery to a point outside the state of Washington, nor on its sales to the Washington State Liquor Control Board.

(4) Every person, firm or corporation holding a wine importer's license or a wine wholesaler's license in the state of Washington shall make a report to the board, upon forms furnished by the board, on or before the ((tenth)) twentieth day of each month, of all wine that such importer or wholesaler has purchased and received during the preceding calendar month on which the wine ((gallonage)) tax has not been paid. The tax of ((seventy-five)) twenty and one-fourth cents per ((wine gallon)) liter shall be paid by a wine wholesaler upon first acquisition of wine on which such tax has not been previously paid, including wine received and/or furnished as samples to authorized licensees for the purpose of negotiating a sale as provided in RCW 66.28.040, and shall be remitted to the board at the time of filing the monthly report required in this subsection. Such tax shall apply to sales by a wine wholesaler to the Washington State Liquor Control Board. The report method of payment of tax shall be exclusive of any other method. Where a wine importer does not also hold a wine wholesaler's license, the wine importer shall pay the wine tax on any wines received and/or furnished as samples.

(5) Failure to make such report, or pay said tax where required, at the time prescribed will be sufficient cause for the board to forthwith suspend or cancel the license privilege of the delinquent domestic winery, wine importer, or wine wholesaler. A two percent penalty per month, or portion of a month, will be assessed on any tax payments postmarked after the twentieth day following the month of purchase. In addition, in case of any such tax delinquency, the board shall immediately give notice to the surety on such domestic winery or wine wholesaler's bond and shall take such action as is thereafter deemed necessary by the board to collect any of said tax which it finds is due.

(6) Wine wholesalers or wine importers who export wine to a point outside the geographical confines of the state of Washington upon which the ((gallonage)) tax imposed by RCW 66.24.210 has been paid may claim a refund or tax credit of said tax on forms prescribed and furnished by the board. For the purpose of this regulation, wine sold and delivered to interstate commercial common passenger carriers holding licenses pursuant to chapter 245, Laws of 1975 1st ex. sess., or for use within the confines of any military reservation over which the state does not exercise jurisdiction shall be considered exported from the state. The wine ((gallonage)) tax shall not be paid on wine being shipped in interstate commerce from one point outside this state directly through the state to another point outside the geographical confines of this state.

AMENDATORY SECTION (Amending Order 26, filed 8/14/73)

WAC 314-24-120 IMPORTER OF FOREIGN WINE—UNITED STATES WINERIES—CERTIFICATE OF APPROVAL REQUIRED—MONTHLY REPORTS—RECORDS ((RULE 74)). (1) Foreign Wine. Wine manufactured outside of the United

States may be imported by a wine importer under the following conditions:

(a) The wine importer must be the holder of a certificate of approval.

(b) The wine importer (certificate of approval holder) importing such wine must obtain label approval in accordance with WAC 314-24-040. Such wine shall be imported and delivered directly to either the warehouse of the importer (certificate of approval holder) or to some other warehouse previously designated by the importer and approved by the board.

(c) On or before the ~~((tenth))~~ twentieth day of the month following such importation the importer (certificate of approval holder) shall report such importation to the board upon forms prescribed and furnished by the board.

(d) All matters pertaining to the importation, transportation, storage, keeping of records, and all other matters pertaining to the importation of wine manufactured outside the United States shall be subject at all times to such orders, rules and regulations as the board may from time to time prescribe, and the board reserves the right to make orders applicable to individual and particular cases in addition to general orders, rules and regulations applicable generally.

(e) Any wine importer (certificate of approval holder) holding a wine wholesaler's license should refer to Regulation (69) for requirements on surety bond and payment of wine ~~((gallonage))~~ tax.

(2) Holders of certificate of approval—United States wineries, located outside of Washington state. Each winery holding a certificate of approval may ship wine to licensed wine importers only. As required by section 10, chapter 21, Laws of 1969 ex. sess., and by the written agreement embodied in the application for certificate of approval, each winery holding a certificate of approval shall, on or before the tenth day of each month, furnish to the board a report of such shipments.

(a) Such report shall show the quantity of wine sold or delivered to each licensed wine importer during the preceding month, together with such other information as the board may require.

(b) All reports shall be made upon forms prescribed and furnished by the Washington State Liquor Control Board.

(3) Failure to make such a report at the time and in the manner as prescribed will be sufficient cause for the board to forthwith suspend or revoke the certificate of the certificate of approval holder.

AMENDATORY SECTION (Amending Order 62, filed 1/20/78, effective 7/1/78)

WAC 314-24-190 WINE WHOLESALE PRICE POSTING ~~((RULE 81))~~. (1) Every wine wholesaler shall file with the board at its office in Olympia a wine price posting, showing the wholesale prices at which any and all brands of wine offered for sale by such wine wholesaler shall be sold to retailers within the state.

(2) All price postings must be received by the board not later than the fifteenth day of the month, and if approved will become effective on the first day of the calendar month following the date of such filing. An additional period, not to exceed five days will be allowed for revision of a price posting to correct errors, omissions, or to meet competitive prices filed during the current posting period, but a revised posting must be on file at the board office by not later than the twentieth day of the month in order to become effective on the first day of the next calendar month.

(3) Filing Date Exception—Whenever the fifteenth day of any month falls on Saturday, Sunday or a legal holiday, an original price posting may be filed not later than the close of business the next business day.

(4) In the event that a wine wholesaler determines to make no changes in any items or prices listed in the last filed and approved schedule, such prices listed in the schedule previously filed and in effect, shall remain in effect for each succeeding calendar month until a revised or amended schedule is filed and approved, as provided herein.

(5) Postings shall be submitted upon forms prescribed and furnished by the board, and shall set forth:

(a) All brands, types and sizes of packages or containers of wine offered for sale in this state by such wine wholesaler, which packages or containers shall be limited to the sizes permitted in WAC 314-24-080 (Rule 66).

(b) The wholesale prices thereof within the state, which prices shall include the state wine ~~((gallonage))~~ tax of ~~((seventy-five))~~ twenty and one-fourth cents per ((gallon)) liter imposed under RCW 66.24.210.

(6) No wine wholesaler shall sell or offer for sale any package or container of wine at a price differing from the price of such item as shown in the price posting then in effect.

(7) Quantity discounts are prohibited. No price shall be posted which is below "cost," or below "cost of doing business," or a "loss leader" as those terms are defined in chapter 19.90 RCW, Unfair Practices Act, except as otherwise provided in such Act.

(8) Wholesale prices on a "close-out" item shall be accepted by the board if in compliance with chapter 19.90 RCW and the item to be discontinued has been listed on the state market for a period of at least six months, and upon the further condition that the wholesaler who posts such a "close-out" price shall not restock the item for a period of one year following the first effective date of such "close-out" price.

(9) If an existing written contract or memorandum of oral agreement between a domestic winery, certificate of approval holder, wine importer, or wine wholesaler and a wine wholesaler, as filed in accordance with WAC 314-24-200 (Rule 82), is terminated by either party, and a new written contract or memorandum of oral agreement is made by such a supplier with another wine wholesaler in the affected trade area, the board, after receiving such new written contract or memorandum of oral agreement, and a corresponding wholesale price posting from the newly designated wine wholesaler, may put such filings into effect immediately: PROVIDED, That prices and other conditions of any such filings which are in effect at the time of such termination shall not be changed prior to the next applicable filing period.

(10) When a new wine wholesaler's license is issued for the first time by the board, the holder thereof may file an initial price schedule and request that such posting be placed into effect immediately. The board may grant such approval, providing that such posting is in compliance with all other applicable regulatory requirements, and that contracts and memoranda are on file, in accordance with WAC 314-24-200 (Rule 82).

(11) The board may reject any price posting or portion thereof which it deems to be in violation of this or any other regulation or which would tend to disrupt the orderly sale and distribution of wine. Whenever the board shall reject any posting the licensee submitting said posting may be heard by the board and shall have the burden of showing that the posting is not in violation of regulation and/or does not tend to disrupt the orderly sale and distribution of wine. Thereupon if said posting is accepted it shall become effective at a time fixed by the board. If said posting or portion thereof is rejected the last effective posting shall remain in effect until such time as an amended posting is filed and approved in accordance with the provisions of this regulation.

(12) Any wine wholesaler or employee authorized by his wholesaler-employer may sell wine at the wholesaler's posted prices to any Class C, F, H, or J licensee upon presentation to such wholesaler or employee at the time of purchase of a special permit issued by the board to such licensee.

(a) Every Class C, F, H, or J licensee, upon purchasing any wine from a wholesaler, shall immediately cause such wine to be delivered to his licensed premises, and he shall not thereafter permit such wine to be disposed of in any manner except as authorized by his license.

(b) Wine sold as provided herein shall be delivered by such wholesaler or his authorized employee either to such retailer's licensed premises or directly to such retailer at the wholesaler's licensed premises: PROVIDED, HOWEVER, That a wholesaler's prices to retail licensees shall be the same at both places of delivery.

(13) All price postings filed as required by this regulation shall at all times be open to inspection to all trade buyers within the state of Washington and shall not in any sense be considered confidential.

AMENDATORY SECTION (Amending Order 54, filed 5/24/77, effective 7/1/77)

WAC 314-24-200 WINE SUPPLIERS' PRICE FILINGS, CONTRACTS AND MEMORANDA ~~((RULE 82))~~. (1) Every domestic winery shall file with the board at its office in Olympia a copy of every written contract and a memorandum of every oral agreement which such winery may have with any wine wholesaler, which contracts or memoranda shall contain a schedule of the prices charged to wholesalers for all items. Requirements for including or omitting from such prices the wine ~~((gallonage))~~ tax of ~~((seventy-five))~~ twenty and one-fourth cents per ((gallon)) liter, imposed under RCW 66.24.210, are set forth in subsection (8) of this regulation. Contracts and memoranda required to be filed under this subsection must list all terms of sale, including all regular and special discounts; all advertising, sales and trade allowances; and all commissions, bonuses or gifts and any and all other discounts or allowances. Whenever changed or modified such revised prices, contracts or memoranda shall be filed with the board, as provided in this regulation.

(2) Filing Date—All written contracts and memoranda of oral agreements must be received by the board not later than the twenty-fifth day of the month, and if approved will become effective on the first day of the second calendar month following the date of such filing. An additional period will be allowed for revision of such filings to correct errors and omissions, or to meet competitive prices, filed during the current posting period, but a revised contract or memorandum of oral agreement must be on file with the board not later than the first day of the month in order to become effective on the first day of the next calendar month.

(3) Filing Date Exception—Whenever the twenty-fifth day of any month falls on Saturday, Sunday, or a legal holiday, an original contract or memorandum of oral agreement may be filed not later than the close of business the next business day.

(4) Exceptions for changes in wholesalers and newly licensed wholesalers are set forth in subsections (9) and (10) in WAC 314-24-190.

(5) In the event that a domestic winery determines to make no changes in any contracts or memoranda last filed and then in effect, such contracts or memoranda shall remain in effect for each succeeding calendar month until revised or amended contracts or memoranda are filed and placed into effect as provided herein.

(6) Prices filed by a domestic winery shall be uniform prices to all wholesalers on a statewide basis less bona fide allowances for freight differentials. Quantity discounts are prohibited. No price shall be filed which is below "cost," or below "cost of doing business," or a "loss leader" as those terms are defined in chapter 19.90 RCW, Unfair Practices Act, except as otherwise provided in such Act.

(7) The provisions set forth in subsections (1), (2), (3), (4), (5) and (6) shall also apply to written contracts and memoranda of oral agreements which must be filed with the board by certificate of approval holders who sell wine to wine importers; wine importers who sell to wine wholesalers; and wine wholesalers who sell to other wine wholesalers.

(8) The wine ((gallonage)) tax, imposed under RCW 66.24.210, is not to be included in the prices filed as required by subsection (1) of this regulation by (a) a domestic winery, nor (b) by a certificate of approval holder who is not licensed as a wine wholesaler, nor (c) a wine importer who is not licensed as a wine wholesaler.

Every wine wholesaler who sells wine to another wine wholesaler shall include such gallonage tax in the prices posted on such required schedules.

(9) No domestic wineries, certificate of approval holders, wine importers, or wine wholesalers shall sell any wine to any persons whatsoever in this state until copies of such written contracts or memoranda of such oral agreements are on file with the board.

(10) Certificate of approval holders may ship wine into this state when the same has been sold and consigned to the holder of an importer's license at his licensed premises. The bill of lading covering such consignment shall not be changed or the wine diverted unless such diversion is to another importer, and the board so notified immediately.

(11) The board may reject any supplier's price filing, contract or memorandum of oral agreement or portion thereof which it deems to be in violation of this or any other regulation or which would tend to disrupt the orderly sale and distribution of wine. Whenever the board shall reject any such price filing, contract or memorandum of oral agreement the licensee submitting said price filing, contract or memorandum may be heard by the board and shall have the burden of showing that the said price filing, contract or memorandum is not in violation of regulation and/or does not tend to disrupt the orderly sale and distribution of wine. Thereupon if said price filing, contract or memorandum is accepted it shall become effective at a time fixed by the board. If said price filing, contract or memorandum or portion thereof is rejected the last effective price filing, contract or memorandum shall remain in effect until such time as an amended price filing, contract or memorandum is filed and approved, in accordance with the provisions of this regulation.

(12) All prices, contracts and memoranda filed as required by this regulation shall at all times be open to inspection to all trade buyers within the state of Washington and shall not in any sense be considered confidential.

WSR 81-18-060
EMERGENCY RULES
DEPARTMENT OF GAME
[Order 135—Filed September 1, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to unlawful firearms for hunting, WAC 232-12-047.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is WAC 232-12-047 needs to be amended changing the barrel length of a rifle unlawful for hunting from less than 18 inches to less than 16 inches to conform with federal firearm regulations.

Such rule is therefore adopted as an emergency rule to take effect upon filing with the Code Reviser.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED August 24, 1981.

By Frank R. Lockard
Director

AMENDATORY SECTION (Amending Order 165, filed 6/1/81)

WAC 232-12-047 UNLAWFUL FIREARMS FOR HUNTING. (1) It is unlawful to hunt any big game with:

(a) A fully automatic firearm.

(b) A pistol or revolver.

(c) A rifle with a bore diameter less than .240 of an inch (6mm), ((and)) or a barrel length less than ((+8)) 16 inches.

(d) A cartridge with a bullet weighing less than 85 grains, or that develops less than 900 foot pounds of energy at 100 yds.

(e) A rifle cartridge containing a bullet other than a mushrooming or expanding type designed for big game hunting.

(f) A shotgun, provided that a 20 gauge, or larger shotgun, using shells loaded with slugs or buckshot size #1 or larger, may be used to hunt deer and bear.

(g) A muzzle-loader that does not meet the definition as provided in WAC 232-12-051.

(2) It is unlawful to hunt game birds with a shotgun capable of holding more than three shells.

(3) It is unlawful to hunt game birds or game animals, except bullfrogs, in a manner other than with a firearm, a bow and arrow, or by falconry.

(4) It is unlawful to hunt game animals or game birds with a shotgun larger than 10 gauge.

(5) It is unlawful to hunt game birds with a rifle or pistol, with the exception of blue grouse, spruce grouse and ruffed grouse.

(6) It is unlawful to hunt wildlife with a crossbow.

WSR 81-18-061
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
[Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

- Amd WAC 356-06-010 Definitions.
- New WAC 356-14-065 Salary—Teachers of the deaf or blind.
- New WAC 356-15-125 Assignment pay provisions.
- Amd WAC 356-15-130 Special pay ranges.
- Rep WAC 356-15-120 Special assignment pay provisions;

that such agency will at 10:00 a.m., Thursday, October 8, 1981, in the Board Hearing Room, Department of Personnel, 600 South Franklin, Olympia, WA, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is RCW 41.06.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 6, 1981, and/or orally at 10:00 a.m., Thursday, October 8, 1981, Board Hearing Room, Department of Personnel, 600 South Franklin, Olympia, WA.

Dated: August 31, 1981
By: Leonard Nord
Secretary

STATEMENT OF PURPOSE

Amend WAC 356-06-010.

Title: Definitions.

Purpose: Provides the definitions for common words or terms used throughout the WAC.

Statutory Authority: RCW 41.06.150(1), (3) and (6).

Summary: Proposed change revises definition of "Reversion"; deletes requirement that reversion be limited to a lower class.

Reasons: Clarifies definition to coincide with other existing rules that a person reverts to the position they previously held regardless of whether it is a lower or higher position.

Responsibility for Drafting: Reggie Taschereau, Personnel Officer, Department

of Social and Health Services, Office Building #2, MS: OB-14, Olympia, WA, 753-2460; Implementation: All State Agencies; and Enforcement: Operations Division, Department of Personnel.

Proposed By: Department of Social and Health Services, Governmental Agency.

Comments: Department of Personnel supports proposal.

New WAC 356-14-065.

Title: Salary—Teachers of the Deaf or Blind.

Purpose: Provides for salaries to be paid to teachers of the deaf or blind.

Statutory Authority: Chapter 41.06 RCW and RCW 72.05.140(2).

Summary: Rule stipulates that beginning with 1981-82 school year, teachers of the deaf or blind will be paid the same salaries paid to employees of similar background and experience in School District #37, Vancouver, Washington.

Reasons: Prescribed by RCW 72.05.140(2), as amended.

Responsibility for Drafting: Robert Makula, Personnel Analyst, Department of Personnel, 600 South Franklin, MS: FE-11, Olympia, WA, Phone: 753-2529; Implementation: Standards and Surveys Division, Department of Personnel; and Enforcement: Department of Social and Health Services.

Proposed By: Department of Personnel, Governmental Agency.

New WAC 356-15-125.

Title: Assignment Pay Provisions.

Purpose: Provides Personnel Board authority to grant additional pay to recognize assigned duties that exceed ordinary conditions.

Statutory Authority: Chapter 41.06 RCW.

Summary: Cites those reasons for which additional pay may be authorized; provides for detail of such special pay and classes approved to be included in the salary schedule section of the Compensation Plan.

Reasons: Will eliminate necessity of amending rule everytime a new class is approved for special pay or amount of pay is changed.

Responsibility for Drafting: Robert Makula, Personnel Analyst, Department of Personnel, 600 South Franklin, MS: FE-11, Olympia, WA, Phone: 753-2529; Implementation and Enforcement: Standards and Surveys Division, Department of Personnel.

Proposed By: Department of Personnel, Governmental Agency.

Amend WAC 356-15-130.

Title: Special Pay Ranges.

Purpose: Special pay ranges are those classes so designated in order to equal or approximate prevailing rate practices found in private industry or other governmental units.

Statutory Authority: Chapter 41.06 RCW and RCW 72.05.140(2).

Summary: Affected classes are identified by a letter designation following the basic salary range number; adds two new designations; deletes a designation no longer used; deletes example.

Reasons: Clarifies present coverage of rule and adds new area of coverage as required by RCW 72.05.140(2).

Responsibility for Drafting: Robert Makula, Personnel Analyst, Department of Personnel, 600 South Franklin, MS: FE-11, Olympia, WA, Phone: 753-2529; **Implementation and Enforcement:** Department of Personnel.

Sponsored By: Department of Personnel, Governmental Agency.

Repeal WAC 356-15-120.

Title: Special Assignment Pay Provisions.

Purpose: States those specific classes and/or responsibilities which have been determined to merit special pay in addition to standard pay.

Statutory Authority: Chapter 41.06 RCW.

Summary and Reasons: Language being replaced by new WAC 356-15-125 which authorizes special pay but provides that detail of such pay and classes so designated be included in the Compensation Plan.

Responsibility: Department of Personnel.

Proposed By: Department of Personnel, Governmental Agency.

AMENDATORY SECTION (Amending Order 147, filed 9/16/80)

WAC 356-06-010 DEFINITIONS. The following definitions apply throughout these rules unless the context clearly indicates another meaning:

ACTING APPOINTMENT – An appointment of limited duration made from within the classified service to a supervisory or managerial position.

ADMINISTRATIVE PERSONNEL – Employees who regularly exercise discretion and independent judgment in the performance of: (1) Work related directly to management policy; or, (2) work providing direct assistance to executive or administrative personnel.

AGENCY – An office, department, board, commission, or other separate unit or division, however designated, of the state government and all personnel thereof. It includes any unit of state government established by law, the executive officer or members of which are either elected or appointed, upon which the statutes confer powers and impose duties in connection with operations of either a governmental or proprietary nature.

AGRICULTURAL PERSONNEL – Employees performing work which includes farming and all its branches, including cultivating the soil, or growing or harvesting crops, or raising livestock, bees, fur-bearing animals, or poultry; or doing any practices performed by a farmer or on a farm as an incident to or in conjunction with such farming operations.

ALLIED REGISTER – A register for a class for which the duties and minimum or desirable qualifications are equivalent to or above those for another class.

ALLOCATION – The assignment of a position to a job classification.

ANNIVERSARY DATE – Original entry date into state service as adjusted by leave without pay or break in service.

APPOINTING AUTHORITY – A person or group of persons lawfully authorized to make appointments.

BARGAINING UNIT – The group of employees in positions determined by the personnel board to constitute a unit appropriate for collective bargaining purposes under these rules.

BASIC SALARY RANGE – The dollar amount of the step of the salary range to which the employee is entitled, before any deduction, and exclusive of additional compensation of any kind.

BOARD – The state personnel board.

BUMPING – The replacement of an incumbent by another employee subject to reduction-in-force, who has greater seniority.

CAREER PLANNING – A programmed process designed to assist employee career growth through job experience, training and/or continuing education.

CERTIFICATION – Providing an agency with the appropriate number of names of candidates who have passed the examination for a given class and are eligible to be considered for vacancies.

CLASS – Identification of a position, or a group of positions, sufficiently similar in duties so that the same requirements of training, experience, or skill and the same title, examination, and salary range may be applied.

CLASSIFIED SERVICE – All positions and employees in the state service subject to the provisions of chapter 41.06 RCW and these rules.

COLLECTIVE BARGAINING OR COLLECTIVE NEGOTIATION – The performance of the mutual obligation of the appointing authority, or designee, and the certified exclusive representative of a bargaining unit to meet in an attempt to reach an agreement on all personnel matters over which the appointing authority may lawfully exercise discretion.

COMPENSATORY TIME – Time off in lieu of cash payment for overtime.

COMPETITIVE SERVICE – All positions in the classified service for which a competitive examination is required as a condition precedent to appointment.

DATE OF ELECTION – The date of election is the date the Director of Personnel certifies the results of the election.

DEMOTION – A change of a permanent employee from a position in one class to a position in another class having a lower maximum salary.

DESIRABLE QUALIFICATIONS – The levels of education and/or experience deemed desirable or preferable for admission to the examination in lieu of fixed minimum qualifications.

DIRECTOR – The director of the department of personnel.

DISABILITY – An employee's bodily inability to perform adequately the essential duties of the job class. (For purposes of WAC 356-35-010, this definition shall not include maternity.)

DISMISSAL – The termination of employment of a permanent employee (for cause) or of a probationary employee as specified in these rules.

EDUCATION LEAVE OF ABSENCE – An authorized leave of absence for educational purposes.

ELEVATION – Restoring an employee to the higher classification, with permanent status, which was held prior to being granted a demotion.

ELIGIBLE – An applicant whose name is on a register.

EMERGENCY APPOINTMENT – An appointment, for emergency reasons, not to exceed 60 calendar days.

EMPLOYEE – Any person employed under the jurisdiction of these rules.

EMPLOYEE ORGANIZATION – Any organization having the authority, as specified in WAC 356-42-010, to represent state employees on personnel matters.

EXECUTIVE PERSONNEL (As used in chapter 15 of these rules) – Employees who customarily and regularly exercise discretionary powers in directing and controlling program operations of an agency or division or customarily recognized subdivision thereof and personnel who are responsible for (1) hiring or firing or making substantial recommendation for same and (2) directing the work of and (3) regulating the working hours of two or more employees.

EXEMPT POSITION – Any position designated as exempt from the application of these rules as specified in WAC 356-06-020.

FULL TIME EMPLOYMENT – Regularly scheduled employment requiring an average of 40 hours of work per week. However, for certification from a register, work between 32 – 40 hours per week shall be considered full time.

HANDICAPPED – Persons with physical, mental or sensory impairments that would impede that individual in obtaining and maintaining permanent employment and promotional opportunities. The impairments must be material rather than slight; static and permanent

in that they are seldom fully corrected by medical replacement, therapy or surgical means.

HOLIDAYS – Paid nonwork days for state employees as established by RCW 1.16.050.

HOUSED PERSONNEL – Employees whose duties require that they reside at the place of their employment or who otherwise spend a substantial portion of their work time subject to call and not engaged in the performance of active duties.

HUMAN RESOURCE DEVELOPMENT – The function of achieving agency goals by changing or enhancing employees' knowledges, skills, attitudes and behaviors.

INTERMITTENT EMPLOYMENT – Employment without any understanding of continuity, fitting no particular pattern and performed for no more than a total of (nine months) 1560 hours during any consecutive 12-month period.

INTERVENING SALARY STEPS – All increment steps in a salary range, except the lowest and highest.

LAW ENFORCEMENT PERSONNEL – Employees empowered by statute to enforce laws designed to maintain public peace and order, protect life and property, and detect and prevent crimes. Employees in these positions must have the power of arrest, and have been trained in rules of evidence, laws of arrest, search and seizure and legal rights of citizens.

MINIMUM QUALIFICATIONS – The training, experience, and other qualifications established for a given class and required of an applicant for admission to the examination for that class.

NONCOMPETITIVE POSITIONS – Positions designated by the board as not requiring a competitive examination.

ORIENTATION – An introduction to the organization and to tasks, jobs, procedures and other activities new to the employee.

OVERTIME – Work authorized and performed in accordance with WAC 356-15-030.

PART TIME EMPLOYMENT – Work of less than 40 hours per week. However, for certification from registers, work of less than 32 hours per week shall be considered part time.

PERIODIC INCREMENT DATE – The date established in accordance with the Merit System Rule on which an employee is entitled to a salary increase within a salary schedule range as prescribed in the Merit System Rules.

PERMANENT EMPLOYEE – An employee who has successfully completed a probationary period and has had no break in service.

PERSONNEL RECORD – Such information having pertinence to the employment of an employee and which is retained in a specific location as required by WAC 356-46-060(2)A.

POSITION – A group of duties and responsibilities normally assigned to an employee. Such position may be filled or vacant, full-time or part-time, seasonal, temporary or permanent.

PREMIUM PAYMENT – Wage payment over and above the basic salary rate authorized by the board for extraordinary conditions of employment.

PROBATIONARY PERIOD – The trial period of employment following certification and appointment to, or reemployment in, the classified service and continuing for six months.

PROFESSIONAL PERSONNEL – Employees performing work which requires consistent exercise of independent judgment and is in a specialized field requiring advanced knowledge normally gained through achieving a baccalaureate degree but which may be gained through equivalent experience.

PROJECT EMPLOYMENT – A program designated by the Director of Personnel as "Project Employment", that is separately financed by a grant, federal funds, or by state funds, or by a combination of funds to provide training or employment opportunities or expertise or additional employees to carry out a specific project or goal and which, either because of the nature of the project, funding requirements, or potential harmful impact on employment opportunities for regular Civil Service employees, cannot be facilitated through the regular Civil Service system. Such a program may last upward to two years and beyond, but has an end in sight.

PROMOTION – A change of a permanent employee from a position in one class to a position in a class having a higher maximum salary.

PROVISIONAL APPOINTMENT – An appointment to a position pending the establishment of a register for that class.

REDUCTION-IN-FORCE – A separation resulting from a lack of funds, lack of work, good faith reorganization for efficiency purposes, or from there being fewer positions than the employees entitled to the

positions because of exercising their rights to return to the classified service. When a reduction-in-force occurs, it is a separation from service without cause on the part of the employee.

REDUCTION IN SALARY – Placement of an employee's salary at a lower step within the range as a result of a disciplinary action.

REEMPLOYMENT – An appointment, made from the reemployment register, of a former employee who had permanent status.

REGISTER – A list of eligible names established for employment or reemployment in a class.

REINSTATEMENT – Return of an employee to full employment rights by board action following appeal hearing.

RESIGNATION – A voluntary separation from employment.

REVERSION – Voluntary or involuntary movement of an employee during a six-month trial service period to the ((lower)) class which was held prior to the employee's last promotion.

SALARY RANGE – A sequence of minimum, intervening, and maximum dollar amounts designated by the board as the monthly compensation for a class.

SEASONAL EMPLOYMENT – Work that is cyclic in nature beginning and ending at approximately the same time every year and lasting for no more than nine months.

SENIORITY – A measure of the last period of unbroken time served in positions in the classified service under the jurisdiction of the ((s))State ((p))Personnel ((b))Board. Service in positions brought under the jurisdiction of the ((s))State ((p))Personnel ((b))Board by statute is counted as though it had previously been under the jurisdiction of the ((s))State ((p))Personnel ((b))Board. Leaves of absence granted by agencies and separations due to reduction-in-force are not considered a break in service. Time spent on leaves of absence without pay is not credited unless it is for educational leaves, or statutes require it be credited; or it is taken at the specific request of an agency so employees may perform work specifically related to state work. Time spent off the state payroll due to reduction-in-force is not credited. Time spent in exempt appointments listed in RCW 41.06.070 will be credited and the service will not be regarded as broken when employees return from exempt service in accordance to RCW 41.06.070(22), WAC 356-06-055, 356-30-045 and 356-30-330. Time spent under the jurisdiction of the ((h))Higher ((e))Education ((p))Personnel ((b))Board will be added when the employee comes under the jurisdiction of the ((s))State ((p))Personnel ((b))Board through the provisions of WAC 356-06-055(4). The length of active military service of a veteran, not to exceed five years, shall be added to the state service for such veteran or his widow.

SERIES – A group of classes of positions to which the same kind of work is assigned but which is at different levels of difficulty and responsibility.

SUPERVISOR – Any individual having substantial responsibility on behalf of management regularly to participate in the performance of all or most of the following functions: Employment, promote, transfer, suspend, discharge or adjudicate grievances of other employees, if in connection with the foregoing, the exercise of such responsibility is not of a merely routine nature but requires the exercise of independent judgment.

SUSPENSION – An enforced absence without pay for disciplinary purposes.

TANDEM EMPLOYMENT – Any position filled by more than one employee as voluntarily agreed between management and employee(s) who jointly fulfill the responsibilities and duties of the position(s).

TEMPORARY EMPLOYMENT – Single or multiple periods of employment during the absence of a permanent employee on leave; or for work done at a workload peak and normally lasting for less than nine months and having an end in sight.

TERMINATION – Separation from employment for reasons beyond the control of the employee.

TRAINING – An organized learning process designed to provide needed changes in the skills, knowledges, attitudes or behaviors of employees.

TRANSFER – The change of an employee who has gained permanent status in a class with no break in service from one to another classified position having the same salary range number.

TRIAL SERVICE PERIOD – A six-month trial period of employment of a permanent employee beginning with the effective date of the promotion or demotion or appointment from the promotional register.

TUITION REIMBURSEMENT – A full or partial reimbursement to eligible employees by the employing agency for tuition paid to attend approved courses.

UNDERFILL - The filling of a position with an employee in a lower related class in the absence of an adequate eligible register for the classification.

UNION SHOP - A form of union security that requires that all employees within a bargaining unit become members of the certified bargaining representative within 30 calendar days of the union shop election or 30 calendar days from an employee's date of hire, whichever is later.

UNION SHOP FEE - The union shop fee, sometimes known as a representation fee, is the fee paid by an employee to a union shop representative in lieu of holding membership in that union. An employee who has been certified for nonmembership status because of bona fide religious tenets of a church or religious body of which the employee is a member, shall pay a fee equivalent to the regular monthly dues of the union shop representative minus any included monthly premiums for union sponsored insurance programs.

UNION SHOP REPRESENTATIVE - A union shop representative is an employee organization that is certified as exclusive bargaining representative for a bargaining unit and which has also been certified as union shop representative by the Director of Personnel. To be certified as union shop representative, a majority of all employees in the bargaining unit must vote in favor of having the petitioning employee organization as their union representative.

VETERAN - For the purpose of granting preference during layoffs and subsequent reemployment, any person who has one or more years of active military service in any branch of the armed forces of the United States or who has less than one year's service and is discharged with a disability incurred in the line of duty or is discharged at the convenience of the government and who, upon termination of such service, has received an honorable discharge, a discharge for physical reasons with an honorable record, or a release from active military service with evidence of service other than that for which an undesirable, bad conduct, or dishonorable discharge is given: PROVIDED, That the person has not voluntarily retired with 20 or more years of active military service and has military retirement pay in excess of \$500 per month.

VETERAN'S WIDOW - For the purpose of granting preference during layoffs and subsequent reemployment, the unmarried wife of a deceased veteran as defined in WAC 356-06-010 except that such veteran's one-year minimum length of active military service shall be disregarded.

VOLUNTEER EXPERIENCE - Work experience for which no salary was received, which may be credited toward meeting the minimum qualifications for a classification: Provided such experience is equivalent to and not prohibited by the minimum qualifications of the classification. Volunteer experience for which academic credit was granted may be used to satisfy either the educational or the experience requirements of a class, but may not be used for both.

WORK DAY - A 24-hour period beginning at a time determined by the appointing authority. For scheduled standard work period positions the work day begins at the scheduled starting time of the employee.

WORK PERIOD DESIGNATION - Identification of each classification's and position's criteria for hours of work as defined in WAC 356-15-020 and qualifications for premium pay as defined in chapter 356-15 WAC.

WORK SCHEDULE - A series of workshifts and work days within the workweek.

WORKSHIFT - Scheduled working hours within the workday.

WORKWEEK - A regular recurring period of 168 hours beginning at a time determined by the appointing authority and continuing for seven consecutive 24-hour periods. For scheduled standard work period positions the workweek begins at the scheduled starting time of the first shift of the employee's uniform shifts.

Y-RATE - A salary amount which either exceeds the maximum step for the salary range of an employee's class or a salary amount that falls between the steps of a salary range of an employee's class.

NEW SECTION

WAC 356-14-065 SALARY-TEACHERS OF THE DEAF OR BLIND. In accordance with RCW 72.05.140(2), Teachers of the Deaf or Blind will be paid, beginning with their 1981-82 school year, the same salaries paid to certified employees of similar background and experience in School District #37, Vancouver, Washington.

New yearly schedules will be published when received from that school district.

NEW SECTION

WAC 356-15-125 ASSIGNMENT PAY PROVISIONS. The Personnel Board may grant additional pay to recognize assigned duties that exceed ordinary conditions. Hazards, equipment operations and other specialized skills are examples of areas for Personnel Board consideration. Approved classes will have the letters "AP" appearing after their class title in the Compensation Plan.

Details of the affected classes or positions within a class, with the additional amount granted, will appear in the salary schedule section of the Compensation Plan.

AMENDATORY SECTION (Amending Order 137, filed 11/13/79)

WAC 356-15-130 SPECIAL PAY RANGES. ~~((Classes to which a special range applies are marked with the applicable letter designation after their range number in the Compensation Plan.~~

~~Special pay ranges are used to more nearly parallel unusual prevailing pay ranges in other governmental jurisdictions and in private industry.)) These ranges are used to equal or approximate prevailing rate practices found in private industry or other governmental units. An affected class is identified either by a letter designation following the basic salary range number or by a letter designation preceding a number. In the latter case, a special salary schedule will be used for such classes.~~

(1) "E" Range: This range is used for classes having a prevailing pay range which is shorter than Washington's standard ranges. An "E" range is a standard range with the first four steps removed. Thus, the ((minimum)) first step of such a range is the same as step E of the standard range having the same range number. Periodic increases through the steps of this range are made at the same time intervals as through standard ranges, i.e., a two-step increase after ((6)) six months at step E and two annually thereafter up to the maximum step of the range.

(2) "L" Range: This special range is used only for the class of Liquor Store Clerk (0628). The "L" range was designed to more closely parallel the prevailing pay structure for retail clerks in private industry. Periodic increases through the steps of the "L" range are made at the same time intervals as through a standard range. Normal progression is steps A, D, G and K, which represents ten percent per periodic increase.

~~((EXAMPLE))~~

~~((Steps))~~

~~((A B C D E F G H I J K))
(Range 22L 5868 890 912 959 983
1007 1058 1085 1112 1140 1168))~~

~~((NOTE: This atypical range will not be found in the Washington State Salary Schedule.))~~

~~(3) ((**"M" Range:** This special range is used only for the class of Job Service Center Interviewer Assistant (3006). It is comprised of steps A, B and C only.)) **"T" Range:** Used only for the classes of Institution Teachers. These ranges are constructed by identifying Step K of the correspondingly numbered regular State ranges as "Step 10" of the T-range; the lower nine steps of the T-range are each two regular-range steps (approximately 5%) apart. Advancement through these ranges is at the rate of one step per year.~~

~~(4) **"V" Range:** Use only for the classes of Teachers of the Deaf or Blind and Principals, School for the Deaf or Blind. A special salary schedule will be published when received from School District #37, Vancouver, Washington. Advancement through the range is at the rate of one step per year.~~

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

REPEALER

WAC 356-15-120 SPECIAL ASSIGNMENT PAY PROVISIONS.

WSR 81-18-062
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33C
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Washington, Phone (206) 753-7015, by September 23, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, October 7, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, November 4, 1981, in William B. Pope's Office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.09.120.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 7, 1981, and/or orally at 10:00 a.m. Wednesday, October 7, 1981, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: September 2, 1981

By: David A Hogan
Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amending WAC 388-96-222, 388-96-225, 388-96-750 and new WAC 388-96-227.

The Purpose of These Rules are: To require preliminary settlements prior to audits of cost reports and to require the payment of interest on settlement amounts due the department.

The Reasons These Rules are Necessary are: To implement section 2, chapter 2, Laws of 1981 ex. sess. (SSB 3765) and to establish a uniform basis for the collection of interest

on excess benefits paid to contractors, as required by RCW 74.09.120.

Statutory Authority: RCW 74.09.120.

Summary of the Rule: WAC 388-96-222

Current versions: Settlement occurs only after audit of cost reports. Amended version:

Contractors will submit a proposed settlement report together with their annual cost report. The department will, within 90 days, either accept the proposed settlement, which will then become the preliminary settlement, or reject the proposed settlement and submit a preliminary settlement to the contractor. Any amount due either the department or the contractor will be paid within 60 days after the contractor receives the preliminary settlement report. Following audit, the department may revise the settlement on the basis of audit findings. WAC 388-96-225 is amended to allow the department 120 days after the final audit narrative and summary is sent to the contractor to revise a settlement. If no revised settlement is sent within that time, the preliminary settlement becomes final. WAC 388-96-227 this section implements RCW 74.09.120. When a settlement determines that a contractor has received excessive payments, the contractor will be required to pay interest at a rate of one percent per month from the date the settlement is sent to the contractor. No interest will be required if the contractor establishes that the overpayment was the result of errors made by the department. WAC 388-06-750 is reworded to clarify the prospective nature of return on equity rate adjustments.

Person responsible for the drafting, implementation and enforcement of the rule: Taylor Dennen, Manager, Rate Management Program, Bureau of Nursing Home Affairs, MS OB-31, 753-3477, Scan 234-3477.

These rules were proposed by DSHS.

These rules are not necessary as a result of federal laws, federal court decisions, or state court decisions.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-222 SETTLEMENT. (1) ~~((Following completion of the field audit of an annual report, the department will))~~ Beginning with calendar year 1981, the contractor shall submit a proposed settlement report together with its annual cost report. This report shall compare the prospective rates paid to the contractor during the report period, weighted according to the number of patient days during which each rate was in effect, with the contractor's ((audited)) allowable costs for the period, taking into account all authorized shifting (WAC 388-96-223) and the upper rate limits set out in WAC 388-96-760.

~~((2) Within sixty days after completion of the field audit, the department will send a written audit report to the contractor. In this report, the department will:~~

~~(a) Explain the application of relevant contract provisions, regulations, auditing standards, rate formulas, and department policies to the~~

contractor's report, in sufficient detail to permit the contractor to calculate with reasonable certainty its audited allowable costs and its settlement with the department;

(b) Advise the contractor of rules and regulations justifying a settlement determination resulting in reimbursement in any cost center at less than actual allowable costs, as reported by the contractor and verified by audit;

(c) Summarize all audit disallowances; and

(d) (2) ((Request the contractor to refund money, if necessary;))

Settlement shall be in accordance with the following principles:

((iii)) (a) In the patient care and food cost areas, the contractor shall refund all portions of payments received for recipients in excess of allowable patient care and food costs, respectively, for those recipients;

((iii)) (b) In the administration and operations and property cost areas, after January 1, 1979, the contractor shall refund all portions of payments received for recipients in excess of administration and operations and property costs, respectively, for those recipients;

((iii)) (c) In the property cost area, the contractor shall refund amounts determined under WAC 388-96-573 and, for settlement periods prior to January 1, 1981, amounts determined under WAC 388-96-571(4)(c);

(d) In the return on equity cost area, the contractor shall refund amounts determined under WAC 388-96-750(4).

(3) The department will either accept or reject the proposed settlement report within ninety days after its receipt. If the department accepts the proposed settlement report, it will become the preliminary settlement report. If the department rejects the proposed settlement report, the department will submit a preliminary settlement report to the contractor.

((3)) (4) The contractor shall pay the refund, or shall commence repayment in accordance with a schedule determined by the department, within sixty days after receiving the ((audit)) preliminary settlement report, unless the contractor's proposed settlement report was rejected by the department and the contractor contests settlement issues in good faith in accordance with the procedures set out in WAC 388-96-904. If the settlement determination is contested, the contractor shall pay or commence repayment in accordance with a schedule determined by the department within sixty days after such proceedings are concluded. The department will pay any amount due the contractor as the result of errors ((discovered at audit)) in billing or payment disclosed on the preliminary settlement report within thirty days after the ((audit)) settlement report is received by the contractor or within thirty days after proceedings to contest the settlement are concluded.

((4)) (5) If the contractor does not refund the ((over-payment)) overpayment and interest or any installment when due, the department may withhold payments from current billings until the overpayment is refunded. Payments will only be withheld under this subsection up to the unrefunded amount of the overpayment and interest.

(6) A preliminary settlement may be revised by the department on the basis of audit findings. Payments of amounts determined to be due on revised settlement to either the contractor or the department shall be made within the time limits specified in subsection (4) and (5) of this section.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-225 DATE SETTLEMENT BECOMES FINAL.

(1) A settlement ((determination)) will become final thirty days after the date the revised settlement ((report)) is received by the contractor unless the contractor contests this determination in accordance with the procedures set out in WAC 388-96-904. In the event the settlement determination is contested, it will be final as of the date these proceedings are concluded.

(2) A settlement for calendar year 1981 or subsequent years will become final one hundred twenty days after the final audit narrative and summary is sent to the contractor, if no revised settlement is sent to the contractor prior to that date.

((2)) (3) A settlement for a settlement period prior to January 1, 1981, will be reopened if necessary to make adjustments in accordance with WAC 388-96-571(4).

NEW SECTION

WAC 388-96-227 INTEREST ON SETTLEMENTS. (1) Any settlement for calendar year 1981 or a subsequent year in which an

amount is due the department will bear interest at a rate of one percent per month from the date that the settlement is sent to the contractor to the date of payment, unless the contractor establishes that the overpayment was the result of errors made by the department.

(2) The contractor may, by payment of a disputed settlement in whole or in part, stop accrual of interest on the amount paid. Such payment will be without prejudice to any right to obtain review of a settlement determination.

AMENDATORY SECTION (Amending Order 1561, filed 10/22/80)

WAC 388-96-750 RETURN ON INVESTMENT. (1) Beginning January 1, 1979, the department will pay a return on equity to proprietary contractors utilizing applicable Medicare rules and regulations as of July 1, 1979, with the following modifications:

(a) Monthly equity calculations will not be used. A desk review of reported equity will be conducted pursuant to WAC 388-96-201. The average ratio among proprietary contractors of current assets to expenses will be computed from the most recent desk reviewed cost reports. The standard deviation of the ratio and the average ratio plus one standard deviation will also be computed. Current assets in excess of the average ratio plus one standard deviation will not be allowed unless the contractor can document that the excess is ordinary, necessary, and related to patient care. No adjustments will be made to reported equity insofar as changes reflect additions to fixed assets which are ordinary, necessary, and related to patient care.

(b) Goodwill is not includable in the determination of net equity.

(c) Net equity and the payment for net equity shall be calculated as described in subsections (2) and (3) of this section.

(2) A contractor's net equity will be calculated using the appropriate items from the contractor's most recent desk reviewed cost report utilizing the definition of equity in WAC 388-96-010 and applying relevant Medicare rules and regulations as of July 1, 1979, with the modifications described in subsection (1) of this section.

(3) The contractor's net equity will be multiplied by the Medicare rate of return on equity capital for the twelve-month period ending on the date of the closing date of the contractor's cost report. This amount will be divided by the contractor's annual patient days for the cost report period to determine a rate per patient day. Where a contractor's cost report covers less than a twelve-month period, annual patient days will be estimated using the contractor's reported patient days.

(4) The information on which the return on equity is calculated is subject to field audit. If a field audit determines that the desk reviewed reported equity exceeds the equity which can be documented and calculated in conformance with Medicare rules and regulations as modified ((above)) by this section, the contractor's return on equity rate for the rate period during which a return on equity rate calculated on the basis of that cost report was in effect shall be recalculated using the determinations of the field audit. Any payments in excess of this rate shall be refunded to the department as part of the settlement procedure established by WAC 388-96-222. In particular, subsections ((3) and) (4), (5), and (6) of WAC 388-96-222 shall apply.

(5) For the period January 1, 1978, through June 30, 1979, the rate of return used to calculate this return on investment will be eleven percent.

(6) For the period January 1, 1978, through December 31, 1978, a contractor may choose to retain savings in the administrative and operations and property and related cost centers in lieu of receiving a return based on equity capital.

WSR 81-18-063

PROPOSED RULES

BOARD OF HEALTH

[Filed September 2, 1981]

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

that such agency will at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

The authority under which these rules are proposed is RCW 43.20.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 14, 1981, and/or orally at 9:00 a.m., Wednesday, October 14, 1981, North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

Dated: September 2, 1981

By: John A. Beare, MD
Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amending chapter 248-54 WAC Public Water Supplies.

The purpose of the rule change is to allow more meaningful classification of public drinking water systems and application of associated monitoring requirements.

Statutory Authority: RCW 43.20.050.

Summary of the Change: The revisions re-define system classifications and associated monitoring implications.

Person Responsible for Implementing and Enforcement of the Rule Change: John Littler, Manager of Special Projects, Water Supply and Waste Section, Office of Environmental Health Programs, Mailstop LD-11, 753-9674.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 153, filed 12/5/77)

WAC 248-54-560 DEFINITIONS. (1) "Class 1 system" - ((A community water system having 100 services or more)) A system having one hundred permanent services or more or serves a transitory population of one thousand or greater on any one day.

(2) "Class 2 system" - ((A community water system having 10 through 99 services)) A system having ten through ninety-nine permanent services or serves a transitory population of three hundred through nine hundred ninety-nine on any one day.

(3) "Class 3 system" - ((A noncommunity water system serving 25 or more people at least 60 days out of the year)) A system serving a transitory population of twenty-five through two hundred ninety-nine on any one day.

(4) "Class 4 system" - ((A community water system having fewer than 10 services or a noncommunity water system serving fewer than 25 people or any other public water system which is not a Class 1, 2, or 3 system)) A system having two through nine permanent services or serving a transitory population of less than twenty-five on any one day, or any other public water system which is not a Class 1, 2, or 3 system.

((5) "Community water system" - A public water system which serves a permanent or seasonal population, such as a residential or recreational subdivision, mobile home park, apartment or condominium complex. See "Noncommunity water system."

~~((6))~~ (5) "Contaminant" - Any physical, chemical, biological, or radiological substance or matter in water which at sufficient levels may be deleterious to health.

~~((7))~~ (6) "Critical water supply service area" - A geographical area which is characterized by a proliferation of small, inadequate water systems or by water supply problems which threaten the present or future water quality or reliability of service in such a manner that efficient and orderly development may best be achieved through coordinated planning by the water utilities in the area in accordance with chapter 142, Laws of 1977, First Extraordinary Session. (Public Water System Coordination Act)

~~((8))~~ (7) "Department" - The Washington state department of social and health services or the health officer in accordance with WAC 248-54-570.

~~((9))~~ (8) "Disinfection" - Introduction of chlorine, or other agent approved by the department, in a sufficient concentration and followed by an adequate contact time so as to kill or inactivate pathogenic and indicator organisms.

~~((10))~~ (9) "Distribution system" - The piping used to deliver water intended for human consumption without additional treatment by the purveyor and which meets the water quality standards of WAC 248-54-740.

~~((11))~~ (10) "Dose equivalent" - The product of the absorbed dose from ionizing radiation and such factors as account for differences in biological effectiveness due to the type of radiation and its distribution in the body as specified by the international commission on radiological units and measurements (ICRU).

~~((12))~~ (11) "Exemption" - Permission granted by the state board of health which officially allows a water purveyor to exceed one or more of the maximum contaminant levels identified in WAC 248-54-740 or any treatment technique requirement because of factors other than the nature of the raw water sources. See "Variance" and "Waiver".

~~((13))~~ (12) "Gross alpha particle activity" - The total radioactivity due to alpha particle emission as inferred from measurements on a dry sample.

~~((14))~~ (13) "Gross beta particle activity" - The total radioactivity due to beta particle emission as inferred from measurements on a dry sample.

~~((15))~~ (14) "Health officer" - The city, county, city-county, or district health person having jurisdiction, or his authorized agent.

~~((16))~~ (15) "Man-made beta particle and photon emitters" - All radionuclides emitting beta particles and/or photons listed in Maximum Permissible Body Burdens and Maximum Permissible Concentration of Radionuclides in Air or Water for Occupational Exposure, National Bureau of Standards Handbook 69, except the daughter products of thorium-232, uranium-235 and uranium-238.

~~((17))~~ (16) "Maximum contaminant level" - The maximum permissible level of a contaminant in water which is delivered to the free flowing outlet of the ultimate user of a public water system, except in the case of turbidity where the maximum permissible level is measured at the point of entry to the distribution system. The free flowing outlet shall be considered any location in the active portion of the distribution system where water samples may be gathered which represent the quality of water typically served to and ingested by the consumer. The outlet may be continuously running or flushed out as needed to remove stale or standing water. If deemed necessary, the department may require that a certain percentage of samples be collected from standing water sources. Contaminants added to the water under circumstances controlled by the user, except those resulting from corrosion of piping and plumbing caused by water quality, are excluded from this definition.

(17) "Permanent" - That population which would normally be resident to the system for three continuous months or more.

~~((18))~~ "Noncommunity water system" - A public water system which serves a transitory population such as a restaurant, motel, school, or campground. See "Community water system."

~~((19))~~ (18) "Picocurie (pCi)" - That quantity of radioactive material producing 2.22 nuclear transformations per minute.

~~((20))~~ (19) "Public water system" - Any system or water supply intended or used for human consumption or other domestic uses, including source, treatment, storage, transmission, and distribution facilities where water is furnished to any community, collection or number of individuals, or is made available to the public for human consumption or domestic use, but excluding water system serving one single family residence.

~~((2+))~~ (20) "Purveyor" - The federal agency, state agency, county agency, city, town, municipal corporation, firm, company, mutual, cooperative, association, corporation, partnership, district, institution, person or persons, owning or operating a public water system or his authorized agent.

~~((22))~~ (21) "Rem" - The unit of dose equivalent from ionizing radiation to the total body or any internal organ or organ system. A "millirem" (mrem) is 1/1000 of a rem.

~~((23))~~ (22) "Service" - A connection ~~((between the purveyor's distribution system and the customer's system. If the customer's system distributes to more than one single family dwelling, individual dwelling unit, site, or lot, then each single family dwelling, individual dwelling unit, site, or lot shall be considered as one service connection))~~ designed to serve a single family or use. For example, a single family home or dormitory room would each be one service.

~~((24))~~ (23) "Standard methods" - Standard Methods for the Examination of Water and Waste Water, 14th Edition, jointly published by the American public health association, American water works association, and water pollution control federation, or any superseding edition.*

(24) "Transitory population" - Any population using a water system on a nonpermanent basis (i.e., campground, airport, motel, restaurant).

(25) "Variance" - Permission granted by the state board of health which officially allows a water purveyor to exceed one or more of the maximum contaminant levels identified in WAC 248-54-740 in those cases where, because of the nature of the raw water sources, the maximum contaminant level requirements cannot be met despite application of the best technology, treatment techniques or other means generally available. See "Exemption" and "Waiver".

(26) "Waiver" - Permission granted by the state board of health which officially waives the need for compliance with specific requirements of these regulations excluding any mandatory provisions of the safe drinking water act of 1974 or any mandatory provision of regulations adopted by the United States environmental protection agency pursuant thereto. See "Exemption" and "Variance".

(27) The following abbreviations are defined as:

- kPa - kilo Pascal (Metric equivalent of psi)
- m - meter
- ml - milliliter
- mm - millimeter
- mg/l - milligrams per liter
- MPN - most probable number
- psi - pounds per square inch.

*Copies of this book may be obtained by writing APHA, Inc., 1015 Eighteenth St. N.W., Washington D.C. 20036.

AMENDATORY SECTION (Amending Order 153, filed 12/5/77)

WAC 248-54-740 QUALITY. (1) The standards of water quality in this section shall apply throughout the distribution system unless otherwise specified. The purveyor shall be responsible for satisfying the requirements of this section. The monitoring requirements set forth in this section are minimums, additional monitoring may be required by the department.

(2) Samples required in this section shall be analyzed in accordance with methods approved by the department and only in the state public health laboratory or laboratories holding a current certificate of approval from the department, except that measurements for turbidity, free chlorine residual, and fluoride as required by WAC 248-54-670, may be performed by trained water utility personnel.

(3) When a public water system receives its water from another public water system, the water quality of the received water shall meet all bacteriological, inorganic chemical, organic chemical, turbidity, and radionuclide requirements of this section. Unless additional monitoring is required by the department, only bacteriological monitoring as required by this section need be performed by the receiving public water system.

(4) Bacteriological.

(a) The presence of organisms of the coliform group as found in the distribution system samples examined shall not exceed the limits in subdivision (4)(b) of this subsection.

(i) Bacteriological samples shall be collected at regular intervals from representative points in the distribution system. Samples shall be collected, transported, and analyzed in accordance with procedures contained in "Standard Methods".

(ii) For Class 1 systems whose class is determined by permanent population, the minimum number of routine distribution system samples to be analyzed per month shall be in accordance with Table 2.

For Class 1 systems whose class is determined using transitory population, the minimum number of routine distribution system samples to be analyzed per month shall be determined by the department.

(iii) For Class 2 systems whose class is determined by permanent population, the number of routine samples shall be one per calendar month, except where a less frequent sampling frequency is allowed by the department for a protected groundwater supply. In no case shall the sampling frequency be less than one per quarter.

For Class 2 systems whose class is determined using transitory population, the minimum number of routine distribution system samples to be analyzed per month shall be determined by the department.

(iv) For Class 3 systems, the number of routine samples shall be one in each calendar quarter during which the system provides water to the public, except where an increased sampling frequency is required by the department.

(v) For Class 4 systems, the number of routine samples shall be a minimum of one per year, except where an increased sampling frequency is required by the department.

(vi) Public water systems shall collect untreated water samples from each source for bacteriological analysis in accordance with the following schedule:

- (A) Protected groundwater sources shall be sampled at least once per quarter.
- (B) Groundwater sources disinfected for health reasons shall be sampled at a frequency not less than twenty percent of the number shown in Table 2 and in no case less than one per quarter.
- (C) Surface sources with treatment including at least coagulation, filtration, and disinfection shall be sampled at a frequency not less than ten percent of the number shown in Table 2 and in no case less than one per quarter.
- (D) Surface sources without treatment including coagulation and filtration shall be sampled at a frequency not less than twenty percent of the number shown in Table 2 and in no case less than one per quarter.

TABLE 2

MINIMUM NUMBER OF ROUTINE BACTERIOLOGICAL SAMPLES TO BE TAKEN FROM THE DISTRIBUTION SYSTEM FOR CLASS 1 SYSTEMS WHOSE CLASS IS DETERMINED BASED ON PERMANENT POPULATION*

**Population Served	Minimum No. Samples Per Month	Population Served	Minimum No. Samples Per Month
***Less than ((2,500)) 2,501	2	83,001 ((to)) 90,000 through	90
2,501 ((to)) 3,300	3	90,001 ((to)) 96,000 through	95
3,301 ((to)) 4,100	4	96,001 ((to)) 111,000 through	100
4,101 ((to)) 4,900	5	111,001 ((to)) 130,000 through	110
4,901 ((to)) 5,800	6	130,001 ((to)) 160,000 through	120
5,801 ((to)) 6,700	7	160,001 ((to)) 190,000 through	130
6,701 ((to)) 7,600	8	190,001 ((to)) 220,000 through	140
7,601 ((to)) 8,500	9	220,001 ((to)) 250,000	150

**Population Served	Minimum No. Samples Per Month	Population Served	Minimum No. Samples Per Month	**Population Served	Minimum No. Samples Per Month	Population Served	Minimum No. Samples Per Month
through 8,501 ((to)) 9,400	10	250,001 ((to)) 290,000	160	through 46,001 ((to)) 50,000	55	2,060,001 ((to)) 2,270,000	410
through 9,401 ((to)) 10,300	11	290,001 ((to)) 320,000	170	through 50,001 ((to)) 54,000	60	2,270,001 ((to)) 2,510,000	420
through 10,301 ((to)) 11,100	12	320,001 ((to)) 360,000	180	through 54,001 ((to)) 59,000	65	2,510,001 ((to)) 2,750,000	430
through 11,101 ((to)) 12,000	13	360,001 ((to)) 410,000	190	through 59,001 ((to)) 64,000	70	2,750,001 ((to)) 3,020,000	440
through 12,001 ((to)) 12,900	14	410,001 ((to)) 450,000	200	through 64,001 ((to)) 70,000	75	3,020,001 ((to)) 3,320,000	450
through 12,901 ((to)) 13,700	15	450,001 ((to)) 500,000	210	through 70,001 ((to)) 76,000	80	3,320,001 ((to)) 3,620,000	460
through 13,701 ((to)) 14,600	16	500,001 ((to)) 550,000	220	through 76,001 ((to)) 83,000	85	3,620,001 ((to)) 3,960,000	470
through 14,601 ((to)) 15,500	17	550,001 ((to)) 600,000	230	through		3,960,001 ((to)) 4,310,000	480
through 15,501 ((to)) 16,300	18	600,001 ((to)) 660,000	240	through		4,310,001 ((to)) 4,690,000	490
through 16,301 ((to)) 17,200	19	660,001 ((to)) 720,000	250	through		4,690,001 or more	500
through 17,201 ((to)) 18,100	20	720,001 ((to)) 780,000	260	*Based on Federal Register, December 24, 1975, Environmental Protection Agency, National Interim Primary Drinking Water Regulations, Section 141.21.			
through 18,101 ((to)) 18,900	21	780,001 ((to)) 840,000	270	**Does not include water wholesaled to other utilities.			
through 18,901 ((to)) 19,800	22	840,001 ((to)) 910,000	280	***For Class 2, 3, and 4 systems, see WAC 248-54-740(4)(a)(iii), (iv), (v) and Table 3.			
through 19,801 ((to)) 20,700	23	910,001 ((to)) 970,000	290	TABLE 3			
through 20,701 ((to)) 21,500	24	970,001 ((to)) 1,050,000	300	SAMPLING REQUIREMENTS			
through 21,501 ((to)) 22,300	25	1,050,001 ((to)) 1,140,000	310	Sample Type	System Class	Minimum Number of Samples Required*	Date Initial Sample Required
through 22,301 ((to)) 23,200	26	1,140,001 ((to)) 1,230,000	320	Bacteriological	1	Permanent population— Refer to Table 2	Effective date of regulation
through 23,201 ((to)) 24,000	27	1,230,001 ((to)) 1,320,000	330			Transitory population—Check with department	
through 24,001 ((to)) 24,900	28	1,320,001 ((to)) 1,420,000	340	Bacteriological	2	Permanent population— One per calendar month or quarterly from a protected ground water supply	Effective date of regulation
through 24,901 ((to)) 25,000	29	1,420,001 ((to)) 1,520,000	350			Transitory population—Check with department	
through 25,001 ((to)) 28,000	30	1,520,001 ((to)) 1,630,000	360	Bacteriological	3	One in each calendar quarter during which system provides water to the public	Effective date of regulation
through 28,001 ((to)) 33,000	35	1,630,001 ((to)) 1,730,000	370			4	
through 33,001 ((to)) 37,000	40	1,730,001 ((to)) 1,850,000	380	Inorganic Chemical	1 & 2	Surface water supplies— one per calendar year	June 1978
through 37,001 ((to)) 41,000	45	1,850,001 ((to)) 1,970,000	390			Ground water supplies— one every three years	June 1979
through 41,001 ((to)) 46,000	50	1,970,001 ((to)) 2,060,000	400	Inorganic Chemical	3 & 4	Surface and ground water supplies— one every three years.	June 1979
						Nitrate only unless	

Sample Type	System Class	Minimum Number of Samples Required*	Date Initial Sample Required
Organic Chemical	1 & 2	Surface water supplies— one every three years Ground water supplies— only as required by the department	June 1978
	3 & 4	As required by the department	
Turbidity/	1 & 2 & 3	Surface water supplies only - daily	Effective date of regulation
	4	Only as required by the department	
Radionuclides	1 & 2	Four consecutive quarterly samples every four years	June 1979
	3 & 4	Only as required by the department	
Secondary Physical &	1 & 2	Surface water supplies - one per calendar year Ground water supplies - Once every three years	June 1978 June 1979
	3 & 4	Only as required by the department	

*Increased sampling may be required by the department. Samples shall be taken at representative points, except turbidity which shall be taken at the entrance to the distribution system.

(vii) Purveyors may be required to have microbiological analyses other than the standard coliform test conducted, such as examination for fecal coliform, fecal streptococci, total 35° plate count, plankton counts, and other tests as may be required by the department.

(b) The maximum contaminant levels for coliform bacteria are as follows:

- (i) When the membrane filter technique is used, the number of coliform bacteria shall not exceed any of the following:
 - (A) One per 100 milliliters as the arithmetic mean of all samples examined per month;
 - (B) Four per 100 milliliters in two or more samples when less than ~~((20))~~ twenty are examined per month; or
 - (C) Four per 100 milliliters in more than five percent of the samples when ~~((20))~~ twenty or more are examined per month.
- (ii) When the five tube MPN method using 10 milliliter portions per tube is used, coliform bacteria shall not be present in any of the following:
 - (A) More than ~~((10))~~ ten percent of the portions in any month;
 - (B) Three or more portions in two or more samples when less than ~~((20))~~ twenty samples are examined per month; or
 - (C) Three or more portions in more than five percent of the samples when ~~((20))~~ twenty or more samples are examined per month.
- (iii) At the discretion of the department, compliance with this section for systems that are required to sample at a rate of less than four per month may be based upon sampling during a three month period.
- (iv) Special purpose samples, such as those taken to determine whether disinfection practices following pipe repair or replacement have been sufficient or check samples shall not be used to determine compliance with the maximum contaminant level for coliform bacteria nor shall they be used to determine compliance with the minimum sampling frequency.

(c) Check sampling.

- (i) When the coliform bacteria in a single sample exceed four per 100 milliliters when examined by the membrane filter technique or if coliform bacteria occur in three or more portions when 10 ~~((ml))~~ milliliters standard portions are used, action shall be taken by the purveyor to determine and correct the cause for such occurrence. Also, at least two consecutive daily check samples shall be collected and examined from the sampling point. Additional check samples shall be collected daily, or at a frequency established by the department, until the results obtained from at least two consecutive check samples show less than one coliform bacterium per 100 milliliters.
- (ii) The location at which the check samples were taken pursuant to item (i) of this subdivision shall not be eliminated from future sampling without approval of the department.

(d) When the presence of coliform bacteria in water taken from a particular sampling point has been confirmed by any check samples, the water purveyor shall report this to the department within ~~((48))~~ forty-eight hours.

(e) When a maximum contaminant level for coliform bacteria as set forth in WAC 248-54-740(4)(b) is exceeded, the purveyor of water shall report to the department and notify the public as prescribed in WAC 248-54-750.

(f) A water purveyor may, with the approval of the department, and based upon a sanitary survey, substitute the use of chlorine residual monitoring for not more than ~~((75))~~ seventy-five percent of the samples required to be taken by WAC 248-54-740(4)(a) provided, the water purveyor takes chlorine residual samples at points which are representative of the conditions within the distribution system at the frequency of at least four for each substituted microbiological sample. Where chlorine residual monitoring is substituted for microbiological samples, analysis for chlorine residual shall be in accordance with Standard Methods. In all cases there shall be at least daily determinations of chlorine residual.

- (i) When the water purveyor exercises ~~((this))~~ the option, he or she shall maintain no less than 0.2 mg/l free chlorine throughout the public water distribution system.
- (ii) When a particular sampling point has been shown to have a free chlorine residual less than 0.2 mg/l, the water at that location shall be retested as soon as practicable and in any event within one hour. If the original analysis is confirmed, this fact shall be reported to the department within ~~((48))~~ forty-eight hours and a sample for coliform analysis shall be collected from that sampling point as soon as practicable and preferably within one hour. The results of such analysis shall be reported to the department within ~~((48))~~ forty-eight hours after the results are known to the water purveyor.
- (iii) Compliance with the maximum contaminant levels for coliform bacteria shall be determined on the monthly mean or quarterly mean basis as specified in WAC 248-54-740(4)(b) including those samples taken as a result of failure to maintain the required chlorine residual level.

(5) Inorganic chemicals

(a) The maximum contaminant levels for inorganic chemicals are as follows:

MAXIMUM CONTAMINANT LEVEL	
CONTAMINANT	LEVEL (MG/L)
Arsenic	0.05
Barium	1.
Cadmium	0.010
Chromium	0.05
Fluoride	2.0
Lead	0.05
Mercury	0.002
Nitrate(as N)	10.
Selenium	0.01
Silver	0.05

(b) Minimum analyses of raw water for inorganic chemicals are required as follows:

- (i) Analyses for all Class 1 and 2 water systems utilizing surface water sources shall be completed by June, 1978. These analyses shall be repeated at yearly intervals.

- (ii) Analyses for all Class 1 and 2 water systems utilizing only ground water sources shall be completed by June, 1979. These analyses shall be repeated at three-year intervals.
- (iii) Nitrate analyses for Class 3 and 4 water systems, whether supplied by surface or ground water sources, shall be completed by June, 1979. These analyses shall be repeated at three-year intervals.
- (iv) If it is anticipated that the levels of inorganic chemicals will change in the distribution system, or treatment processes then additional inorganic chemical sampling may be required by the department.

(c) If the result of an analysis indicates that the level of any contaminant exceeds the maximum contaminant level, the water purveyor shall report this to the department within seven days. Action shall be taken by the purveyor to determine and correct the cause of such occurrences. The purveyor shall initiate three additional analyses at the same sampling point within one month.

(d) When the average of four analyses rounded to the same number of significant figures as the maximum contaminant level for the substance in question, exceeds the maximum contaminant level, the water purveyor shall report to the department and give notice to the public pursuant to WAC 248-54-750. Monitoring after public notification shall be at a frequency designated by the department and shall continue until the maximum contaminant level has not been exceeded in two successive samples, or until a monitoring schedule as a condition to a variance, exemption or enforcement action becomes effective.

(e) The provisions of subdivision (c) and (d) of this subsection notwithstanding, compliance with the maximum contaminant level for nitrate shall be determined on the basis of the mean of two analyses. When a level exceeding the maximum contaminant level for nitrate is found, a second analysis shall be initiated within ~~((24))~~ twenty-four hours, and if the mean of the two analyses exceeds the maximum contaminant level, the water purveyor shall report his or her findings to the department and shall notify the public pursuant to WAC 248-54-750.

(f) For the initial analyses required by this section, data for surface waters acquired after June, 1976, and data for ground waters acquired after June, 1974, may be substituted at the discretion of the department.

(6) Organic chemicals

(a) The maximum contaminant levels for organic chemicals taken from the raw water source are as follows:

CONTAMINANT	LEVEL (MG/L)
(i) Chlorinated hydrocarbons:	
Endrin (1,2,3,4,10 10-hexachloro-6,7-epoxy-1,4,4a,5,6,7,8,8a-octahydro-1,4-endo-endo-5,8 - dimethano naphthalene).	0.0002
Lindane (1,2,3,4,5,6-hexachlorocyclohexane, gamma isomer).	0.004
Methoxychlor (1,1,1-Trichloro-2, 2 - bis [p-methoxyphenyl] ethane).	0.1
Toxaphene (C ₁₀ H ₁₀ Cl ₈ -Technical chlorinated camphene, 67-69 percent chlorine).	0.005
(ii) Chlorophenoxys:	
2,4 - D. (2,4-Dichlorophenoxyacetic acid)	0.1
2,4,5-TP Silvex (2,4,5-Trichlorophenoxypropionic acid)	0.01

(b) Minimum analyses for organic chemicals taken from the raw water source are required as follows:

- (i) Analyses for all Class 1 and 2 water systems utilizing surface water sources, shall be completed by June, 1978. Samples analyzed shall be collected during the period of the year designated by the department as the period when contamination by pesticides is most likely to occur. These

analyses shall be repeated at intervals specified by the department but in no event less frequently than at three year intervals.

- (ii) Analyses for Class 1 and 2 water systems utilizing only ground water sources, shall be completed only by those systems specified by the department.

(c) If the result of an analysis indicates the level of any organic chemical contaminant exceeds the maximum contaminant level, the supplier of water shall report to the department within seven days. In addition action shall be taken by the purveyor to determine and correct the cause of such occurrences and the purveyor shall initiate three additional analyses within one month.

(d) When the average of four analyses made pursuant to subdivision (c), of this section, rounded to the same number of significant figures as the maximum contaminant level for the substance in question, exceeds the maximum contaminant level, the water purveyor shall report to the department and give notice to the public pursuant to WAC 248-54-750. Monitoring after public notification shall be at a frequency designated by the department and shall continue until the maximum contaminant level has not been exceeded in two successive samples or until a monitoring schedule as a condition to a variance, exemption or enforcement action becomes effective.

(e) For the initial analysis required by this subsection, data for surface water acquired after June, 1976, and data for ground water acquired after June, 1974, may be substituted at the discretion of the department.

(7) Turbidity

(a) The maximum contaminant levels for turbidity are applicable to public water supplies using surface water sources in whole or in part. The maximum contaminant levels for turbidity in drinking water, measured at a representative entry point(s) to the water distribution system as determined by the department, are:

- (i) One (1.0) turbidity unit (TU), as determined by a monthly average of the maximum daily turbidity, except that five (5.0) turbidity units, as determined by a monthly average of the maximum daily turbidity, may be allowed if the purveyor can demonstrate that:
 - (A) The conditions of watershed control in accordance with WAC 248-54-660(4)(b)(i) are satisfied;
 - (B) The higher turbidity does not interfere with microbiological determinations and that the source water quality conforms to the raw water quality conditions as specified in WAC 248-54-660(4)(b)(ii); and
 - (C) The higher turbidity does not prevent maintenance of an effective disinfection agent throughout the distribution system and that the conditions of system operation, including a continuous free chlorine residual of 0.2 mg/l throughout all active parts of the system, as specified in WAC 248-54-660(4)(b)(iii) are satisfied.
- (ii) Five (5.0) turbidity units based on an average for two consecutive days of the maximum daily turbidity.

(b) Continuous monitoring of turbidity is required for all Class 1, 2 ~~((4))~~ and 3 systems using surface sources. Automatic turbidity measuring and recording equipment shall be provided and operated continuously at the entry point to the distribution system and where necessary for process control. Manual monitoring of turbidity may be authorized by the department in special cases. The monitoring frequency for Class 4 systems using surface sources shall be determined by the department.

(c) If the turbidity exceeds the maximum allowable limit identified in WAC 248-54-740(7)(a)(i) for longer than one hour if monitored continuously, the water purveyor shall report to the department within ~~((48))~~ forty-eight hours. If the result of a manual turbidity analysis exceeds the maximum allowable limit the sampling measurement shall be confirmed by resampling within one hour. If the repeat sample confirms that the maximum allowable limit has been exceeded, the water purveyor shall report to the department within ~~((48))~~ forty-eight hours. In addition, the purveyor shall take action to determine and correct the cause of such occurrences.

(d) If the maximum contaminant levels in WAC 248-54-740(7)(a)(i) or 248-54-740(7)(a)(ii) are exceeded, the water purveyor shall report to the department and notify the public as prescribed in WAC 248-54-750.

(8) Radionuclides

(a) The following are the maximum contaminant levels for radium-226, radium-228, and gross alpha particle radioactivity:

- (i) Combined radium-226 and radium-228 - 5 pCi/l.

(ii) Gross alpha particle activity (including radium-226 but excluding radon and uranium) - 15 pCi/l.

(b) The following is the maximum contaminant level for beta particle and photon radioactivity from man-made radionuclides:

((†)) The average annual concentration of beta particle and photon radioactivity from man-made radionuclides in drinking water shall not produce an annual dose equivalent to the total body or any internal organ greater than 4 mrem/year.

(c) Monitoring requirements for gross alpha particle activity, radium-226 and radium-228.

- (i) Initial sampling to determine compliance of Class 1 and 2 systems shall begin by June, 1979, and the analysis shall be completed by June, 1980. Compliance shall be based on the analysis of an annual composite of four consecutive quarterly samples or the average of the analyses of four samples obtained at quarterly intervals.
- (ii) Analysis for radium-226 and radium-228 may be omitted if the gross alpha particle activity is less than 5 pCi/l.
- (iii) For the initial analysis, data acquired within one year prior to June, 1977, may be substituted at the discretion of the department.
- (iv) Water purveyors shall monitor at least once every four years. When an annual record establishes that the average annual concentration is less than half the maximum contaminant levels, analysis of a single sample may be substituted for the quarterly sampling procedure.
- (v) A water purveyor shall monitor for radionuclides within one year of the introduction of a new water source for a community water system.
- (vi) If the average annual maximum contaminant level for gross alpha particle activity or total radium is exceeded, the water purveyor shall report to the department and notify the public as prescribed in WAC 248-54-750. The purveyor shall take action to determine and correct the cause of such occurrences. Monitoring at quarterly intervals shall be continued until the annual average concentration no longer exceeds the maximum contaminant level or until a monitoring schedule as a condition to a variance, exemption or enforcement action shall become effective.
- (d) Monitoring requirements for man-made radioactivity:
- (i) By June, 1979, Class 1 and 2 systems using surface water sources and serving more than ((†00,000)) one hundred thousand persons and other water systems as are designated by the department shall be monitored for compliance by analysis of a composite of four consecutive quarterly samples or analysis of four quarterly samples.
- (ii) Compliance with the 4 millirem/year dose limitation may be assumed if the average annual concentration for gross beta activity, tritium, and strontium-90 are less than 50 pCi/l, 20,000 pCi/l, and 8 pCi/l respectively. Analysis for strontium-90 may be omitted if the gross beta activity is less than 8 pCi/l.
- (iii) For the initial analysis, data acquired within one year prior to June, 1977, may be substituted at the discretion of the department.
- (iv) After the initial analysis water purveyors shall monitor at least every four years.
- (v) If the average annual maximum contaminant level for man-made radioactivity is exceeded, the water purveyor shall report to the department and notify the public as prescribed in WAC 248-54-750. The purveyor shall take action to determine and correct the cause of such occurrences. Monitoring at monthly intervals shall be continued until the concentration no longer exceeds the maximum contaminant level or until a monitoring schedule as a condition to a variance, exemption or enforcement action becomes effective.
- (e) By June, 1979, any water system as designated by the department, downstream from a nuclear facility must begin quarterly monitoring requirements for gross beta and iodine-131, and annual monitoring for strontium-90 and tritium. The department may allow the substitution of environmental surveillance data taken in conjunction with a nuclear facility for direct monitoring of man-made radioactivity after a determination that such data is applicable to a particular community water system.

(f) When necessary, additional radionuclide monitoring and other radionuclide requirements as prescribed by Public Law 93-523, section 141.26 CFR shall be satisfied.

(9) Secondary chemical and physical contaminants - The following maximum levels shall apply.

MAXIMUM CONTAMINANT LEVELS

CONTAMINANT	LEVEL
Color	15 units
Iron	0.3 mg/l
Manganese	0.05 mg/l
Total Dissolved Solids	500 mg/l
• Chloride	250 mg/l
• Sulfate	250 mg/l
** Copper	1 mg/l
** Odor	3 threshold odor numbers
** Zinc	5 mg/l

*Analysis is required only when the total dissolved solids exceed 500 mg/l.

**Analysis is required only when determined necessary by the department.

(a) Monitoring of secondary contaminants by Class 1 and 2 systems shall be at the same frequency as required for inorganic chemicals. Class 3 and Class 4 systems shall monitor secondary contaminants only as required by the department.

(b) If the secondary contaminants are present in excess of the listed concentrations, either treatment shall be provided, another supply developed, or other action acceptable to the department shall be taken.

(c) Secondary contaminants are not subject to the public notification requirements of WAC 248-54-750.

AMENDATORY SECTION (Amending Order 153, filed 12/5/77)

WAC 248-54-750 REPORTING AND PUBLIC NOTIFICATION. (1) Reporting.

(a) Except where a shorter reporting period is specified, the water purveyor shall report to the department within ((40)) forty days the results of all tests, measurements, or analyses required by WAC 248-54-740.

(b) The water purveyor shall report to the department within ((40)) forty-eight hours the failure to comply with any provisions of WAC 248-54-740, including failure to comply with monitoring requirements.

(c) The water purveyor is not required to report analytical results to the department in cases where the state public health laboratory or a laboratory holding a current certificate of approval reports the results directly to the department.

(d) The water purveyor shall notify the department within sixty days of any change in name or change in ownership of the public water system.

(2) Water facilities inventory and report.

(a) Every purveyor of a Class 1 and 2 water supply system shall submit to the department ((not later than July 1 of each year,)) an annual report summarizing the utility's operation for the preceding ((calendar)) year. The annual report shall contain the following information, as a minimum: Number of services and meters; ((average annual and peak daily demand; the range of distribution system pressures)) water production; population served; a summary of the major features of the system and additions or changes made during the year((; a summary of the physical, bacteriological, and chemical quality maintained in the system)).

((††) Purveyors of Class 2 and 3 water supply systems shall submit a report at five year intervals.

((††) (b) Purveyors of Class 3 and 4 water supply systems shall submit a report ((if required by the department)) every three years.

(3) Public notification.

(a) Class 1 or 2 water purveyors shall issue a written notice to the persons served by the system within three months of the occurrence of any of the following events: Exceeding a maximum contaminant level; failure to comply with an applicable testing procedure; being granted a variance or exemption from an applicable maximum contaminant level; failure to comply with the requirements of any schedule prescribed pursuant to a variance or exemption; or failure to perform any required monitoring. The written notice shall be included in the first set of water bills of the system issued after the failure. Such notice shall be repeated at least once every three months so long as the failure of

the system continues or the variance or exemption remains in effect. If the system issues water bills less frequently than quarterly, or does not issue water bills, the notice shall be made by or supplemented by another form of direct mail.

(b) If a Class 1 or 2 water system has failed to comply with an applicable maximum contaminant level, the water purveyor shall notify the public of such failure as required by WAC 248-54-750(3)(a). In addition, public notification steps shall take place as follows:

(i) By publication on not less than three consecutive days in a newspaper or newspapers of general circulation in the area served by the system. Such notice shall be completed within ((+4)) fourteen days after the water purveyor learns of the failure.

(ii) By furnishing a copy of the notice to the radio and television stations serving the area served by the system. Such notice shall be furnished within seven days after the water purveyor learns of the failure.

(c) If the area served by a Class 1 or 2 water system is not served by a daily newspaper of general circulation, notification by newspaper required by WAC 248-54-750(3)(b) shall instead be given by publication on three consecutive weeks in a weekly newspaper of general circulation serving the area. If no weekly or daily newspaper of general circulation serves the area, notice shall be given by posting the notice in post offices or other public buildings within the area served by the system.

(d) If any of the events identified in WAC 248-54-750(3)(a) occur in a Class 3 water system, the water purveyor shall post written notice of the event at conspicuous locations and points of use throughout the system.

(e) Notices given pursuant to this section shall be written in a manner to assure that the public using the system is adequately informed of the failure or variance or exemption. The notice shall not use unduly technical language, unduly small print or other methods which would frustrate the purpose of the notice. The notice shall disclose all material facts regarding the subject including the nature of the problem and, when appropriate, a clear statement that a primary drinking water regulation has been violated and any preventive measures that should be taken by the public. Where appropriate, or where designated by the department, bilingual notice shall be given. Notices may include a balanced explanation of the significance or seriousness to the public health of the subject of the notice, a fair explanation of steps taken by the system to correct any problem and the results of any additional sampling. Notices shall be consistent with guidelines prepared by the department concerning format and content.

(f) In any instance in which notification by newspaper or to radio or television stations is not required, the department may order the water purveyor to provide notification by newspaper and to radio and television stations when circumstances make more immediate or broader notice appropriate to protect the public health.

(g) The water purveyor shall keep detailed and complete records of all public notification occurrences, in accordance with WAC 248-54-760, so as to document compliance with this section. These records shall be available for inspection by the department and shall be sent to the department if requested.

(h) Notice to the public required by this section may be given by the department on behalf of the water purveyor.

WSR 81-18-064
PROPOSED RULES
BOARD OF HEALTH
[Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning hospitals, amending chapter 248-18 WAC;

that such agency will at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October

14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

The authority under which these rules are proposed is RCW 43.20.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 14, 1981, and/or orally at 9:00 a.m., Wednesday, October 14, 1981, North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

Dated: September 2, 1981

By: John A. Beare, MD
Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amending chapter 248-18 WAC Hospitals. WAC 248-18-190 is amended to update content of hospital operational regulations concerned with general patient care service units or areas in terms of minimum standards for care, safety and treatment of patients; WAC 248-18-240 is amended to update the content of hospital licensing regulations concerned with increased safety, adequate care and treatment of patients in psychiatric units of hospitals licensed pursuant to chapter 70.41 RCW; WAC 248-18-530 is amended to update the content of hospital construction regulations for general nursing units; New WAC 248-18-534 prescribes specific physical plant features for psychiatric units in hospitals licensed pursuant to chapter 70.41 RCW in terms of current knowledge, materials, techniques, and practice; and WAC 248-18-710 is amended to update content of hospital construction regulations for service facilities in terms of current knowledge, techniques, procedures and materials considered minimal in terms of safety, adequate care and treatment of patients.

Statutory Authority: RCW 43.20.050.

Summary of the Changes: WAC 248-18-190 is a section of hospital licensing regulations concerned with description of basic policies, procedures, techniques, facilities, supplies and equipment to be established and maintained consistently in general patient care service areas and units of the general hospitals licensed pursuant to chapter 70.41 RCW; WAC 248-18-240 which includes licensing rules and regulations for psychiatric units is amended to include definitions specific to psychiatric services, specific differences in physical environment, minimally safe procedures, policies, and practices, and required ancillary services; WAC 248-18-530, as amended, defines and describes the basic facility and equipment requirements for construction or alteration of general nursing units throughout any

hospital licensed pursuant to chapter 70.41 RCW. Included are amended requirements concerned with location, capacity, and separation of nursing units; special design features for specialized units with cross references to appropriate sections; description of patient rooms; toilets; bathing facilities; and description of miscellaneous required facilities and equipment; WAC 248-18-534 is a new section of hospital rules and regulations specific to construction or alteration projects in hospitals which are planning to care for psychiatric patients on a regular basis. Included in this section are requirements for physical plant characteristics such as windows, doors, security and seclusion rooms, toilets, bathing facilities, and specialized service and support facilities required for the safety and adequate care of patients; and WAC 248-18-710 is a section of hospital rules and regulations concerned with describing various service facilities required for construction or alteration projects in hospitals. These facilities include medicine distribution facilities, utility or materials rooms, storage facilities, clean-up facilities, housekeeping facilities, and cart sanitization facilities.

Person Responsible for Implementing and Enforcement of the Rule Changes: Jean Ullom, Institutional Nursing Consultant, Licensing and Development Section, Health Services Division, DSHS, Mailstop LN-13, 753-5824.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-190 PATIENT CARE SERVICES, GENERAL.

(1) Policies, procedures, and techniques.

(a) Hospitals shall establish written policies and procedures which specify the criteria for admission of patients to general and specialized patient care service areas and conditions requiring transfer. These policies and procedures shall be based upon the availability of sufficient and appropriate personnel, space, equipment, and supplies to provide care and treatment of patients.

(b) There shall be written patient care policies and procedures designed to guide personnel. The policies and procedures should be reviewed at least one time every two years, revised as necessary, and approved in writing by appropriate representatives of the administrative, medical, and nursing service.

(c) There shall be procedures and provision for personnel to gain immediate access to patient rooms, toilets, showers, and bathrooms should any emergency occur to a patient in any one of these areas.

(d) The hospital shall establish safety policies and procedures for the care of all patients with special consideration for patients who because of age or condition are not responsible for his or her acts.

(e) There shall be policies and procedures addressing protection of patients from assault, abuse, and neglect. All patient care personnel and staff should be oriented and educated regarding preventing and reporting abuse of patients.

(f) Written policies and procedures shall address immediate actions or behaviors of personnel and staff when patient behavior indicates that he or she is assaultive, out of control, or destructive.

(g) Adequate nursing care shall be provided to all patients:

(i) A patient care plan and/or nursing care plan shall be developed by or in conjunction with a registered nurse. There shall be documentation in the medical record of discharge planning.

(ii) Discharge assessment shall be completed on all patients with discharge planning as indicated.

(h) There shall be a reliable method for personal identification of each patient.

(i) A recognized standard procedure for the handling and administration of blood and blood products shall be established. This procedure shall be written and readily available to all personnel responsible for the administration of blood and/or blood products.

(j) A standard isolation technique shall be established and practiced.

(k) There shall be written policies governing smoking by personnel, patients, visitors, and others within the hospital. Policies shall be designed to prohibit smoking where or when smoking may cause discomfort to a patient or constitute a safety hazard.

(l) Written orders signed by a member of the medical staff shall be required for all medications and medical treatments given to patients.

(m) A physical examination and medical history shall be completed within forty-eight hours of admission unless completed within one week prior to admission and incorporated into the medical record.

(n) A recognized standard procedure for the administration of medications shall be established and carried out. This procedure shall be written and readily available to all personnel responsible for medications.

(o) Each patient care service area shall have available current references which are appropriate to the general and specific care provided in that area or unit.

((H)) (2) ((Nursing Services Facilities)) Patient care.

(a) ((Nurses' station. A nurses' station of adequate size with chart desk and telephone shall be provided in a suitable location on each nursing unit)) Space(s) of adequate size shall be designated on each nursing unit which has provisions for medical records, access to telephones, a place for recording and reviewing medical records, and provision for confidential communication among personnel and staff.

(b) Utility or materials ((room)) room(s) or space. On or adjacent to each nursing unit an adequate, properly equipped, utility ((space)) or ((area)) materials room shall be provided for the preparation, cleaning, and storage of nursing supplies and equipment ((which is carried out)) used on the nursing unit. This utility ((space)) or materials room shall be so arranged as to provide for separation of clean and soiled supplies and equipment.

(c) Toilet and bathing facilities.

(i) There shall be at least one water closet, lavatory, and bathing facility reserved for patient use on each patient floor, and such additional toilets, lavatories, and bathing facilities to adequately meet the needs of the patients ((on each nursing unit)).

(ii) Grab bars properly located and securely mounted shall be provided at patient bathing facilities and water closets.

(iii) Some means of signalling by the patient while in the toilet ((room or bath)), tub or shower room shall be provided in a proper location and shall provide an audio and/or visual signal in the nurses' station or an equivalent area.

(iv) A lavatory shall be provided in or convenient to every toilet room.

(v) Paper towels ((in a satisfactory dispenser)) or some other acceptable type of single use towel and a satisfactory receptacle for used towels shall be provided at all lavatories.

(vi) Soap or equivalent shall be immediately available at sink or lavatory.

(d) Isolation room or unit. Rooms or units which are used for isolation of patients with known or suspected infectious diseases shall contain a lavatory.

((i) There shall be a suitable room or unit which shall be used to carry out isolation technic [technique] for care of the patients with known or suspected communicable diseases, including patients with wound infections.

((ii) This room or unit shall contain a lavatory with elbow, knee or foot faucet control.))

(e) Seclusion and/or security room. When special accommodations are provided for seriously disturbed patients, the layout, design of details, equipment, and furnishings shall be such that patients ((may be)) are under close observation and ((with)) are not ((be)) afforded opportunities for hiding, escape, injury to self or others((- or suicide)).

(f) Storage and handling of drugs.

(i) Medicines, poisons, and other drugs shall be stored in ((a)) specifically designated and well-illuminated medicine ((cupboard))

cupboard(s), (~~closet~~) closet(s), cart(s), (~~cabinet~~) cabinet(s), or (~~room~~) room(s). Drugs shall be accessible only to (~~persons~~) individuals authorized to administer or dispense drugs. (~~Separate compartments shall be provided for the storage~~) A means for distinct separation of drugs for internal use and those for external use shall be provided.

(ii) A separate locked drawer, compartment, cabinet, or safe shall be provided for the storage of (~~narcotics~~) Schedule II drugs.

(iii) Suitable facilities including ample light, (~~running water~~) ventilation, sink or lavatory, and sufficient work (~~area~~) areas shall be provided for the preparation (~~of dosages~~) and storage of drugs for patients.

(~~iv~~) All drugs shall be plainly labeled with the name of the drug, the strength and the date of issue. Individual prescriptions shall be labeled with the prescription number, the patient's name, the name of the drug, the strength, the date of issue, and the name of the physician who prescribed the drug.)

(g) Patient room facilities.

(i) All patient rooms shall be outside rooms with adequate windows of clear glass or other approved transparent material.

(ii) Single rooms shall contain at least (~~80~~) eighty square feet and multi-bed rooms shall contain at least (~~70~~) seventy square feet per adult bed and youth bed or crib, (~~60 square feet per crib of 5 feet or less in length~~) and (~~40~~) forty square feet per (~~bassinet~~) pediatric (~~bassinets~~) bassinet.

(iii) Rooms shall have at least (~~7-1/2~~) seven and one-half foot ceiling height over the required square feet area.

(iv) (~~No room, the floor of which is more than 3 feet, 6 inches below grade, shall be used for the accommodation of patients~~) The floor of any room used for accommodation of a patient shall be less than three feet, six inches below grade.

(v) There shall be at least (~~3~~) three feet between beds.

(vi) Rooms shall be arranged (~~so as~~) to (~~permit the~~) allow for movement of (~~a wheeled stretcher~~) necessary equipment to the side of each bed.

(vii) There shall be sufficient and satisfactory storage space for clothing, toilet articles, and other personal belongings of patients.

(viii) Sufficient electrical outlets shall be provided to permit the use of (~~bed lamps, radios and other~~) electrical equipment as required.

(h) Patient room furnishings.

(i) (~~A hospital type~~) An appropriate bed with (~~suitable~~) mattress, pillow, and necessary coverings shall be provided for each patient. Mattresses, blankets, and pillows shall be clean and in good repair.

(ii) There shall be a bedside stand or cabinet and chair for use in each patient room, when appropriate.

(iii) Means for signalling nurses shall be provided within easy reach of each bed, when appropriate.

(iv) A sufficient number of cubicle curtains or screens shall be available to assure privacy for patients, when indicated.

(v) A properly designed bed lamp shall be provided at each bed, when appropriate.

(~~2~~) (3) Supplies and equipment for patient care.

(a) There shall be sufficient, safe and appropriately maintained equipment and supplies for patient care.

(b) (~~Each patient shall be provided with individual bedside utensils~~) Bedside utensils supplied to patients shall be for individual use only.

(c) All supplies and equipment used in patient care shall be properly cleaned and/or sterilized between use for different patients.

(d) Methods for cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through (~~their~~) use.

(e) (~~After discharge of a patient, the bed, mattress, cover, bedside furniture, and equipment shall be properly cleaned~~) Equipment and furnishings, including medical and nonmedical devices, shall be safe, located, and arranged in a manner which does not endanger patients.

(~~f~~) Mattresses, blankets, and pillows, assigned to patients, shall be in a sanitary condition. The mattress, blankets and pillows used for a patient with an infection shall be sanitized in an acceptable manner before they are assigned to another patient.

(3) Orders, techniques, and procedures.

(a) Written orders signed by a member of the medical staff shall be required for all medications and treatments given to patients.

(b) A recognized standard procedure for the administration of medications shall be established and carried out. This procedure shall be

written and readily available to all personnel responsible for medications.

(c) A standard isolation technique shall be established and practiced in caring for patients with known or suspected communicable diseases.

(d) There shall be a reliable method for personal identification of each patient.

(e) A recognized standard procedure for the handling and administration of blood shall be established to insure the safety of the patient. This procedure shall be written and readily available to all personnel responsible for the administration of blood.

(f) There shall be provision for personnel to gain immediate access to patient rooms, toilets, showers, and bathrooms should any emergency occur to a patient in any one of these areas.

(g) The hospital shall establish safety policies and procedures for the care of the patients who because of their age or condition are not responsible for their acts.

(h) Adequate nursing care shall be provided to all patients.

(i) There shall be written policies governing smoking by personnel, patients, visitors and others within the hospital. Policies shall be designed to prohibit smoking where or when smoking may cause discomfort to a patient or constitute a safety hazard.)

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-240 PSYCHIATRIC UNIT. (1) Definitions.

(a) "Corporal punishment" means punishment or negative reinforcement accomplished by direct physical contact regardless of whether or not damage is inflicted.

(b) "Discipline" means reasonable actions by personnel and staff aimed at regulation of unacceptable behavior.

(c) "Family" means individuals who are important to and designated by a patient, who need not be relatives.

(d) "Individualized treatment plan" means a written statement of care to be provided for a patient based upon assessment of his or her strengths, physical, and psychosocial problems. This statement shall include short- and long-term goals with an estimated time frame stipulated and shall include discharge planning. When appropriate, the statement shall be developed with participation of the patient.

(e) "Multidisciplinary treatment team" means a group comprised of individuals from the various treatment disciplines and clinical services who assess, plan, implement, and evaluate treatment for patients under care.

(~~1~~) (2) The layout, design of details, equipment, and furnishings of a psychiatric unit shall be such that patients (~~may be under~~) are in a safe and secure environment with provisions for close observation (~~and will not be afforded opportunities for hiding, escape, injury to self or others, or suicide~~). Security or maximum security windows appropriate to area and program shall be used.

(~~2~~) Separate toilet rooms shall be provided for men and women.)

(3) Adequate space suitably equipped shall be provided for a day room on the unit (~~and~~). A suitably equipped dining area, recreational activity area, and occupational therapy area shall be provided. If large enough and properly arranged, one area may serve for more than one of these purposes.

(4) A treatment room shall be (~~provided~~) available within the (~~unit~~) facility.

(5) Adequate provision for space and privacy shall be made for (~~interviews~~) interviewing, (~~with patients and/or their families in privacy~~) group and individual counseling, patient and family visiting.

(6) There shall be adequate space for physical activities of patients. There should be suitable outdoor space for patient recreation.

(7) Policies, procedures, techniques.

(a) Policies shall address development, implementation and review of the individualized treatment plan, and participation of the multidisciplinary treatment team, the patient and the family. A preliminary treatment plan shall be developed within twenty-four hours of admission.

(b) There shall be written policies and procedures which provide for a written psychiatric evaluation of each patient; availability and performance of psychological services; provision of social work, occupational therapy, and recreational services; a physical examination and history within forty-eight hours of admission.

(c) Patient rights shall be described in policy and reflected in care as described in chapter 71.05 RCW and in WAC as follows: WAC 275-55-050, 275-55-170, 275-55-200(1), 275-55-260, 275-55-270, and 275-55-288.

(d) Disciplinary policies shall be stated in writing and shall prohibit corporal punishment. Disciplinary actions shall be documented in the medical record.

(e) Seclusion and mechanical restraints, when used, shall be used in accordance with WAC 275-55-280(2)(o) and (p)(i), (ii), (iii), and (iv). There shall be documentation in the medical record of observation and assessment of patient needs every fifteen minutes during restraint or seclusion with intervention as indicated.

(f) Patients shall not be used to carry the responsibility for basic maintenance of the facility and/or equipment, housekeeping or food service. Tasks may be performed under direct supervision insofar as the tasks are included in and appropriate to the individualized treatment plan and documented as part of the treatment program. Work assignments, if used, shall be appropriate to the age, physical, and mental condition of the patient.

(8) Personnel staff and other services.

(a) Clinical responsibility for psychiatric services shall be assigned to an individual who has demonstrated experience in psychiatric treatment and care. This individual shall be designated and function as specified in the medical staff bylaws.

(b) There shall be a psychiatrist with medical staff privileges available for liaison activities and consultation.

(c) There shall be a full-time registered nurse with experience and/or specialized education in psychiatric nursing responsible for nursing care.

(d) There shall be social work services provided with the ongoing input of a social worker experienced in working with psychiatric patients.

(e) Occupational therapy services shall be provided with the ongoing input of an occupational therapist experienced in working with psychiatric patients.

(f) Recreational services shall be provided. Ongoing input of a recreational therapist experienced in working with psychiatric patients should be available.

(g) There should be available a psychologist who has experience in working with psychiatric patients who shall be responsible for psychological diagnostic evaluation and specialized psychological treatment modules.

(h) There shall be a plan for arranging needed special services as identified in the individualized treatment plan of each patient.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-530 NURSING UNIT—GENERAL. (REQUIREMENTS ARE SHOWN IN CAPITAL LETTERS. SEE WAC 248-18-515).

(1) DEFINITION. A SEPARATE, PHYSICAL, AND FUNCTIONAL UNIT OF THE HOSPITAL WHICH INCLUDES A GROUP OF PATIENT ROOMS, AND THE ANCILLARY ADMINISTRATIVE AND SERVICE FACILITIES NECESSARY TO PROVIDE ((ADEQUATE)) NURSING SERVICE TO THE OCCUPANTS OF THESE PATIENT ROOMS. EXCLUDES FACILITIES WHICH SERVE OTHER AREAS OF THE HOSPITAL AND WHICH CREATE TRAFFIC UNNECESSARY TO THE FUNCTIONS OF THE NURSING UNIT.

(2) LOCATION.

(a) EACH NURSING UNIT LOCATED TO AVOID THROUGH TRAFFIC TO ANY SERVICE, DIAGNOSTIC, TREATMENT, OR ADMINISTRATIVE ((FACILITY, and in a dead-end location with no through traffic to any other area of the hospital)) AREA. ((COMMUNICABLE DISEASE)) INTENSIVE CARE UNITS, AND PSYCHIATRIC NURSING UNITS IN A ((DEAD-END)) LOCATION WITH NO THROUGH TRAFFIC TO ANY OTHER AREA OF THE HOSPITAL. For nursery or neonatal intensive care unit, refer to WAC 248-18-015 and 248-18-636.

(b) ALL ROOMS AND AREAS WITHIN A NURSING UNIT ON THE SAME FLOOR ((LEVEL)).

(c) Nursing units placed on quiet side of site and separated from service and ambulance courts. Convenient relationships to surgery and obstetrical delivery suites, adjunct diagnostic and treatment facilities and service areas.

(d) Location and relationship of nursing units in ((small)) hospital to provide for flexible overlap of postpartum rooms with surgical rooms.

(3) CAPACITY.

(a) ((Minimum)) Bed capacity of a nursing unit ((not less than 20 beds)), twenty to thirty-five beds, except where necessary to provide

separation of units ((for obstetrical, pediatric, communicable disease or psychiatric patients)), such as units for special care.²⁴

(b) ((Maximum capacity of a nursing unit not to exceed 35 beds)) Additional service facilities may be required in units of more than thirty-five beds.²⁴

~~((C) ADDITIONAL SERVICE FACILITIES MAY BE REQUIRED IN UNITS OF MORE THAN 35 BEDS.))~~

(4) SEPARATION OF CLINICAL SERVICES.²⁴ Suitable combinations of ancillary administrative and service facilities between or among units may be permitted.²⁴

~~(a) BEDS FOR ((OBSTETRICAL)) POSTPARTUM PATIENTS ((AT LEAST EQUAL IN NUMBER TO THE AVERAGE ANTICIPATED DAILY CENSUS, SEGREGATED FROM BEDS FOR OTHER TYPES OF PATIENTS SEPARATE OBSTETRICAL POSTPARTUM NURSING UNIT WHERE 8 OR MORE BEDS ARE PLANNED FOR OBSTETRICAL POSTPARTUM PATIENTS)) GROUPED TOGETHER AND LOCATED TO AVOID INTERMIXING WITH BEDS FOR OTHER TYPES OF PATIENTS.~~

~~(b) ((SEPARATE PEDIATRIC NURSING UNIT WHERE 16 OR MORE BEDS ARE PLANNED FOR PEDIATRIC PATIENTS)) ROOMS WITH PEDIATRIC BEDS LOCATED TOGETHER OR IN CLOSE PROXIMITY TO EACH OTHER.²⁴ Refer to WAC 248-18-539.~~

~~(c) ((SEPARATE PSYCHIATRIC NURSING UNIT WHERE 10 OR MORE BEDS ARE PLANNED FOR PSYCHIATRIC PATIENTS)) WHEN A SEPARATE PSYCHIATRIC UNIT IS PLANNED, WAC 248-18-534 APPLIES. WHEN TEN OR MORE PSYCHIATRIC BEDS ARE PLANNED, A PSYCHIATRIC UNIT SHALL BE PROVIDED. Refer to WAC 248-18-534.~~

~~(d) ((Separate communicable disease nursing unit where 10 or more beds are planned for patients with communicable diseases)) SEGREGATED INTENSIVE CARE PATIENT BEDS.²⁴ SEPARATE INTENSIVE CARE NURSING UNIT WHERE FIVE OR MORE BEDS ARE PLANNED. Refer to WAC 248-18-555.~~

~~(e) SEPARATE NURSING HOME OR LONG-TERM CARE UNIT WHERE ((+)) TEN OR MORE BEDS ARE PLANNED FOR NURSING HOME OR LONG-TERM CARE PATIENTS. ((Suitable combinations of ancillary administrative and service facilities with those of medical or surgical units may be permitted in small hospitals.))~~

(5) SPECIAL DESIGN FEATURES OF SPECIALIZED FACILITIES.

(a) Facilities for psychiatric patients. Refer to WAC 248-18-530(6)(c) and 248-18-534.

~~((i) ROOM DETAILS, DOORS, HARDWARE AND WINDOWS AND/OR SCREENS IN PATIENT ROOMS, TOILETS, BATHING FACILITIES, PATIENT LAUNDRY ROOMS AND SIMILAR ROOMS TO PROVIDE FOR SAFETY IN AN UNOBTRUSIVE MANNER.~~

~~((ii) PLUMBING, ELECTRICAL OUTLETS, EQUIPMENT AND FIXTURES, AND HEATING EQUIPMENT IN PATIENT ROOMS, TOILETS, BATHING FACILITIES, PATIENT LAUNDRY ROOMS AND SIMILAR ROOMS DESIGNED AND INSTALLED TO AVOID OPPORTUNITY FOR INJURY TO SELF OR OTHERS.~~

~~((iii) WINDOWS AND DOORS IN PATIENT ROOMS OF STURDY CONSTRUCTION AND FINISH.~~

~~((iv) LOCKS ON ALL DOORS ON PSYCHIATRIC UNITS AND ON ALL DOORS OPENING INTO SECLUSION ROOMS WHERE PSYCHIATRIC UNIT IS NOT PROVIDED. PROVISION FOR READILY UNLOCKING SUCH DOORS IN CASE OF FIRE OR OTHER EMERGENCY.~~

~~((v) Walls and doors in patient rooms of sound deadening construction.))~~

(b) Facilities for pediatric patients. Refer to WAC 248-18-530(6)(d) and 248-18-539.

~~((i) ELECTRICAL OUTLETS, EQUIPMENT AND FIXTURES IN PATIENT ROOMS AND ACTIVITY AREAS OF A TYPE TO AVOID OPPORTUNITY FOR INJURY TO PATIENTS.~~

~~((ii) Windows between corridors and rooms. Sound deadening of walls and doors in treatment rooms.))~~

(c) Facilities for intensive care. Refer to WAC 248-18-555. ((Windows)) Relites between corridors and rooms.

~~((d) Facilities for isolation for communicable disease control. Recessed corridor cabinets for isolation gown storage in strategic locations on all units where isolation may occur.))~~

(6) PATIENT ROOM ((AND EQUIPMENT)).**((a) ROOM.)**

((i) EACH PATIENT ROOM)) (a) DIRECTLY ACCESSIBLE FROM CORRIDOR OF NURSING UNIT ((AND)), LOCATED TO PREVENT TRAFFIC THROUGH ROOMS AND TO MINIMIZE ENTRANCE OF ODORS, NOISE, AND OTHER NUISANCES.

((ii) AT LEAST ONE)) (b) ISOLATION ((ROOM)) ROOM(S), ONE OR MORE PER HOSPITAL, FOR AIRBORNE COMMUNICABLE DISEASE WITH ADJOINING TOILET ((AND)), BEDPAN FLUSHING EQUIPMENT ((ON EACH MEDICAL, SURGICAL, AND PEDIATRIC UNIT UNLESS A SEPARATE COMMUNICABLE DISEASE UNIT IS PROVIDED)), AND BATHING FACILITY. LAVATORY LOCATED IN ROOM AT ENTRY. AIR CHANGES AND AIR PRESSURE GRADIENTS AS DESCRIBED IN WAC 248-18-718(8)(c) TABLE B. ULTRAVIOLET GENERATOR IRRADIATION IN ROOMS DESIGNATED FOR ISOLATION OF TUBERCULOSIS PATIENTS AS DESCRIBED IN WAC 248-18-245(1)(a)(iii).^{6,24} Mirror shelf and towel bar or hook not required if provided with lavatory in adjoining toilet room.

((iii)) (c) Rooms for disturbed medical or psychiatric patients. At least one seclusion or security room with adjoining toilet for the care of seriously disturbed patients on an appropriate nursing unit or near emergency rooms unless a separate psychiatric unit is provided, as described in WAC 248-18-534.

(d) CAPACITY AND AREA.

((iv)) (i) MAXIMUM CAPACITY OF ((4)) FOUR BEDS ((FOR)) PER PATIENT ((ROOMS)) ROOM. Maximum patient room capacity of ((2)) two beds ((in hospitals of 100 beds or less)) recommended. At least ((+5)) twenty-five percent of beds in one-bed rooms.

((v)) (ii) AT LEAST ((80)) EIGHTY SQUARE FEET USABLE FLOOR SPACE PER BED IN MULTI-BED ROOMS. ((Not less than 100)) One hundred square feet of usable floor space per bed in multi-bed rooms recommended.

((vi)) (iii) AT LEAST ((100)) ONE HUNDRED SQUARE FEET USABLE FLOOR SPACE IN ONE-BED ROOMS. ((No less than 125)) One hundred twenty-five square feet usable floor space in one-bed rooms recommended.

((vii)) (iv) AT LEAST ((40)) FORTY SQUARE FEET PER BASSINET IN PATIENT ROOM FOR INFANT PEDIATRIC PATIENTS. ADULT REQUIREMENTS APPLY TO ROOMS FOR YOUTH CRIBS AND BEDS. Refer to WAC 248-18-539.

(e) DIMENSIONS.

((viii)) (i) MINIMUM WIDTH OF ((+)) ELEVEN FEET FOR MULTI-BED ROOMS. Minimum recommended dimensions of ((+2)) twelve feet by ((+6)) sixteen feet for two-bed rooms.

((ix)) (ii) MULTI-BED ROOMS ARRANGED TO ALLOW SPACING OF BEDS AT LEAST TWO FEET FROM WALL (EXCEPT AT HEAD) AND AT LEAST ((3)) THREE FEET APART. CLEARANCE AT LEAST THREE FEET EIGHT INCHES AT FOOT OF BED to permit passage of large equipment and beds.

((b) PATIENT ROOM)) (f) EQUIPMENT.

(i) LAVATORY IN EACH ROOM EXCEPT OPTIONAL IN PSYCHIATRIC PATIENT ROOMS OR SINGLE PATIENT ROOMS HAVING A SEPARATE ADJOINING TOILET ROOM WHICH SERVES SINGLE ROOM ONLY AND CONTAINS A LAVATORY.

(ii) CUBICLE ((CURTAINS)) CURTAIN TRACKS OR RAILS TO PROVIDE ((COMPLETELY)) COMPLETE SCREENING OF EACH BED OR AN EQUIVALENT MEANS FOR PROVIDING PRIVACY FOR EACH PATIENT IN ALL MULTI-BED PATIENT ROOMS EXCEPT PSYCHIATRIC. Refer to WAC 248-18-534. TRACKS OR EQUIVALENT SCREENING SHALL PROVIDE ACCESS TO TOILET, LAVATORY, WARDROBE, AND ENTRY WITHOUT INTERFERENCE WITH PRIVACY OF OTHER PATIENTS.

(iii) WARDROBE, CLOSET OR LOCKER PER BED FOR ((PATIENT CLOTHING, LUGGAGE, ETC)) HANGING FULL LENGTH GARMENTS AND STORAGE OF PERSONAL EFFECTS, extra pillows, and other equipment.⁹

(iv) SEPARATE ((STORAGE PER BED FOR EXTRA PILLOWS AND BLANKETS. May be combined with closet or locker. Oxygen and suction outlet adjacent to each bed)) OXYGEN OUTLET LOCATED AT HEAD OF EACH BED. (See exception for

psychiatric unit WAC 248-18-534(4)(c)). Alcoholism units may be excepted.

(v) SEPARATE SUCTION OR VACUUM OUTLET LOCATED AT HEAD OF EACH BED. (See exception for psychiatric unit WAC 248-18-534(4)(c)). Alcoholism units may be excepted.

(vi) NURSE CALL SYSTEM. Refer to WAC 248-18-718(11)(b).

(g) DOORS AND WINDOWS. Refer to WAC 248-18-718(4).

(h) ELECTRICAL REQUIREMENTS. Refer to WAC 248-18-718(10).

(7) PATIENT TOILET ((AND BATHING FACILITIES)).

(a) ((Toilet equipped with bedpan flushing equipment adjoining each patient room. REQUIRED FOR ALL PATIENT ROOMS PLANNED FOR CARE OF PATIENTS WITH COMMUNICABLE DISEASES)) TOILET EQUIPPED WITH BEDPAN FLUSHING EQUIPMENT ADJOINING EACH PATIENT ROOM. Exceptions: Refer to WAC 248-18-534 PSYCHIATRIC NURSING UNIT, WAC 248-18-539 PEDIATRIC NURSING UNIT, WAC 248-18-555 INTENSIVE CARE.

((b) PROVISION FOR KEEPING BEDPAN BRUSH CONTAINER OFF THE FLOOR IN TOILETS EQUIPPED WITH BEDPAN FLUSHING ATTACHMENTS. Bedpan lugs on water closets not recommended. Shelf for specimen collection in toilets equipped with bedpan flushing equipment.

((c)) (b) WATER CLOSETS IN RATIO OF AT LEAST ONE PER ((6)) FOUR BEDS OR MAJOR FRACTION THEREOF ON EACH NURSING UNIT.

((d) WATER CLOSETS IN RATIO OF AT LEAST ONE PER 6 OBSTETRICAL BEDS OR FRACTION THEREOF FOR EXCLUSIVE USE BY OBSTETRICAL PATIENTS.

(c) SEPARATE TOILET FOR EACH SEX UNLESS TOILET ADJOINS EACH PATIENT ROOM.

((f)) (c) AT LEAST ONE ((PATIENT)) TOILET, DESIGNED AND ARRANGED FOR USE BY INDIVIDUALS IN WHEELCHAIRS, OPENING DIRECTLY FROM A MAIN CORRIDOR ON EACH ((NURSING UNIT HAVING MULTI-BED ROOMS)) FLOOR. For use by patients, public, and staff. May be used by either sex.

(8) PATIENT BATHING FACILITIES.

((g)) (a) SHOWERS OR TUBS IN THE RATIO OF AT LEAST ONE BATHING FACILITY PER ((+2)) EIGHT BEDS OR MAJOR FRACTION THEREOF ON EACH NURSING UNIT ((EXCEPT OBSTETRICAL POSTPARTUM NURSING UNIT)).²⁴ BEDS HAVING A BATHING FACILITY ADJOINING THE PATIENT ROOM SHALL BE EXCLUDED FROM THE RATIO. For alteration projects, one bathing facility per twelve beds or major fraction thereof may be acceptable.

((h) SHOWER FACILITIES IN RATIO OF AT LEAST ONE PER 8 OBSTETRICAL POSTPARTUM BEDS OR FRACTION THEREOF FOR EXCLUSIVE USE BY OBSTETRICAL POSTPARTUM PATIENTS:

(i) AT LEAST ONE BATHTUB ON EACH NURSING UNIT EXCEPT OPTIONAL ON OBSTETRICAL POSTPARTUM NURSING UNIT.

(j)) (b) AT LEAST ONE ((BATHTUB)) COMMUNAL BATHING FACILITY ON EACH FLOOR ((ON WHICH A MEDICAL, SURGICAL, OR NURSING HOME UNIT IS LOCATED)) TO BE AN "ISLAND" TUB (ACCESSIBLE ON ((THREE)) TWO SIDES AND ONE END), OR ROLL-IN SHOWER OR EQUIVALENT, (shower in which a chair on wheels may be used). SPACE PROVIDED FOR WHEELCHAIR WITH ASSISTING ATTENDANT. Elevation of island tub ((to permit use of patient lift in bathroom where there is more than one bathtub on a floor)) on pedestal not recommended.

((k) At least one elevated tub on each pediatric unit.

(l) At least one "roll-in" shower (shower stall in which a chair on wheels may be used) on each medical, surgical and nursing home unit.

((m)) (c) PROPERLY LOCATED GRAB ((BAR(S)) BARS AT EACH BATHTUB, SHOWER, AND WATER CLOSET FOR PATIENT USE. Refer to WAC 248-18-718(6)(g)(viii).

((n) PROVISION FOR OFF THE FLOOR PLACEMENT OF SUPPLIES AND EQUIPMENT FOR PERINEAL CARE IN EACH TOILET AND BATHING FACILITY FOR OBSTETRICAL POSTPARTUM PATIENTS. Recommended on medical or surgical nursing units.

(o) Sitz baths:

((p)) (9) MISCELLANEOUS FACILITIES AND EQUIPMENT.

(a) NURSES' STATION OR EQUIVALENT.²⁴

(i) ~~((SEPARATE)) STATION FOR EACH NURSING UNIT OR SHARED WITH ADJACENT UNIT.~~²⁴ ~~((Designed for auditory privacy. Centrally located in the unit served and convenient to the utility room, linen storage, medicine area and diet kitchen. Enclosed nurses' station on psychiatric nursing units recommended.))~~

(ii) EQUIPMENT:²⁴

CHARTING SURFACE ~~((FOR NURSES AND DOCTORS)).~~⁶

~~((RACK)) STORAGE FOR PATIENT CHARTS.~~^{6, 24}

TELEPHONE.

NURSE CALL ANNUNCIATOR.

Storage for charting supplies.

Clock.

~~((Bulletin board.))~~

(b) UTILITY OR ~~((WORK)) MATERIALS ROOM.~~⁷ ~~((SEPARATE FOR EACH NURSING UNIT. Central to the beds served and convenient to the nurses' station, linen storage and medicine area))~~ May be shared if adequate size and convenient to units served.²⁴

~~((c) BEDPAN ROOM.))~~

(i) AT LEAST ONE CLEAN UTILITY ROOM OR A CLEAN MATERIALS ROOM ON EACH NURSING UNIT. ~~((Not required if all patient rooms have adjoining toilets with bedpan flushing equipment. May be combined with soiled utility area if provided with bedpan brush container and there is a physical barrier between clean areas and the soiled utility area))~~ Refer to WAC 248-18-710(2)(a) and (b).

(ii) ~~((EQUIPMENT.)) AT LEAST ONE SOILED UTILITY ROOM OR A SOILED MATERIALS ROOM ON EACH NURSING UNIT.~~ Refer to WAC 248-18-710(2)(c) and (d).

~~((CLINIC SERVICE SINK (SIPHON JET) OR EQUIVALENT AND PROVISION FOR BEDPAN BRUSH CONTAINER.))~~

~~WORK COUNTER.~~⁶

~~Cabinet for specimen containers.~~

~~Bulletin board.~~

~~DOUBLE COMPARTMENT SINK (MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER) IF UTENSILS TO BE WASHED IN THIS ROOM.~~

~~EQUIPMENT FOR SANITIZING UTENSILS IF UTENSILS TO BE SANITIZED IN THIS ROOM.~~

~~(d) FLOWER CARE FACILITIES.~~

~~(i) ON OR ADJACENT TO EACH NURSING UNIT.~~

~~May be in separate area of soiled utility room on each unit and/or combined with housekeeping facilities.~~⁵

~~(iii) EQUIPMENT:~~

~~WORK SURFACE.~~

~~SINK.~~

~~STORAGE.~~⁶

~~(e)) (c) MEDICINE ((AREA)) DISTRIBUTION FACILITIES.~~⁷ AT LEAST ONE ON EACH NURSING UNIT OR SHARED WITH ADJACENT UNIT(S).²⁴ ~~((Central to the beds served and convenient to the nurses' station and utility room))~~ Convenient to beds served.

~~((f)) (d) LINEN STORAGE.~~¹⁸ IN CLEAN AREA ON EACH NURSING UNIT((:)) (SHELVING, CART, OR EQUIVALENT.) OR SHARED WITH OTHER UNIT(S), if adequate size and convenient to units.

~~((g)) (e) ICE FACILITIES.~~

(i) ON OR ADJACENT TO EACH NURSING UNIT. LOCATED IN AREA SERVING CLEAN FUNCTIONS ONLY, EXCEPT SELF-DISPENSING ICE MACHINES may be in alcove on corridor.

(ii) EQUIPMENT: May be combined with ~~((diet kitchen))~~ nourishment facilities.

~~WORK COUNTER.~~⁶

~~ICE MACHINE OR ADEQUATE STORAGE UNIT.~~

~~(Self-dispensing types recommended).~~

(f) DRINKING FACILITIES ACCESSIBLE IN PUBLIC AREA ON EACH FLOOR TO PROVIDE WATER: (Fountain, disposable drinking cups or equivalent dispensing system accessible to individuals using wheelchairs).

~~((h)) (g) ((DIET KITCHEN)) NOURISHMENT FACILITIES.~~

(i) ON OR ADJACENT TO EACH NURSING UNIT. SEPARATE AREA IN ROOM SERVING CLEAN FUNCTIONS ONLY; SEPARATE ROOM IF FACILITIES TO BE USED FOR DISHWASHING OR DECENTRALIZED FOOD SERVICE.

(ii) SPACE FOR WASTE CONTAINER.

(iii) EQUIPMENT:

~~((REFRIGERATION)) REFRIGERATOR.~~⁶

~~WORK COUNTER.~~⁶

~~SINK OR LAVATORY.~~

~~STORAGE FOR UTENSILS AND FOODSTUFFS.~~⁶

~~((COOKING UNIT OR HOT PLATE)) Cooking unit.~~⁶

~~DISHWASHING MACHINE (OR ((3)) THREE-COMPARTMENT SINK) IF DISHES, GLASSES OR PITCHERS ARE TO BE WASHED ON THE UNIT.~~

~~((iv)) ADDITIONAL FACILITIES MAY BE REQUIRED DEPENDING UPON DEGREE OF DECENTRALIZATION OF FOOD SERVICE. Refer to chapter 248-84 WAC.~~

~~((f)) (h) EQUIPMENT STORAGE.~~¹⁸ ON OR ADJACENT TO EACH NURSING UNIT. FOR NURSING AND MEDICAL EQUIPMENT. Centralized equipment storage area may be acceptable.²⁴

~~((g)) (i) WHEELCHAIR AND STRETCHER STORAGE ON OR ADJACENT TO EACH NURSING UNIT.~~¹⁸

~~((k)) (j) HOUSEKEEPING FACILITIES ((JANITORS AND MAIDS)).~~⁵ ON OR ADJACENT TO EACH NURSING UNIT. ~~((SEPARATE FACILITIES ON OBSTETRICAL AND COMMUNICABLE DISEASE NURSING UNITS.))~~

~~((h)) (k) PERSONNEL FACILITIES.~~

(i) TOILET ON OR ADJACENT TO EACH NURSING UNIT. ~~((SEPARATE FACILITIES TO BE PROVIDED FOR OBSTETRICAL AND COMMUNICABLE DISEASE UNITS.))~~

(ii) STORAGE FOR PURSES AND PERSONAL EFFECTS APART FROM STORAGE FOR PATIENT CARE SUPPLIES AND EQUIPMENT ON OR ADJACENT TO EACH NURSING UNIT.

~~((m) TREATMENT AND EXAMINATION ROOM.~~

~~(i) REQUIRED ON PSYCHIATRIC NURSING UNITS AND PEDIATRIC NURSING UNITS. Optional on other types of nursing units.~~

~~Two rooms (one for examinations and one for treatments) on pediatric units.))~~

(l) Treatment and examination room.²⁴ REQUIRED FOR HOSPITALS WITH PSYCHIATRIC AND PEDIATRIC UNITS. Refer to WAC 248-18-534(8)(c), WAC 248-18-539.

(i) MINIMUM DIMENSION, EIGHT FEET, AT LEAST EIGHTY SQUARE FEET EXCLUSIVE OF CABINETS, SINK, WORK COUNTER, DESK AND VESTIBULE.

(ii) EQUIPMENT:

~~EMERGENCY SIGNAL DEVICE.~~

~~LAVATORY OR SINK.~~

~~((Nurses' call.))~~

~~Clock.~~

~~Oxygen outlet.~~

~~Suction outlet.~~

~~((Work surface.~~

~~Storage cabinet.~~

~~(n) ACTIVITY AREAS.))~~

~~WORK SURFACE.~~⁶

~~STORAGE CABINET.~~⁶

~~(m) Patient activity areas.~~²⁴ Optional except where mandated in this section.

(i) ~~((ADEQUATE FACILITIES TO ACCOMMODATE THE MAXIMUM NUMBER OF PATIENTS TO BE CARED FOR ON THE NURSING UNIT))~~ Adequate facilities to accommodate the maximum number of patients to be cared for.

(ii) PLAYROOM ~~((OR))~~ OR AREA FOR PEDIATRIC ~~((UNIT))~~ PATIENTS. Refer to WAC 248-18-539.

(iii) DAYROOM ~~((OUTSIDE ROOM))~~ WITH WINDOWS OR SOLARIUM ON PSYCHIATRIC NURSING UNITS AND NURSING HOME OR LONG-TERM CARE UNITS. Refer to WAC 248-18-534.

(iv) RECREATION ROOM ON PSYCHIATRIC NURSING UNITS AND NURSING HOME OR LONG-TERM CARE UNITS.²⁴ Refer to WAC 248-18-534.

(v) DINING AREA ON OR AVAILABLE TO PSYCHIATRIC NURSING UNITS AND NURSING HOME OR LONG-TERM CARE UNITS.²⁴ Refer to WAC 248-18-534.

(vi) OCCUPATIONAL THERAPY AREA ON OR AVAILABLE TO PSYCHIATRIC NURSING UNITS AND NURSING HOME OR LONG-TERM CARE UNITS.²⁴ Refer to WAC 248-18-534.

(vii) ~~((ABOVE AREAS MAY BE COMBINED IN ONE ROOM ON NURSING HOME UNIT))~~ Above areas may be combined in one room.²⁴

~~(viii) ((MINIMUM OF 2 ROOMS (ONE RESERVED FOR QUIET ACTIVITIES) ON PSYCHIATRIC UNIT)) Suitable outdoor recreational space for patients on nursing home or long-term care units and psychiatric units. Refer to WAC 248-18-534.~~

~~(ix) ((SUITABLE OUTDOOR RECREATIONAL SPACE FOR PATIENTS ON NURSING HOME UNITS and psychiatric units.~~

~~(x) Dayroom or solarium on all nursing units recommended.~~

~~(xi) Dining rooms for ambulatory patients on nursing units recommended.~~

~~(xii) Barber and beauty shop facilities ((on)) available for psychiatric and nursing home or long-term care units. Refer to WAC 248-18-534.~~

~~((o)) (n) ((PATIENT LAUNDRY FACILITIES)) Patient laundry facilities.~~

~~(i) REQUIRED ON PSYCHIATRIC UNITS. Refer to WAC 248-18-534. Recommended on nursing home or long-term care units.~~²⁴

~~(ii) EQUIPMENT:~~

~~SINK AND COUNTER.⁶~~

~~((DRYING FACILITIES)) Drying facilities.^{6, 24}~~

~~STORAGE CABINET.⁶~~

~~((IRONING FACILITIES)) Ironing facilities.^{6, 24}~~

~~((p) GOWNING ROOM.~~

~~(i) REQUIRED ONLY ON COMMUNICABLE DISEASE NURSING UNITS.~~

~~(ii) CONNECTING WITH PERSONNEL TOILET.~~

~~(iii) EQUIPMENT:~~

~~LAVATORY.~~

~~GOWN STORAGE.~~

~~LOCKERS OR RACKS.~~

~~(q) (o) ((INTERVIEW ROOM)) Interview room. REQUIRED ON OR ACCESSIBLE TO PSYCHIATRIC UNITS. Refer to WAC 248-18-534. Recommended on nursing home or long-term care units. May be combined with private office.~~

~~((r)) (p) Patient classroom. Recommended ((on postpartum units and)) availability for obstetric, psychiatric, and pediatric units and other units where group instruction to patients may be given. Refer to WAC 248-18-539.~~

~~((s) Office. For head nurse, nursing supervisor and medical staff.~~

~~(t) Conference room.~~

~~(u) Waiting room.)~~

~~(g) OFFICE FOR HEAD NURSE OR NURSING SUPERVISOR ON OR CONVENIENT TO UNITS OF TWENTY BEDS OR MORE.²⁴ AT LEAST ONE NURSING OFFICE PER HOSPITAL.~~

~~(r) CONFERENCE ROOM FOR CONFIDENTIAL STAFF COMMUNICATION.²⁴ Combined with rooms for other nursing functions as appropriate.~~

~~(s) AT LEAST ONE WAITING ROOM OR AREA PER FLOOR.²⁴~~

NOTES:

⁵See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES ((JANITORS' AND MAIDS)).

⁶May be movable equipment.

⁷See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

²⁴In accordance with program.

NEW SECTION

WAC 248-18-534 PSYCHIATRIC NURSING UNIT. Optional, SHALL MEET REQUIREMENTS, IF INCLUDED. (Requirements in capital letters—see WAC 248-18-515.)

(1) WHEN A SEPARATE PSYCHIATRIC UNIT IS PLANNED, WAC 248-18-534 SHALL APPLY. WHEN TEN OR MORE BEDS ARE PLANNED, A PSYCHIATRIC UNIT SHALL BE PROVIDED.

(2) DESIGNED FOR CARE OF AMBULATORY AND/OR NONAMBULATORY INPATIENTS.

(a) PROVISION FOR FLEXIBILITY IN ARRANGEMENT FOR VARIOUS TYPES OF PSYCHIATRIC THERAPIES.

(b) Design should present as noninstitutional an appearance as possible or practicable.

(c) FACILITIES SHALL BE SAFE FOR PATIENTS AND STAFF.

(3) WINDOWS AND RELITES IN ALL ROOMS ON PSYCHIATRIC UNITS SHALL MEET REQUIREMENTS OF WAC 248-18-718(4)(b) EXCEPT THAT ALL WINDOWS SHALL BE SECURITY OR MAXIMUM SECURITY WINDOWS OR EQUIVALENT.²⁴

(4) PATIENT ROOMS SHALL MEET REQUIREMENTS UNDER WAC 248-18-530(6) EXCEPTIONS:

(a) WINDOWS AND RELITES, refer to WAC 248-18-534(3).

(b) NURSE CALL SYSTEM. Optional in ambulatory patient room.²⁴

(c) Oxygen and suction outlets at head of each bed.²⁴

(d) Lavatory, Optional.²⁴

(e) Cubicle curtain tracks or rails in multibed rooms not required, PROVIDED OTHER EQUIVALENT MEANS OF INSURING PATIENT PRIVACY SHALL BE AVAILABLE, WHEN REQUIRED.

(f) CEILINGS SHALL MEET REQUIREMENTS UNDER WAC 248-18-718(5)(c)(viii).

(5) TOILET AND BATHING FACILITIES SHALL MEET REQUIREMENTS UNDER WAC 248-18-530(7) AND (8).

(a) Bedpan flushing devices optional in patient toilet rooms.

(b) WAC 248-18-530(8)(b) shall not apply to ambulatory psychiatric units.²⁴

(6) SECURITY ROOM(S).

(a) DESIGNED TO MINIMIZE POTENTIAL FOR ESCAPE, HIDING, INJURY OR SUICIDE. If more than one psychiatric nursing unit, the rooms may be centralized on one nursing unit or decentralized on each nursing unit.²⁴

(b) MAXIMUM CAPACITY, TWO-BED ROOM.

(c) DOORS SHALL HAVE PROVISION TO OPEN OUTWARD.

(d) AT LEAST EIGHTY SQUARE FEET FLOOR SPACE PER BED IN MULTI-BED ROOMS. AT LEAST ONE HUNDRED SQUARE FEET FLOOR SPACE IN ONE-BED ROOMS.

(e) WARDROBE, CLOSET OR LOCKER. May be located in adjoining anterooms, or nearby.

(f) TOILET WITH LOCK ON DOOR, STAFF CONTROLLED AND OPERABLE FROM BOTH SIDES OF DOOR, ADJOINING SECURITY ROOM. May serve more than one room and maximum of four patients.

(g) BATHING FACILITY MEETING MAXIMUM SAFETY AND SECURITY REQUIREMENTS. Refer to WAC 248-18-530(8) and definition of security room.

(h) SPECIAL FIXTURES AND HARDWARE INCLUDING DUPLEX RECEPTACLES. Refer to WAC 248-18-718(10)(c)(ix).

(7) Seclusion room(s).

(a) DESIGNED TO MINIMIZE POTENTIAL FOR STIMULATION, ESCAPE, HIDING, INJURY OR SUICIDE for short periods of time generally not to exceed twenty-four hours. If more than one psychiatric nursing unit, the rooms may be centralized on one nursing unit or decentralized on each nursing unit.²⁴

(b) MAXIMUM CAPACITY, ONE PATIENT.

(c) MAXIMUM SECURITY WINDOW IF USED AS ASSIGNED PATIENT ROOM, IN ACCORDANCE WITH WAC 248-18-718(4)(b), 248-18-534(3), and 248-18-530(6).

(d) DOORS SHALL HAVE PROVISION TO OPEN OUTWARD.

(e) AT LEAST EIGHTY SQUARE FEET AND MINIMUM DIMENSION OF EIGHT FEET. Ceiling height ten feet recommended.

(f) STAFF CONTROLLED, LOCKABLE TOILET ROOM ADJOINING SECLUSION ROOM(S). May be entered through an adjoining anteroom. One toilet may serve more than one and maximum of four patients.

(g) SPECIAL FIXTURES AND HARDWARE. Refer to WAC 248-18-718. Receptacles and other electrical devices other than ceiling lights not recommended.

(8) SERVICE AND SUPPORT FACILITIES.

(a) NURSES STATION OR CONTROL FACILITIES WITH SPACE FOR CLERICAL FUNCTIONS, TELEPHONES, confidential staff communication.²⁴

(b) STANDARDS FOR NURSING UNIT IN WAC 248-18-530(9)(b), (d), (e), (g), (h), (i), (j), and (k) apply.

(c) MEDICINE DISTRIBUTION OR STORAGE FACILITIES WITH PROVISIONS FOR SECURITY AGAINST UNAUTHORIZED ACCESS. Refer to WAC 248-18-710(1).

(d) Time out room, optional. SHALL MEET REQUIREMENTS OF SECLUSION ROOM IF INCLUDED.

(c) EXAMINATION AND TREATMENT ROOM SHALL MEET REQUIREMENTS IN WAC 248-18-530(9)(l). LOCATED ON UNIT OR WITHIN SAME BUILDING.

(9) Treatment room for electroconvulsive therapy (ECT) REQUIRED WHEN ECT PERFORMED UNLESS SURGERY, RECOVERY OR OTHER ROOM(S) MEETING FOLLOWING REQUIREMENTS ARE AVAILABLE.²⁴

(a) MINIMUM DIMENSION OF TWELVE FEET AND MINIMUM AREA OF ONE HUNDRED FIFTY SQUARE FEET.

(b) EQUIPMENT:
EMERGENCY CALL.
LAVATORY OR SINK.
TREATMENT LIGHT.⁶
STORAGE FOR SUPPLIES AND EQUIPMENT.^{6, 18}
ROBE HOOK AND SHELF.
SPACE AND ELECTRICAL RECEPTACLE(S) FOR ECT MACHINE.

OXYGEN OUTLET.
SUCTION OUTLET.
STRETCHER OR TREATMENT TABLE OR EQUIVALENT.²⁴
SPACE FOR EMERGENCY MEDICAL SUPPLIES AND EQUIPMENT (CRASH CART).²⁴

SPACE FOR ANESTHESIA MACHINE OR CART AND EQUIPMENT.

SPACE FOR EKG MONITOR.²⁴
CLOCK WITH SWEEP SECOND HAND.

(10) RECOVERY FACILITY^{14, 24}; REQUIRED IF ECT IS PROVIDED.²⁴ May use post anesthesia recovery room or other room provided with following:

(a) Located near ECT treatment facilities.
(b) OXYGEN OUTLET FOR EACH BED, STRETCHER OR CART. SUCTION OUTLET FOR EACH BED, STRETCHER OR CART.

(c) Clean and soiled utility or material rooms may be combined with other suitable facilities, if properly located.

(11) SOCIAL FACILITIES.
(a) AT LEAST TWO SEPARATE ROOMS.
(i) QUIET ACTIVITY ROOM.
(ii) NOISY RECREATION/ACTIVITY ROOM.
(b) DINING AREA²⁴ - may be shared with other areas. Centralized or decentralized.

(c) COMBINED ROOMS AND AREAS NOT LESS THAN FOUR HUNDRED SQUARE FEET.²⁴ FOR EVERY PLANNED PATIENT OCCUPANCY OF UNIT OVER EIGHT, ADD TWENTY SQUARE FEET PER PATIENT.

(d) Outside court or activity area, recommended.

(12) OTHER TREATMENT FACILITIES.
(a) GROUP ROOM MINIMUM AREA OF TWO HUNDRED FIFTY SQUARE FEET.

(b) INTERVIEW AND CONSULTATION ROOM(S).
(i) May be within psychiatric unit or immediately accessible to it.
(ii) Eighty square feet in each room.
(iii) ONE ROOM FOR EACH TWELVE PSYCHIATRIC BEDS OR MAJOR FRACTION THEREOF.

(iv) May be combined with examination and treatment room.
(c) OCCUPATIONAL THERAPY SPACE(S) and/or recreational therapy space(s):

(i) LOCATED WITHIN PSYCHIATRIC UNIT OR IN AN ACCESSIBLE AREA. One room of at least three hundred square feet recommended.

(ii) May serve more than one nursing unit if properly located.
(iii) May be combined with a social activity area.
(iv) EQUIPMENT:

SINK plaster trap recommended.
WORK COUNTER(S).⁶
STORAGE CABINETS.⁶
DISPLAY CABINETS⁶ AND AREAS.
(13) PATIENT LAUNDRY FACILITIES OR EQUIVALENT.²⁴

EQUIPMENT:
AUTOMATIC WASHER AND DRYER.
SINK AND COUNTER.⁶
Drying facilities.
Storage cabinet⁶, including storage for ironing equipment.
Ironing facilities.⁶

NOTES: ⁶ May be moveable equipment.
⁷ See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(1).

¹⁴ See RECOVERY UNIT, WAC 248-18-560.

¹⁸ See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

²⁴ In accordance with program.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-710 GENERAL REQUIREMENTS FOR SERVICE FACILITIES. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515). This section pertains to detailed requirements for facilities in certain rooms and areas which are required by other sections of these regulations.

(1) MEDICINE ((AREA)) DISTRIBUTION FACILITIES.
(a) PREPARATION OF MEDICATIONS FOR ADMINISTRATION SHALL BE ON A CLEAN SURFACE. INTRAVENOUS ADMIXTURES PREPARED FOR ADMINISTRATION IN AN AREA OF A CLEAN ROOM DESIGNED TO MINIMIZE TRAFFIC.

((May be part of other clean area (e.g., clean-utility room). Located to minimize distractions:))

(b) SPACE PROVIDED FOR MEDICATIONS TO BE SECURED. Practice may consist of a system with closed storage provided in locked medication carts, cabinets or patient rooms.

(c) EQUIPMENT:
WORK COUNTER.⁶
LOCKED DRUG STORAGE INCLUDING SEPARATELY LOCKED ((NARCOTIC)) STORAGE FOR CONTROLLED SUBSTANCES⁶

SINK OR LAVATORY IN PREPARATION AREA.²⁴ (Sink in clean utility ((area)) room may serve if properly located).

((REFRIGERATOR⁶ - May be same as for other thermolabile products used for treatment purposes:))

SPACE AND ELECTRICAL RECEPTACLE FOR REFRIGERATOR⁽¹⁰⁾⁾

(2) UTILITY OR MATERIALS ROOMS.
FACILITIES FOR CLEAN FUNCTIONS SHALL BE SEPARATE FROM FACILITIES FOR SOILED FUNCTIONS. LOCATED FOR DIRECT ACCESS FROM CORRIDOR.

Size of rooms, work surfaces and storage space dependent upon volume of work. May be shared with other units.²⁴

(a) CLEAN UTILITY ROOM.
(i) EQUIPMENT:

WORK COUNTER,⁶
SINK OR LAVATORY.
STORAGE UNITS.^{6, 18}
((REFRIGERATOR⁶ - May be same as refrigerator for medications:))

AUTOCLAVE OF ADEQUATE SIZE WITH RECORDING THERMOMETER (OR EQUIVALENT), EXCEPT IF ALL STERILIZATION IS TO BE DONE ELSEWHERE.

(b) CLEAN MATERIALS ROOM SHALL BE PART OF A SYSTEM FOR STORAGE AND DISTRIBUTION OF CLEAN AND STERILE SUPPLIES AND MATERIALS. SUFFICIENT SPACE FOR PARKING OF CLEAN SUPPLY CARTS, (i.e., linen, medical, and nursing supplies, sterile items, etc.)

((b)) (c) SOILED UTILITY ROOM.
(i) ADEQUATE SPACE FOR WASTE CONTAINERS, LINEN HAMPER, AND OTHER LARGE EQUIPMENT.

(ii) EQUIPMENT:
WORK COUNTER

DOUBLE COMPARTMENT SINK MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER ((DOUBLE COMPARTMENT)) IF WASHING OF UTENSILS OR OTHER EQUIPMENT IN THIS AREA(()), SINGLE COMPARTMENT SINK IF RINSING OF SOILED ITEMS ONLY.²⁴

STORAGE CABINETS,^{6, 18}
CLINIC SERVICE SINK (SIPHON JET OR EQUIVALENT) WITH BEDPAN FLUSHING ATTACHMENT

((AUTOCLAVE OF ADEQUATE SIZE WITH RECORDING THERMOMETER (OR EQUIVALENT), EXCEPT IF ALL STERILIZATION IS TO BE DONE ELSEWHERE. May be in either clean or soiled room if arrangement of facilities provides for work flow which maintains separation of contaminated items from clean or sterile items:

UTENSIL SANITIZER (BOILING TYPE OR EQUIVALENT) IF AUTOCLAVE IS OMITTED, EXCEPT IF ALL SANITIZATION OF UTENSILS TO BE DONE ELSEWHERE:))

(d) SOILED MATERIAL ROOM SHALL BE PART OF A SYSTEM FOR COLLECTION AND DISPOSAL OF SOILED MATERIALS.

(i) ADEQUATE SPACE FOR WASTE CONTAINERS, LINEN HAMPERS, CARTS, AND OTHER LARGE EQUIPMENT.

(ii) EQUIPMENT:

HAND WASHING FACILITY,
CLINIC SERVICE SINK (SIPHON JET OR EQUIVALENT)
UNLESS A TOILET CONTAINING A BEDPAN FLUSHING ATTACHMENT ADJOINS EACH PATIENT ROOM OR A SOILED UTILITY ROOM IS ON THE SAME NURSING UNIT.

(3) STORAGE FACILITIES.

(a) LOCATED AND ARRANGED TO PROVIDE SEPARATION OF CLEAN AND STERILE SUPPLIES AND EQUIPMENT FROM USED OR SOILED ITEMS.

(b) ALL STORAGE TO BE OUTSIDE REQUIRED CORRIDOR WIDTHS.

(c) ~~((CLOSED))~~ STORAGE UNITS OR CARTS⁶ (SHELVES, DRAWERS) FOR CLEAN ~~((LINEN EXCEPT THAT OPEN STORAGE UNITS MAY))~~ AND STERILE SUPPLIES SHALL BE ~~((USED IN A ROOM (WITH A DOOR) THAT SERVES EXCLUSIVELY FOR CLEAN FUNCTIONS))~~ ENCLOSED.

~~((b))~~ (d) SEPARATE ROOM OR DUST-PROOF CLOSED STORAGE ~~((UNITS))~~ CARTS⁶ (SHELVES, DRAWERS, BINS) FOR ALL CLEAN AND STERILE SUPPLIES AND EQUIPMENT, EXCEPT OPEN STORAGE UNITS MAY BE USED IN CLEAN ~~((AREAS))~~ ROOMS WHERE STERILE SUPPLIES AND EQUIPMENT WILL BE USED OR EXCHANGED WITHIN EVERY ~~((24-))~~ TWENTY-FOUR HOUR PERIOD.

~~((d))~~ (e) ADEQUATE STORAGE SPACE FOR STORAGE OF LARGE NURSING AND MEDICAL EQUIPMENT USED IN PATIENT CARE IN SEPARATE ROOM OR WITHIN A ROOM OR AREA THAT SERVES ONLY FOR CLEAN FUNCTIONS.²⁴
Alcove space acceptable for equipment, e.g., stretchers, wheelchairs, walkers, and lifts.

~~((c))~~ STORAGE UNITS FOR SUPPLIES AND SMALL EQUIPMENT AND STORAGE SPACE PLANNED FOR LARGE EQUIPMENT (INCLUDING WHEELCHAIR AND STRETCHERS) NOT TO BE WITHIN REQUIRED CORRIDOR WIDTHS.

(f) Alcove space acceptable for stretchers, wheelchairs and lifts but not for other equipment used for treatment purposes:))

(4) CLEAN-UP FACILITIES (FOR SURGICAL OR DELIVERY SUITE OR EQUIVALENT.)

(a) SHALL BE IN A ROOM SEPARATE FROM CLEAN ROOMS.

(b) ADEQUATE SPACE FOR WASTE CONTAINERS, LINEN HAMPERS, CARTS, AND OTHER SIMILAR LARGE EQUIPMENT.

(c) EQUIPMENT:

CLINIC SERVICE SINK (SIPHON JET OR EQUIVALENT)
WORK COUNTER
SINK - TO BE DOUBLE COMPARTMENT SINK MOUNTED IN COUNTER OR INTEGRAL WITH COUNTER IF INSTRUMENTS AND UTENSILS OR OTHER EQUIPMENT ARE TO BE WASHED IN CLEAN-UP FACILITIES. The sink should be of sufficient size and depth to accommodate the largest instruments and utensils, e.g., basins and trays.

ADEQUATE STORAGE SPACE FOR CLEANING SUPPLIES AND EQUIPMENT.

Washer - sterilizer, recommended.

(5) HOUSEKEEPING FACILITIES ~~((JANITORS' AND MAIDS)))~~.

(a) May be in a separate area of a soiled utility room, clean-up room or other suitable room used for soiled functions only.

(b) ADEQUATE STORAGE SPACE FOR HOUSEKEEPING EQUIPMENT, CARTS, AND SUPPLIES.

(c) EQUIPMENT:

SERVICE SINK OR EQUIVALENT. May be omitted if clinic service sink is available in room and suitable facilities for cleaning housekeeping equipment are provided ~~((elsewhere))~~.

SOAP AND TOWEL DISPENSERS OR EQUIVALENT FOR HANDWASHING PURPOSES WHEN NO LAVATORY OR SINK LOCATED IN ROOM.

MOP RACK²⁴

~~((STORAGE FOR HOUSEKEEPING SUPPLIES:))~~

~~((SEPARATE))~~ WORK SURFACE⁶ (IF FACILITIES ARE ALSO TO SERVE FOR FLOWER CARE).

~~((STORAGE FOR VASES⁶ (IF FACILITIES ARE ALSO TO SERVE FOR FLOWER CARE:))~~

(6) CENTRALIZED OR DEPARTMENTALIZED FACILITIES FOR CLEANING AND SANITIZING CARTS AND LARGE EQUIPMENT. In alteration projects, recommended.

(a) LOCATED IN AREA FOR SOILED FUNCTIONS ONLY.

(b) PLUMBING:

(i) HOT AND COLD RUNNING WATER, steam recommended;
(ii) FLOOR DRAIN CONNECTED TO SANITARY SEWAGE SYSTEM.

NOTES:

⁶May be movable equipment.

¹⁸See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

²⁴In accordance with program.

**WSR 81-18-065
PROPOSED RULES
BOARD OF HEALTH
[Filed September 2, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning hospice care center, chapter 248-21 WAC; that such agency will at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

The authority under which these rules are proposed is RCW 43.20.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 14, 1981, and/or orally at 9:00 a.m., Wednesday, October 14, 1981, North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

Dated: September 2, 1981

By: John A. Beare, MD
Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

New chapter 248-21 WAC Hospice Care Center.

The purpose of the new chapter is to establish licensing rules and regulations based upon fundamental elements and principles of hospice care. These rules and regulations are directed toward maintaining safe and adequate care and a safe environment for terminally ill individuals and families who choose the specialized facility during some period of the dying process.

Statutory Authority: RCW 43.20.050.

Summary of the New Chapter: Minimal standards for safety, treatment, and care of terminally ill individuals include definitions and criteria specific to hospice care in the

United States. These standards are consistent with concepts and principles of the National Hospice Organization and incorporate the judgment and words of various hospice care experts, agencies, and organizations operating within the state of Washington. Licensure would be required after January 1, 1982. Minimal organizational elements are prescribed. Requirements for basic services, staff, policy and procedure are specified, including pharmaceutical services, dietary services, infection control, and clinical records. Basic safety requirements for physical environment and equipment are defined.

Person Responsible for Implementing and Enforcement of the Rule: Jean Ullom, Institutional Nursing Consultant, Licensing and Development Section, Health Services Division, DSHS, Mailstop LN-13, 753-5824.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

NEW SECTION

WAC 248-21-001 PURPOSE. Regulations for hospice care centers are hereby adopted pursuant to chapter 70.41 RCW. The purpose of these regulations is to provide minimal standards for safety and adequate care of terminally ill individuals who choose to receive palliative rather than curative care and treatment for varying periods of time in a segregated, organized, specialized hospital or health care center.

NEW SECTION

WAC 248-21-002 DEFINITIONS. For the purposes of these regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

- (1) "Active volunteer" means unpaid worker(s) providing direct care to patients or clients and/or working with clinical records or confidential client information.
- (2) "Adjunctive therapies" means those prescribed services provided by medically related disciplines which include but are not limited to physical therapy, occupational therapy, recreational therapy, music therapy, respiratory therapy.
- (3) "Administrator" means an individual appointed as chief executive officer by the governing body of the center to act in its behalf in the overall management of the hospice care center.
- (4) "Authenticated" or "authentication" means authorization of a written entry in a record or chart by means of a signature which shall include, minimally, first initial, last name, and title.
- (5) "Bathing facility" means a bathtub, shower or equivalent.
- (6) "Bereavement care" means consultation, support, counseling and follow-up of the client before and following the death of a patient.
- (7) "Board" means the Washington state board of health.
- (8) "Client" means the patient and family which together compose the unit of care in the hospice care center.
- (9) "Client education" means provision of information on physical care, disease symptomatology, palliative treatment, psychosocial coping skills, availability and utilization of community resources.
- (10) "Clinical record" means a file containing all pertinent clinical information about a particular patient, to include: Identifying information, data bases, assessment, individualized comprehensive care plan, diagnosis, treatment, progress notes, other clinical events, and a discharge summary.
- (11) "Department" means the Washington state department of social and health services.
- (12) "Dietitian" means a person who is eligible for membership in the American dietetic association.
- (13) "Drug" means medication, chemical, device, or other material used in the diagnosis and/or treatment of injury, illness or disease.

(14) "Drug administration" means an act in which a single dose of a prescribed drug or a biological is given to a patient by an authorized person in accordance with all laws and regulations governing such acts. The complete act of administration entails removing an individual dose from a previously dispensed, properly labeled container, verifying it with the order of the physician, giving the individual dose to the proper patient, and properly recording the time and dose given.

(15) "Drug dispensing" means an act entailing the interpretation of an order (prescription) for a drug or biological and, pursuant to that order, (prescription), proper selection, measuring, labeling, packaging and issuance of the drug for a patient or for a service unit of the facility.

(16) "Family" means individuals, who need not be relatives, who are important to a patient and designated by that patient.

(17) "Governing body" means the individual or group legally responsible for the operation and maintenance of the hospice care center.

(18) "Grade" means the level of the ground adjacent to the building measured at required windows. The ground must be level or slope downward for a distance of at least ten feet from the wall of the building. From there the ground may slope upward not greater than an average of one foot vertical to two feet horizontal within a distance of eighteen feet from the building.

(19) "Hospice care center" means any building, facility, place or equivalent organized, maintained and operated specifically to provide beds, accommodations, facilities and services over a continuous period of twenty-four hours or more for palliative care of two or more individuals, not related to the operator, who are diagnosed as being in the latter stages of an advanced disease which is expected to lead to death. Hospice care centers are specialized types of health care facilities which come within the scope of chapter 70.41 RCW, hospital licensing and regulation. Hospice care centers may be freestanding or separately licensed portions or areas of another type of health care facility: PROVIDED, That the hospice care center is under control and administered by a separate and autonomous governing body. Hospice care centers as used in this chapter, do not include hotels or similar places furnishing only food and lodging or similar domiciliary care; nor does it include clinics or physicians offices where patients are not regularly kept as bed patients for twenty-four hours or more; nor does it include nursing homes as defined and which come under the scope of chapter 18.51 RCW; nor does it include psychiatric hospitals, which come under the scope of chapter 71.12 RCW; nor any other hospital, or institution specifically intended for use in the diagnosis and care of those suffering mental illness, mental retardation, convulsive disorders or other abnormal mental conditions. Furthermore, nothing in this act or the rules and regulations adopted pursuant thereto, shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creeds or tenets of any well recognized church or religious denomination.

(20) "Hospital" means any institution, place, building or agency which provides accommodations, facilities, and services over a continuous period of twenty-four hours or more, for observation, diagnosis, or care, of two or more individuals not related to the operator who are suffering from illness, injury, deformity or abnormality, or from any other condition for which obstetrical, medical, or surgical services would be appropriate for care or diagnosis. "Hospital", as used in this chapter does not include hotels, or similar places furnishing only food and lodging, or simply domiciliary care; nor does it include clinics, or physicians offices where patients are not regularly kept as bed patients for twenty-four hours or more; nor does it include nursing homes, as defined and which come under the scope of chapter 18.51 RCW; nor does it include maternity homes, which come under the scope of chapter 18.46 RCW; nor does it include psychiatric hospitals, which come within the scope of chapter 71.12 RCW; nor any other hospital, or institution specifically intended for use in the diagnosis and care of those suffering from mental illness, mental retardation, convulsive disorders or other abnormal mental conditions. Furthermore, nothing in this chapter or the rules and regulations adopted pursuant thereto, shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any well recognized church or religious denominations.

(21) "Individualized care plan" means a written statement of care to be provided for a client based upon physical, psychosocial, spiritual assessment of the patient, and assessment of family as appropriate. This

statement shall include short- and long-term goals, client education, discharge planning, and the name of the individual member of the interdisciplinary care team designated as responsible for implementation. This statement shall be developed with participation of clients as appropriate.

(22) "Interdisciplinary care team" means a group composed of the patient, the family, and professional care providers which may include, but not limited to, required adjunctive therapists, registered nurses, nutritionists, spiritual advisors, pharmacists, physicians, mental health professionals, or social workers. "Core team" means those individuals required to provide services for clients within the hospice care center program and shall include a registered nurse, physician, medical director, social worker, spiritual consultant or advisor, and volunteer director.

(23) "Lavatory" means a plumbing fixture designed and equipped for handwashing purposes.

(24) "Licensed nurse" means a registered nurse under provisions of chapter 18.88 RCW or a licensed practical nurse under provisions of chapter 18.78 RCW.

(25) "Medical staff" means physicians and other medical practitioners appointed by the governing body to practice within the parameters of the medical staff bylaws of the hospice care center.

(26) "New construction" means any of the following started after promulgation of these rules and regulations:

(a) New building(s) to be used as part of the hospice care center;

(b) Addition(s) to existing hospice care center to be used as part of the hospice care center;

(c) Alteration(s) or modification(s) other than minor alteration(s) to a hospice care center. "Minor alteration(s)" means any structural or functional modification within the existing center which does not change the approved use of the room or area. Minor alterations performed under this definition do not require prior approval of the department.

(27) "Palliative care" means activities, interventions and interactions which are planned and executed to cause a lessening or reduction of physical, psychosocial and spiritual pain and intended to ease without curing.

(28) "Patient" means the terminally ill individual.

(29) "Patient care coordinator" means a designated, qualified employee who is responsible for the organization, implementation and evaluation of the individualized care plan of a patient.

(30) "Person" means any individual, firm, partnership, corporation, company, association or joint stock association, and the legal successor thereof.

(31) "Personnel" means individuals employed and receiving monetary payment from the hospice care center.

(32) "Pharmacist" means an individual who is licensed by the state board of pharmacy to engage in the practice of pharmacy under the provisions of chapter 18.64 RCW.

(33) "Physician" means a doctor of medicine or a doctor of osteopathy licensed to practice in the state of Washington.

(34) "Prescription" means a written or oral order for drugs issued by a medical practitioner, licensed in the state of Washington, in the course of his or her professional practice, as defined by Washington state statute, for a legitimate medical purpose (RCW 18.64.011(a)).

(35) "Registered nurse" means an individual licensed under the provisions of the law regulating the practice of registered nursing in the state of Washington, chapter 18.88 RCW.

(36) "Scheduled drug" means those substances or immediate precursors listed in Schedules I through V, Article II, RCW 69.50.201, state uniform substance act, now or is hereafter amended.

(37) "Self-administration" means those instances when a patient or member of the client family administer a medication from a properly labeled container while on the premises of the hospice care center.

(38) "Shall" means compliance when the regulation is mandatory.

(39) "Should" means compliance with the regulation or rule is suggested or recommended but not required.

(40) "Social worker" means an individual with a masters degree in social work from an accredited school of social work or an individual eligible for membership in the academy of certified social workers.

(41) "Staff" means those individuals providing services within the hospice care center. These individuals may be paid or unpaid and shall be designated as medical staff, personnel or volunteers, respectively.

(42) "Toilet" means a room containing at least one water closet.

(43) "Useable floor area" means floor spaces in patient rooms excluding areas taken up by vestibules, closets, wardrobes, portable lockers, lavatories, and toilet rooms.

(44) "Water closet" means a plumbing fixture fitted with a seat and a device for flushing the bowl of the fixture with water.

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

NEW SECTION

WAC 248-21-005 LICENSURE. (1) After January 1, 1982, no person acting separately or jointly with any other person shall establish, maintain, conduct or operate a hospice care center in this state or use the words "hospice care center" to describe or identify a place or building which does not have a license as a hospice care center as defined and described herein.

(2) An application for a hospice care center license shall be submitted to the department on forms provided by the department. The application shall be signed by the operator of the facility and the legal representative of the governing body.

(3) Other requirements related to licensure, fees, and inspection are as stipulated in RCW 70.41.100, 70.41.110, 70.41.120, 70.41.130, 70.41.140, 70.41.150, 70.41.160 and 70.41.170.

(4) There shall be compliance with other regulations to include:

(a) Applicable rules and regulations for hospice care centers adopted by the Washington state fire marshal pursuant to RCW 70.41.080 and chapter 48.48 RCW;

(b) Applicable national, state, and local electrical, fire, zoning, building, and plumbing codes.

NEW SECTION

WAC 248-21-010 GOVERNING BODY AND ADMINISTRATION. (1) The hospice care center shall have a governing body which is responsible for the overall operation and maintenance of the center.

(2) The governing body shall be responsible for the provision of personnel, facilities, equipment, supplies and special services to meet the needs of clients.

(3) The governing body shall assure, through documentation of a biennial review, the establishment and maintenance of a current, written organizational plan which includes all positions and services and delineates responsibilities, authority and relationship of the positions within the center. The governing body shall approve medical staff bylaws, rules, and regulations to include conditions for medical staff membership, delineation of medical staff privileges, and organization of the medical staff.

(4) The governing body shall establish, review biennially, and revise as needed written policies related to the safety, care, and treatment of clients and policies for staff.

(5) The governing body shall appoint an administrator who shall be responsible for implementing the policies adopted by the governing body.

(6) The governing body shall have the authority and responsibility for appointment, review, and reappointment of the medical staff.

(7) The governing body shall appoint a physician as medical director.

NEW SECTION

WAC 248-21-015 STAFF—PERSONNEL—VOLUNTEERS.

(1) There shall be sufficient qualified staff to provide the services needed by clients and to provide for the safe maintenance and operation of the hospice care center. Appropriate "on call" schedules shall be available.

(a) There shall be a written job description for each position classification, including active volunteers;

(b) There shall be a written record for each employee and active volunteer to include application, verification of education and training, verification of a valid, current license for any staff member when licensure is required for tasks performed, record of orientation, ongoing education and an annual, written performance evaluation;

(c) There shall be regular coordination, and supervision of each staff member consistent with the organizational plan;

(d) There shall be written policies, procedures, and screening criteria.

(2) A planned, supervised, and documented orientation shall be provided for each new employee and active volunteer to include but not limited to fire, disaster, infection control procedures, and confidentiality.

(3) There shall be planned ongoing education affording each employee and active volunteer an opportunity to maintain and update the skills needed to perform assigned duties.

NEW SECTION

WAC 248-21-020 POLICIES AND PROCEDURES. Written policies and procedures shall include but not be limited to:

- (1) Admission criteria or definition of the patients who shall be eligible for services offered in the hospice care center.
- (2) Coordinated transfer of patients to and from home or other facilities as desired, including transfer of appropriate information.
- (3) Needed psychosocial support for all members of the interdisciplinary care team and volunteers.
- (4) Smoking by staff, clients, and others within the center.
- (5) Fire and disaster with planned, documented rehearsals and appropriate emergency phone numbers available and posted.
- (6) Action to be taken in event of failure of essential equipment and major utilities services. The written procedure shall include a system for summoning essential assistance when required.
- (7) Actions to be taken following an accident or incident which may be injurious to clients.
- (8) Consideration of family sleeping or living spaces within the facility.
- (9) Consideration of family participation in patient care.

NEW SECTION

WAC 248-21-025 PATIENT CARE SERVICES. (1) There shall be evidence of interdisciplinary planning and provision of coordinated palliative care of clients during, between and after presence in the facility with an emphasis on symptom management specific to the desires and needs of the individual patients.

- (a) An individualized care plan shall be developed upon initial admission, implemented, monitored and modified as needed.
- (b) There shall be a designated patient care coordinator.
- (2) Core team services shall include the following:
 - (a) Physician services.
 - (i) Each patient admitted to the center shall be under the care of a physician.
 - (ii) The medical director shall be responsible for general performance of medical staff within the hospice care center.
 - (b) Nursing services.
 - (i) A registered nurse who is an employee shall be responsible for supervision of nursing services.
 - (ii) There shall be a licensed nurse on duty within the center at all times when patients are present. A registered nurse shall be immediately available by phone at all times.
 - (c) Social work services. There shall be sufficient, qualified social work staff coordinated by a social worker to provide psychosocial services as appropriate.
 - (d) Spiritual counseling services. Provisions shall be made for the individual spiritual needs of each patient, and family as possible.
 - (e) Bereavement care services. The center shall be responsible for arranging for the provision of a bereavement care program which shall be integrated into the individualized care plan.
 - (f) Home care services. There shall be provision for continuity of patient care through home care program and/or liaison with a home care service in the community, as indicated in the individualized care plan.
 - (g) The center shall facilitate obtaining of prescribed diagnostic, treatment or palliative services.
 - (h) Hospice care centers should employ and/or arrange translation and consultation to facilitate communication where barriers exist, (i.e., language or cultural differences; hearing, speech or sight impairment).

NEW SECTION

WAC 248-21-030 FOOD AND DIETARY SERVICES. (1) The dietary and food service shall be provided and managed by an individual trained in food service.

- (2) Food and dietary services shall incorporate the periodic input of a dietitian. Appropriate nutritional and dietary consultation shall be provided patients.
- (3) Food shall be prepared and served at intervals appropriate to the needs of patients. Unless contraindicated, current recommendations of the food and nutrition board of the national research counsel adjusted for age, sex, and activity shall be used. Snacks of a nourishing quality

shall be available as needed for patients. Cultural and ethnic preferences of patients should be respected in planning and serving meals.

(4) There shall be written physician orders for all therapeutic diets served to patients. A current therapeutic diet manual approved in writing by a dietitian and the medical director shall be used for planning and preparing therapeutic diets.

(5) All menus shall be retained for one year.

(6) When the hospice care center policy provides for allowing for the preparation and/or storage of personal food brought in by clients for consumption by clients, there shall be adequate mechanical refrigeration capable of maintaining a temperature of forty-five degrees Fahrenheit or lower and dishwashing facilities which provide hot water at a temperature of not less than one hundred fifty degrees Fahrenheit. Suitable dining area(s) should be provided for clients.

(7) Food service sanitation shall be governed by chapter 248-84 WAC, rules and regulations of the state board of health governing food service sanitation.

(8) There shall be current written policies and procedures for food storage, food preparation, food service, scheduled cleaning of all food service equipment and work areas. A copy of the procedures shall be kept within the food service area and shall be available for reference by dietary or food service personnel and other personnel at all times.

NEW SECTION

WAC 248-21-035 INFECTION CONTROL. (1) There shall be written policies and procedures addressing infection control, including: Housekeeping; cleaning, sterilization, disinfection, sanitization, and storage of supplies and equipment; health of personnel; pets; food service sanitation.

(2) Provision shall be made for isolation of patients with infectious conditions in accordance with Isolation Techniques For Use In Hospitals, United States Department of Health, Education and Welfare, most recent edition.

(3) There shall be reporting of communicable disease in accordance with chapter 248-100 WAC.

(4) Recognized standards of medical aseptic technique including basic hand washing practices shall be followed in all direct personal care of patients.

(5) Methods for cleaning, disinfecting or sterilizing, handling and storage of all supplies and equipment shall be such as to prevent the transmission of infection.

(6) Written procedures shall specify daily and periodic cleaning schedules and routines for facility and equipment.

(7) Sewage, garbage, refuse, and liquid waste shall be collected and disposed of in a manner to prevent the creation of an unsafe or unsanitary condition or nuisance.

(8) There shall be in effect a current system of discovering, reporting, investigating, and reviewing infections among patients and personnel with maintenance of records on such infections.

(9) Upon employment and annually thereafter each employee and volunteer shall have or provide documented evidence of a tuberculin skin test by the Mantoux method, unless medically contraindicated. A negative skin test shall consist of less than ten millimeters induration read at forty-eight to seventy-two hours. A positive skin test shall consist of ten millimeters of induration, or greater, read at forty-eight to seventy-two hours. Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exceptions and specifics are as follows:

- (a) Those with positive skin tests as defined above shall have an annual screening in the form of a chest x-ray;
- (b) Those with positive skin tests whose chest x-rays show no sign of active disease at least two years after the first documented positive skin test shall be exempted from further annual testing and chest x-rays;
- (c) Those with positive skin tests who have completed the recommended course of preventive or curative treatment, as determined by the local health officer, shall be exempted from further testing;
- (d) A record of test results, x-rays or exemptions from such, shall be kept by the facility.

(10) Employees with a communicable disease in a known infectious stage shall not be on duty. Policy and procedures shall specify conditions for staff who are working despite presence of communicable disease.

NEW SECTION

WAC 248-21-040 PHARMACEUTICAL SERVICE. (1) Pharmaceutical services shall be available to provide drugs and supplies and

to fill, without delay, orders for drugs to be administered. A pharmacist shall provide sufficient on-site consultation to ensure that medications are secured, labeled, stored and utilized in accordance with the policies of the center and appropriate standards of pharmacy practice.

(2) The hospice care center shall provide for the proper handling and utilization of drugs in accordance with federal and state laws and regulations:

(a) A pharmacist in conjunction with representatives from nursing, medical and administrative staff, shall be responsible for developing written policies and procedures addressing all aspects of pharmaceutical services including: Procuring, prescribing, administering, dispensing and storage of medications, transcription of orders; use of protocols; disposal of drugs; self-administration of medications; control or disposal of drugs brought into the facility by patients; and recording of drug administration in the clinical records;

(b) There shall be written orders signed by a physician for all medications administered to patients or self-administered. There shall be a system which ensures accuracy in receiving, transcribing and implementing orders for the administration of medications;

(c) Drugs shall be dispensed only by a pharmacist. Drugs shall be administered only by practitioners licensed to administer drugs except in those instances when self-administration has been ordered;

(d) Drug containers within the center shall be clearly and legibly labeled and the label shall include at least the drug name (generic and/or trade), drug strength, expiration date if applicable, and in addition the lot number of the drug, if provided as floor stock;

(e) All drugs shall be stored in specifically designated, securely locked, well illuminated cabinets, closets or store rooms and made accessible only to authorized personnel. External medications shall be separated from internal medications;

(f) Poisonous and/or caustic drugs and materials including house-keeping and personal grooming supplies shall show proper warning or poison labels and shall be stored safely and separately from other drugs and food supplies;

(g) All Schedule II drugs in any area of the hospice care center shall be checked by two licensed persons at least one time each shift. There shall be records of receipt, issuance, and disposition of Schedule II drugs stored in the facility.

(3) Drugs brought into the hospice care center by patients for use by patients while in the center shall be specifically ordered by a physician. These drugs shall be checked to ensure proper identification and acceptable quality for use in the center.

NEW SECTION

WAC 248-21-045 CLINICAL RECORDS. (1) The hospice care center shall have one well defined clinical record system, adequate facilities, equipment and supplies necessary for the development, maintenance, security, control, retrieval, analysis, use and preservation of patient care data.

(2) The hospice care center shall have current written policies and procedures related to the clinical record system which shall include the following:

(a) Establishment of a standardized format for clinical records;
 (b) Prohibition of the release of client information without specific, written approval of the individual client concerned;
 (c) Retention, preservation, and destruction of clinical records.

(3) There shall be an adequate clinical record maintained for every patient and readily accessible to members of the interdisciplinary care team. Each entry shall be legible, dated and authenticated.

(4) The originals or durable, legible direct copies of original reports shall be filed in the patients individual clinical record.

(5) Diagnosis, abbreviations, and terminology shall be consistent with the most recent edition of the International Classification of Diseases.

(6) There shall be a master patient index.

(7) Procedures related to retention, preservation or final disposal of clinical records and other patient care data and reports shall include the following:

(a) The clinical record of each patient over the age of eighteen years shall be retained and preserved for a period of no less than ten years. Clinical records of patients under the age of eighteen shall be retained and preserved for at least ten years or until the patient attains the age of twenty-one whichever is the longer period of time;

(b) Final disposal of any patient clinical record, or other reports which permit identification of the individual shall be accomplished so that retrieval and subsequent use of the data contained therein are impossible;

(c) In event of a transfer of ownership or operation of a hospice care center, clinical records of the patients, indices and reports shall be retained and preserved by the new operator in accordance with subsections (2)(a), (b), and (3) of this section;

(d) If the hospice care center ceases operation, it shall make arrangements for preservation of its clinical records and reports of patient data in accordance with subsection (3) of this section. The plan for such arrangements shall have been approved by the department prior to the cessation of operation.

NEW SECTION

WAC 248-21-050 PHYSICAL ENVIRONMENT AND EQUIPMENT. (1) The hospice care center shall provide a safe and clean environment for clients, staff, and visitors. Equipment shall be kept clean, calibrated, adjusted, and in good repair.

(2) The hospice care center shall be accessible and equipped to accommodate physically handicapped individuals, to include minimally:

(a) Corridors serving as egress from patient rooms eight feet wide;
 (b) Corridors elsewhere in the center minimally four feet wide;
 (c) Doorways for use by clients at least thirty-two inches clear width (thirty-four inch door);

(d) Doorways for patient rooms and exterior exit doors from eight foot corridors forty-four inches clear width, (forty-six inch door);

(e) Minimally, one toilet, lavatory, and bathing facility which meet barrier free code, on each floor used for client services;

(f) Stairways and stairwells shall be minimally forty-four inches clear width;

(i) Interior and exterior stairways and stairwells shall have handrails on both sides. Railing ends shall be returned to wall;

(ii) Exterior stairways and stairwells shall have adequate protection from moisture, ice, other hazards, and slipping.

(iii) Exterior steps shall be equipped with nonslip material on treads; open risers are prohibited; nosing shall be flush, slip resistant and rounded to one-half inch maximum radius.

(g) Ramps shall be minimally forty-four inches clear width;

(i) There shall be handrails on both sides;

(ii) Ramps shall not exceed slope ratio of one in twelve;

(iii) Ramps shall be provided with nonslip surfaces.

(3) There shall be provision for adequate personal privacy for personal and private activities such as toileting, bathing, dressing, sleeping, communicating with family and time alone.

(4) Patient rooms:

(a) Each patient room shall be directly accessible from a corridor or common use activity room or an area for patients;

(b) Each sleeping room shall have a clear window or relite area of approximately one-tenth of the usable floor area providing for patient visibility of the out-of-doors. A court or glass covered atrium may be equivalent to out-of-doors. Distance from relites to exterior windows or atrium relites shall not exceed eight feet, six inches.

(i) Windows shall be at least twenty-four feet from other buildings or the opposite wall of a court or at least ten feet from a property line, except on street sides;

(ii) If the depth of a court is less than one-half its width, the width requirement shall not apply.

(iii) Outside window walls shall be at least eight feet from outside public walkways.

(iv) Operable windows or openings that serve for ventilation shall be provided with screening.

(c) No room more than two foot six inches below grade shall be used for the housing of patients. Room size shall be determined by program, provided all patient rooms have at least one hundred square feet of usable floor space in each single patient room. Multi-patient rooms shall provide not less than eighty-five square feet of usable floor area per bed. There shall not be less than seven and one-half foot ceiling height over the usable floor area;

(d) Each patient shall be provided an enclosed space suitable for hanging garments and storage of personal belongings within his or her room or nearby. There shall be provision for secure storage of patient valuables;

(e) Each patient shall be provided a bed appropriate to the special needs and size of the patient with a cleanable mattress which is in good repair and a cleanable or disposable pillow;

(f) Room furnishings shall be provided and maintained in a clean and safe condition;

(g) Patient beds shall be spaced so that they do not interfere with entrance, exit or traffic flow within the room. Patient rooms shall be of

a dimension and conformation allowing not less than three feet between beds.

(5) There shall be, minimally, one bathing facility for each six patients within the center, or major fraction thereof, (tub, shower, portable shower, portable tub or equivalent). This ratio includes the bathing facility described in WAC 248-21-050(2)(e).

(6) Toilets shall be in a ratio of at least one toilet for every four patients, or major fraction thereof. This ratio excludes toilet described in WAC 248-21-050(2)(e).

(7) Lavatories shall be provided in a ratio of at least one lavatory for each toilet located in toilet room(s). Lavatories shall be provided in a ratio of at least one per four patients. Lavatories shall be located at entry of patient rooms used for isolation.

(8) At least one toilet and lavatory shall be provided on each floor for use by those who are not patients. This may include toilet and lavatory described in WAC 248-21-050(2)(e).

(9) Carpets may be used in patient and nonpatient occupied areas with the following exceptions; toilet rooms, bathing facilities, isolation rooms, laundry rooms, utility rooms, examination or treatment rooms, housekeeping closets;

(a) Specifications for acceptable carpeting include:

(i) Carpet material which meets the standards of the state fire marshal and is easily cleanable;

(ii) Pile tufts shall be a minimum of sixty-four per square inch or equivalent density;

(iii) Rows shall be a minimum of eight per square inch or equivalent density;

(b) Installation of carpet material.

(i) Pad and carpet shall be installed according to manufacturer recommendations;

(ii) Edges of carpet shall be covered and cove or base shoe used at all wall junctures. Seams shall be sewn or bonded together with manufacturer recommended cement.

(10) There shall be adequate visiting and lounge areas provided, excluding hallways and corridors. Ratio of fifteen square feet per patient bed and not less than one hundred eighty square feet per facility recommended, excluding hallways and corridors.

(11) There shall be adequate meeting rooms and office areas for use by the interdisciplinary care team. Other rooms or areas may serve as meeting rooms provided confidentiality is maintained.

(12) Linen and laundry:

(a) A safe and adequate clean linen storage area shall be provided with a supply of clean linen available for patients use;

(b) Any laundry done in the facility shall be done in a laundry room separate from the kitchen, dining areas, clean and soiled storage and handling areas;

(c) The soiled laundry storage and sorting area shall be in a well ventilated area separate from the clean linen handling area, clean storage areas, and food preparation areas. If linen or laundry is washed on the premises, an adequate supply of hot water shall be available to provide water at a minimum of one hundred sixty degrees fahrenheit in the washing machine.

(13) Utility and storage facilities:

(a) Sufficient clean storage and handling room(s) shall provide closed storage for clean and sterile supplies and equipment;

(b) Washing, disinfection, storage and other handling of medical and nursing supplies and equipment shall be accomplished in a manner which ensures segregation of clean and sterile supplies and equipment from those that are contaminated;

(c) Soiled room(s) shall provide:

(i) Clinic service sink, siphon jet or equivalent;

(ii) Space for soiled linen or laundry containers;

(iii) Counter top, double compartment sink, and goose-neck spout or equivalent;

(iv) Storage for cleaning supplies and equipment.

(14) Housekeeping:

(a) Adequate and clean housekeeping equipment shall be maintained;

(b) At least one service sink and housekeeping closet or enclosed cabinet equipped with shelving shall be provided in a suitable setting within the facility. May be combined with a soiled room as described in WAC 248-21-050(13)(c). Clinic service sink may be considered equivalent to service sink.

(15) Communications:

(a) There shall be a telephone readily available for patients to make and receive confidential calls;

(b) There shall be at least one "nonpay" telephone per floor readily accessible in event of fire and other emergencies.

(c) A nurse call shall be provided at each bed and in each toilet room and bathing facility.

(16) Appropriate first aid supplies and equipment shall be maintained and available in a safe and sanitary location.

(17) Water supply and plumbing. The water supply plumbing, the fixtures and the waste and drainage system of the hospice care center shall be maintained to avoid insanitary conditions:

(a) There shall be an adequate supply of hot and cold running water under pressure which conforms with chapter 248-54 WAC;

(b) Hot water shall be a safe temperature at all fixtures used by patients. Hot water temperatures at bathing fixtures used by patients shall be automatically regulated so as not to exceed one hundred and twenty degrees fahrenheit;

(c) There shall be devices to prevent backflow into the water supply system from fixtures where extension hoses or other cross connections may occur.

(18) Heating. Heating systems shall be operated and maintained to provide a comfortable, healthful temperature in rooms used by patients during the coldest weather conditions ordinarily encountered in the geographical location of the hospice care center.

(19) Ventilation. There shall be ventilation of all rooms used by patients and personnel sufficient to remove all objectional odors, excess heat, and condensation. Inside rooms including toilets, bathrooms, smoking rooms, and other rooms in which excessive moisture, odors or contaminants originate shall be provided with mechanical exhaust ventilation.

(20) Lighting, wiring, and power. Adequate lighting shall be provided in all usable areas of the hospice care center, appropriate to the function:

(a) Appropriate, adequate, and safe electrical service shall be provided;

(b) Adequate emergency lighting for means of egress, (battery operated acceptable);

(c) Adequate emergency power available, (battery operated acceptable).

NEW SECTION

WAC 248-21-055 NONFLAMMABLE MEDICAL GASES—RESPIRATORY CARE. (1) Nonflammable medical gases shall include but not be limited to oxygen, nitrous oxide, medical compressed air, carbon dioxide, helium, nitrogen, and mixtures of such gases when used for medical purposes.

(2) When nonflammable medical gases are stored or used on the premises, the following shall apply:

(a) Electric equipment used in an oxygen enriched environment shall be properly designed for use with oxygen and should be labeled for use with oxygen;

(b) "No smoking" signs shall be posted where oxygen is being administered;

(c) Procedures shall specify the safe storage and handling of medical gas containers.

(3) When piped-in medical gas systems are provided, the facility shall comply with published standards of National Fire Protection Association 56-F, 1977.

(4) Equipment and instruments used for respiratory care shall be safe, functional, and appropriate for the respiratory care service provided.

WSR 81-18-066
PROPOSED RULES
BOARD OF HEALTH
[Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning rabies, amending WAC 248-100-450;

that such agency will at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 14, 1981, in the North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

The authority under which these rules are proposed is RCW 43.20.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 14, 1981, and/or orally at 9:00 a.m., Wednesday, October 14, 1981, North Auditorium, Federal Building, 912 Second Avenue, Seattle, WA.

Dated: September 2, 1981

By: John A. Beare, MD
Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amending WAC 248-100-450 Rabies.

The purpose of the rule change is to allow local health officers the discretion of restricting for ten days observation any cat or dog that has bitten a human.

Statutory Authority: RCW 43.20.050.

Summary of the Change: The proposed change lifts the mandatory requirement for ten days restriction for dogs and cats that have bitten humans and makes restriction at the discretion of the local health officer. This will allow, for example, police dogs that meet health and immunization requirements to avoid restriction in case of a bite while on duty.

Person Responsible for Implementing and Enforcement of the Rule Change: Jack Allard, Ph.D., Office Chief, Office of Public Health Laboratories and Epidemiology, Mailstop B 17-9, 464-6461 (Seattle).

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 157, filed 2/22/78)

WAC 248-100-450 RABIES. (1) In order to protect the public health and prevent the occurrence of rabies in dogs and cats and in wild animals which are used as pets and which may transmit rabies to human beings, it shall be unlawful to:

(a) Import into this state any skunk, fox, or racoon for sale, barter, exchange, giving as a gift or for use as a personal pet;

(b) Acquire, sell, barter, exchange, give, purchase, for trap or retention as pets or for export, any skunk, fox, or racoon within the state of Washington: PROVIDED, That subsections (a) and (b) shall not prohibit the importation of any skunk, fox, or racoon by a bona fide publicly or privately owned zoological park, or circus, or any other show where animals are exhibited but are not in physical contact with the public, or by scientific or educational institutions, nor shall such prohibit the use of such animals in fur farming.

(2) Whenever a human being is bitten by any skunk, fox, or racoon, such animal shall be immediately destroyed and the procedures as set forth below shall be followed.

(3) Whenever any human being is bit by any other wild animal, such animal, if available, shall be sacrificed or otherwise disposed of in the discretion of the local health officer.

(4) Whenever any human being has been bitten by a cat or dog and there is no reason to suspect that the animal is rabid (~~in the opinion~~), at the discretion of the local health officer (~~or a veterinarian~~), the animal involved (~~shall~~) may be restricted for ten days for observation in such manner as to prevent contact with other animals or humans except for the caretaker.

(5) If it becomes necessary to destroy the dog or cat or other animal, care should be taken to avoid damaging the brain tissues. The dead animal's head must be severed from the body and placed in a proper container, packed in ice, and sent to the state department of social and health services, division of health's laboratory at Seattle, or other laboratory competent to carry out the complete examination, including a mouse inoculation test.

WSR 81-18-067 PROPOSED RULES GAMBLING COMMISSION [Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Gambling Commission intends to adopt, amend, or repeal rules concerning the amending of WAC 230-20-650, 230-08-170, 230-12-010, 230-30-015, 230-30-050 and 230-30-070;

that such agency will at 10:00 a.m., Thursday, October 8, 1981, in the Town Plaza Motor Inn, North 7th Street and East Yakima Way, Yakima, Washington, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is: WAC 230-20-650 is promulgated pursuant to RCW 9.46.030(5); WAC 230-08-170 is promulgated pursuant to RCW 9.46.070(11); WAC 230-12-010 is promulgated pursuant to RCW 9.46.070(8), 9.46.20(14)[9.46.020(14)] and 9.47.130; WAC 230-30-015 is promulgated pursuant to RCW 9.46.070(11) and 9.46.070(6); WAC 230-30-050 is promulgated pursuant to RCW 9.46.070(8); and WAC 230-30-070 is promulgated pursuant to RCW 9.46.070(11) and 9.46.070(8) and are intended to administratively implement those statutes.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 6, 1981, and/or orally at 10:00 a.m., Thursday[Tuesday], October 6, 1981, Town Plaza Motor Inn, North 7th Street and East Yakima Way, Yakima, Washington.

Dated: September 2, 1981

By: Keith Kisor
Director

STATEMENT OF PURPOSE

Title: Amending WAC 230-20-650 Amusement Games—Coin Toss Game; 230-08-170 Punchboard and Pull Tab Retention; 230-12-010 Inspection of Premises, Records and Devices; 230-30-015 Identification Stamps; 230-30-050 Punchboard and Pull

Tab Operation; and 230-30-070 Control of Prizes.

Description of Purpose: Amendment to WAC 230-20-650. The purpose of this amendment is to increase the maximum height limit now in force to allow a person a reasonable chance to demonstrate his or her skill at coin toss games. Amendment to WAC 230-08-170. The purpose of this proposed amendment is to allow a method to audit punchboards and pull tabs which have been played and to provide a method to determine the accuracy of flares which are required to be maintained. Amendment to WAC 230-12-010. The purpose of the amendment which is proposed to this rule is to remove the requirement that the Gambling Commission return anything which is seized from a licensee within 10 days and to substitute a reasonable period of time. This is to allow commission staff sufficient time to adequately investigate a case without an arbitrary 10-day deadline. Amendment to WAC 230-30-015. The purpose of this rule is to authorize the use of substitute flares for punchboards and pull tab series and to set forth the requirements which must be met if substitute flares are used. A second purpose of the change is to increase the cost of the identification stamps from \$.05 to \$.10 to reflect the cost to the commission of producing the stamps. Amendment to WAC 230-30-050. The proposed amendment to this section adds a requirement that all records, reports, receipts and invoices relating to a punchboard or pull tab series in play must be retained on the licensed premises while such series or punchboard is in play. This is to enable law enforcement officers and commission representatives the opportunity to inspect records relating to punchboards or pull tab series in play. Amendment to WAC 230-30-070. There are several amendments to this section. The purpose of the first amendment is to require a licensee to pay or award to a customer or player playing a punchboard or pull tab series all prizes which have not been deleted from the flare of the punchboard or pull tab series when such device is completely played out by that customer or player. This is a mechanism to ensure that operators do not try to induce customers into playing a board which has few prizes left in it by failing to mark off the prizes which have already been awarded on the flare. It is also proposed that subsection (5) of the rule be amended to reflect the legislative change that a winners register must be kept for prizes of over \$20 in cash or merchandise. Subsection (5) also has a proposed amendment to have it reflect the proposed change to WAC 230-08-170 and

to require retention of winning tabs for a period of six months rather than one year since the commission feels the retention period is too long. Finally, there is a proposed addition of a subsection (7), the purpose of which is to authorize spindle-type pull tab series employing schemes awarding merchandise prizes valued at not more than \$5 through free or reimbursable pull tab schemes.

Statutory Authority: The statutory authority for the amendment to WAC 230-20-650 is RCW 9.46.030(5). The statutory authority for the amendment to WAC 230-08-170 is RCW 9.46.070(11). The statutory authority for the amendment to WAC 230-12-010 is RCW 9.46.070(8), 9.46.020(14) and 9.46.130. The statutory authority for the amendment to WAC 230-30-015 is RCW 9.46.070(11) and 9.46.070(6). The statutory authority for the amendment to WAC 230-30-050 is RCW 9.46.070(8). The statutory authority for the amendment to WAC 230-30-070 is RCW 9.46.070(11) and 9.46.070(8).

Summary of Proposed Rules and Reasons Supporting Action: Amendment to WAC 230-20-650. The proposed change to this section raises from 18 to 36 inches the unobstructed air space which must be above any surface upon which the landing of a coin will result in the awarding of a prize. The purpose of this rule is to allow customers a reasonable chance to demonstrate skill while playing coin toss amusement games. Amendment to WAC 230-08-170. The proposed change to this rule requires that the winning punches of \$5 and above from a punchboard and the winning pull tabs of \$5 and above from a pull tab series must be retained by the operator for at least six months from the last day of operation of the series. The reason for this change is to allow for an audit of pull tab series and punchboards to check to see that prize payouts are actually being made by the operator. In addition, it has the purpose of verifying the accuracy of the flares which are to be maintained by the operator. Amendment to WAC 230-12-010. The amendment to this section, as proposed, removes the requirement that the commission return any item seized from an operator within 10 days unless the commission notifies the licensee by certified mail that it needs to retain the item. It substitutes a reasonable period of time for return. This will allow the commission sufficient time to complete its investigation of any items which are seized. Currently, the commission finds itself too hampered by the 10-day limitation

to adequately and properly complete its investigation. Amendment to WAC 230-30-015. The proposed amendment to this section authorizes the use of substitute flares for punchboards of pull tab series. It requires that substitute flares have the Washington State identification stamp number assigned to the punchboard or pull tab series permanently recorded in ink on the face of the substitute flare and places the responsibility for making that marking on the operator. Many times operators will want to change the flare of the punchboard or pull tab series to meet consumer demand or to construct their own merchandise board from a blank flare. This proposed change would allow them to do so. The second change to the rule is to change the identification stamp cost from \$.05 to \$.10. This is being done to reflect an earlier rule change to another rule. Amendment to WAC 230-30-050. The proposed new subsection to this rule requires that all records, reports, receipts and invoices relating to a punchboard or pull tab series in play be retained on the licensed premises so long as that series or punchboard is in play and be available on demand to law enforcement officers or commission representatives. The purpose of this rule is to allow for inspection of punchboards or pull tab series in play. Often, it is impossible to properly inspect a punchboard or pull tab series if the records and reports and receipts relating to that board or series are not on the licensed premises. Amendments to WAC 230-30-070. There are essentially four amendments to this rule. The first is in subsection (3) and requires the licensee to pay or award to a 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 such is completely played out. If flares are not properly marked, customers will play a pull tab series or punchboard with the thought in mind that there are a certain number of prizes available and it is profitable for them to play the board or series and once they have completed play find that the prizes are not in the board or series. This will encourage the licensee to keep the flare of the punchboard or pull tab series current and is designed to protect the consuming public. The second proposed change is to change the requirement to maintain a winners register for prizes of more than \$5 to those of more than \$20. The purpose of the proposed rule change is to reflect the statutory change contained in Engrossed Substitute Senate Bill 3307. The third proposed change is to

require that all winning pull tabs or punchboard punches of over \$5 be maintained for a period of six months along with the winners records rather than for one year. The inclusion of winning pull tabs and punchboard punches of over \$5 is to reflect the proposed rule change to WAC 230-08-170. The proposed change of one year to six months is because the commission believes that it is burdensome for operators to maintain these records for a one-year period of time. The final change is the addition of a subsection (7) which authorizes a spindle-type pull tab series which awards only merchandise prizes valued at no more than \$5 to employ schemes where pre-designated pull tabs are free or the players are otherwise required the actual cost of said pull tab. The proposed change requires that flares for these types of series designate the total number of pull tabs in the series and the total number of pull tabs designated as free or reimbursable. The proposed change states that free or reimbursable pull tabs in these types of series shall not constitute prizes and monies later reimbursed shall not constitute revenue for the purpose of determining gross receipts. The current rules do not provide for the traditional fashion of operation for spindle-type pull tabs whereby they distribute snack-type food prizes with one-half of all tickets being considered free.

Agency Personnel Responsible for Drafting, Implementing and Enforcing the Rules: Keith Kisor, Director, and Elwin Hart, Deputy Director, Capital Plaza Bldg., 1025 East Union, Olympia, WA, 234-0865 Scan, 753-0865 Comm.

Proponents and Opponents: These proposed amendments to rules are proposed by the staff of the Washington State Gambling Commission.

Agency Comments: The agency believes the proposed rules are self-explanatory and need no further comment.

These rules were not made necessary as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 55, filed 6/25/76)

WAC 230-20-650 AMUSEMENT GAMES—COIN TOSS GAMES. No person licensed to conduct amusement games shall conduct any such game within the state of Washington wherein the ability of a player to win a prize depends upon causing a coin to land within the confines of a space unless the following conditions exist with respect to said game:

(1) There must exist an unobstructed air space, of at least ~~((eighteen))~~ thirty six inches in height, above any surface upon which the landing of a coin will result in the awarding of a prize.

~~((b))~~(2) Plates, spots, targets, etc. will not be inclined so as to give an advantage to the operator.

(3) If the area of an enclosed surface upon which the landing of a coin will result in the awarding of a prize is four square inches, or less, a prize must be awarded to any participant who causes a coin to land so that any part of said coin is within any part of said area.

AMENDATORY SECTION (Amending Order 72, filed 7/26/77)

WAC 230-08-170 PUNCHBOARD AND PULL TAB RETENTION. Each punchboard which is removed from operation for any reason, except for surrender to the commission, shall be retained by the operator for at least six months following the last day of operation of said board and the board so removed with the prize flare attached thereto, together with the winning punches of \$5 and above from said board, shall remain available for inspection by the commission or its agents and local law enforcement agencies. With respect to pull tab series, when removed from operation for any reason, except for surrender to the commission, the prize display flare for that pull tab series containing the gambling commission identification stamp, together with the unused pull tabs and winning pull tabs of \$5 and above in that series, shall be retained by the operator for at least six months following the last day of operation of said pull tab series and remain available for inspection by the commission or its agents and local law enforcement and taxing agencies.

AMENDATORY SECTION (Amending Order 52, filed 5/25/76)

WAC 230-12-010 INSPECTION OF PREMISES, RECORDS AND DEVICES. All premises licensed, or any premises in any way connected physically or otherwise with a licensed business, including vehicles used in connection therewith, shall at all times be open to inspection by the commission or its authorized representatives.

At any time during which a licensed gambling activity is being operated upon a premises, the commission, and any authorized representative of the commission, may enter upon the premises without advance notice and:

(1) Make a count of all monies received during the operation of the licensed activity located on the premises, inspect all receipts for income issued by the licensee, and inspect all receipts for prizes which have been awarded by the licensee.

(2) Inspect any of the other records of the licensee, or of any member that directly participates in the management, operation or promotion of a licensed activity, or of any employee of the licensee, or of any operator of the licensed activity.

(3) Inspect, including the dismantling of, all pieces of equipment or parts thereof, or devices of any nature, which are being used to conduct the licensed activity.

(4) When the commission, or its authorized representative, finds cause to believe that there is a reasonable probability that the provisions of chapter 9.46 RCW, including any amendments thereto, or any of the rules passed by the commission, have been or are being violated by the licensee, or its employees or operators, remove to another location or locations for further inspection and investigation, any and all records and any and all equipment, parts thereof, and devices of any nature located upon the premises related to the operation of the licensed activity, or any other gambling activity.

A receipt shall be issued to the licensee or operator of the activity which shall list and describe each record and each piece of equipment, or part thereof, and device which has been removed from the premises.

Each such record, piece of equipment, part thereof, and device so removed shall be returned to the premises or to the address of the licensee (~~within ten days, except Saturdays, Sundays and state legal holidays;~~) within a reasonable period of time after its removal in as good a condition as it was in when removed, unless the commission, or the director of gambling, determines that the record, equipment or devices so removed are necessary for an ongoing investigation of possible violations of statutes or rules of the commission by the licensee, by employees of the licensee, or by operators of the licensed activity(; ~~and the commission so notifies the licensee by certified mail of this determination)).~~

AMENDATORY SECTION (Amending Order 109, filed 6/15/81)

WAC 230-30-015 IDENTIFICATION STAMPS AND SUBSTITUTE FLARES. (1) No punchboard, series of pull tabs or device for the dispensing of pull tabs shall be sold or purchased within this state or knowingly for use within this state or put out for play unless and until a stamp obtained from the commission containing an identifying number, symbol or combination thereof has been permanently and conspicuously affixed thereto. Once placed, such stamp shall not be removed or tampered with by any person.

With respect to punchboards, the stamp shall be placed so the complete number, together with any symbol appearing thereon, is plainly visible.

With respect to series of pull tabs, the stamps shall be placed upon the dispensing device sold together with, and for that specific series or upon a flare furnished by the manufacturer for that series.

(2) A substitute flare may be utilized on punchboards or pull tabs. Substitute flares shall have the Washington State identification stamp number assigned to the punchboard or pull tab series permanently recorded in ink on the face of the substitute flare.

Such flare shall also show the series number assigned to that series by the manufacturer. If a different flare than the flare so stamped is used for display when the series of pull tabs is put out for play, then the manufacturer's flare, with the manufacturer's series number and with the identification stamp obtained from the commission thereon, shall be attached to the back of the substitute flare in such a manner as to be clearly visible to a person playing the device.

The responsibility for placing the Washington State identification stamp number on the substitute flare shall rest with the licensed operator.

(2)(3) Stamps shall be placed only on items which conform to all requirements of this state's laws and the rules of this commission, and shall not be placed upon items not authorized for use within this state. Stamps shall be placed only upon those pull tab dispensing devices which have been approved by the commission pursuant to WAC 230-30-095.

(3)(4) Identification stamps may be obtained only from the commission, by a licensed manufacturer only, for ten cents each. Such stamps shall be placed by the licensed manufacturer only on items which he, himself, sells or furnishes, and shall not be transferred or furnished to any other person unless already placed upon a punchboard, series of pull tabs or pull tab dispensing device.

(4)(5) No person not a licensed manufacturer shall obtain such stamps from any source, nor shall he affix such a stamp to any punchboard, series of pull tabs or pull tab dispensing device, after November 1, 1974.

AMENDATORY SECTION (Amending Order 5, filed 12/19/73)

WAC 230-30-050 PUNCH BOARD AND PULL TAB OPERATION. (1) No person under the age of eighteen years and no person visibly intoxicated or visibly under the influence of any narcotic, shall be allowed to play any punch board or pull tab device. It shall be the responsibility of the licensee and the responsibility of the person physically operating the punch board or pull tab device to determine that no unauthorized person is allowed to play.

(2) No operator shall permit the display or operation of any punch board or pull tab which may have in any manner been marked, defaced, tampered with or otherwise placed in a condition, or operated in a manner, which may deceive the public or which affects the chances of winning or losing upon the taking of any chance thereon.

(3) All records, reports, receipts and invoices relating to a punchboard or pull tab series in play must be retained on the licensed premises so long as the series or punchboard is in play and be made available on demand to law enforcement officers and representatives of the Commission.

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

AMENDATORY SECTION (Amending Order 91, filed 8/14/79)

WAC 230-30-070 CONTROL OF PRIZES. (1) Punchboards' and pull tabs' licensees shall award all prizes in cash or in merchandise. 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. No punchboard which offers as a prize the opportunity to take another punch on that board shall be sold or placed out for play unless that particular style and type of step-up board has been approved in advance by the commission. 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) The licensee shall display all prizes 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. When a prize is cash, then the money itself shall not be displayed, but a coupon designating the cash amount represented thereby available to be won shall be substituted therefor in any display which also includes merchandise prizes. The cash prizes to be awarded in connection with punchboards and pull tab series in connection with which only cash prizes are awarded shall be clearly and fully described or represented by a coupon displayed upon the prize flare attached to the face of the punchboard or accompany the pull tab series and attached to the face or displayed in the immediate vicinity of the pull tab dispensing device. The licensee shall display prizes so arranged that a customer can easily determine which prizes are available from any particular punchboard or pull tab device located upon the premises.

(3) Upon a determination of a winner of a merchandise prize, the licensee shall immediately remove that prize from any display and present it to the winner.

Immediately upon determining the 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. 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 tabs series is completely played out.

(4) No licensee shall offer to pay cash in lieu of merchandise prizes which may be won.

(5) When any person shall win over ~~((five))~~ twenty dollars in cash or merchandise with a retail value of more than ~~((five))~~ twenty dollars from the operation of any punchboard or pull tab device, a record shall be made by the licensee of the win. The record shall contain:

- (a) The full name of the winner
- (b) The current address of the winner
- (c) The date of the win
- (d) A description of the prize won
- (e) If the prize is merchandise, its retail value
- (f) The commission identification stamp number of the punchboard or pull tab series from which the prize was won.

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 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 kept upon the records of the licensee.

Every licensee shall keep the record of all prizes awarded in excess of ~~((five))~~ twenty dollars, containing all of the information required in subsection (5) above, and all winning pull tabs or punchboard punches of five dollars or more for a period of ~~((one year))~~ six months and shall display the same to any member of the public, representative of the commission or law enforcement officials upon demand.

(6) For the 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.

(7) Spindle-type 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.

WSR 81-18-068
PROPOSED RULES
GAMBLING COMMISSION
[Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Gambling Commission intends to adopt, amend, or repeal rules concerning the adding of new sections WAC 230-02-418, 230-04-145, 230-04-147, 230-20-065 and amending WAC 230-04-200;

that such agency will at 10:00 a.m., Thursday, October 8, 1981, in the Town Plaza Motor Inn, North 7th Street and East Yakima Way, Yakima, Washington, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is: WAC 230-02-418 is promulgated pursuant to RCW 9.46.070(17); WAC 230-04-145 is promulgated pursuant to RCW 9.46.070(17); WAC 230-04-147 is promulgated pursuant to RCW 9.46.070(14); WAC 230-20-065 is promulgated pursuant to RCW 9.46.070(11) and (17); and WAC 230-04-200 is promulgated pursuant to RCW 9.46.070(5) and are intended to administratively implement those statutes.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 6, 1981, and/or orally at 10:00 a.m., Thursday, October 8, 1981, Town Plaza Motor Inn, North 7th Street and East Yakima Way, Yakima, Washington.

Dated: September 2, 1981
By: Keith Kisor
Director

STATEMENT OF PURPOSE

Title: New sections WAC 230-02-418 Bingo Game Manager Defined; 230-04-145 Licensing of Managers of Bingo Games; 230-04-147 Notification to the Commission upon Beginning, Terminating or Changing Responsibilities as Bingo Game Managers; 230-20-065 Licensed Bingo Manager on Premises; and amending WAC 230-04-200 License Fees.

Description of Purpose: New section WAC 230-02-418. The purpose of this rule is to define bingo game manager. New section WAC 230-04-145. The purpose of this new rule is to require all persons who are acting as a bingo game manager to be licensed by February 1, 1982 and to set forth a procedure for applying for a license. It also sets forth the premise that unlicensed persons may not perform duties for which a license is required. New section WAC 230-04-147. The purpose of this proposed new rule is to require a licensed bingo game operator to notify the commission in writing when a bingo game manager has begun work at that operation or has terminated employment or

responsibilities and sets forth the procedure for the notification. New section WAC 230-20-065. This rule requires as a precondition to operation that a bingo game be under the supervision of a licensed bingo manager who is on the premises at which the bingo game is licensed for operation during all hours of its operation. Amendment to WAC 230-04-200. The proposed amendment to this rule establishes the license fee for bingo managers.

Statutory Authority: The statutory authority for new WAC 230-02-418 is RCW 9.46.070(17). The statutory authority for new WAC 230-04-145 is RCW 9.46.070(17). The statutory authority for new WAC 230-04-147 is RCW 9.46.070(14). The statutory authority for new WAC 230-20-065 is RCW 9.46.070(11) and (17). The statutory authority for the amendment to WAC 230-04-200 is RCW 9.46.070(5).

Summary of Proposed Rules and Reasons Supporting Action: New section WAC 230-02-418. This proposed new rule defines the term "bingo game manager" as any person who is employed by a bingo game operator for compensation or otherwise to work in or in direct connection with the operation of a bingo game and is a person with highest level authority on the premises where the bingo game is conducted at any particular time to supervise and direct other people working on the bingo game. The definition goes on to state that an operator may have more than one person who constitutes a bingo game manager and must then designate one as principal manager and others as assistant bingo game managers. The proposed rule makes all bingo game managers responsible to be knowledgeable of the rules and regulations for the conduct of bingo and whoever is on the premises for any particular session is responsible for the accuracy of the daily record of activities and conduct of play for that session. In addition, the principal manager is held responsible for all assistant managers. This definition is necessary to implement the requirement of proposed rule, WAC 230-04-145 that requires a person be licensed as a bingo game manager. New section WAC 230-04-145. This section requires that a person obtain a license from the Gambling Commission or apply for that license before he acts as a manager of a bingo game conducted by a licensed bingo game operator on and after November 1, 1981. Mere application for license is not enough if the applicant has been previously denied a gambling license or held a gambling license which has been revoked. It further provides that no person shall permit or

employ any unlicensed person to perform the duties or functions of a bingo game manager. Finally, it provides that the president of the bingo licensee or the equivalent officer operating the bingo game in connection with which a license applicant for a bingo game manager license will work must sign the original application for such bingo manager's license acknowledging that the applicant would be working for that bingo licensee with the bingo licensee's knowledge and consent. The rule will not apply respecting bingo games conducted under a Class A, B, or C license. Bingo game managers have substantial influence and control over the operation of bingo games, and the policies underlying their operation. They are in a principal position of responsibility. Currently, persons are permitted to act as bingo managers with no requirement for licensure. Only the organization operating the bingo game manager may commit violations of the gambling act or cause violations of the commission's rules with little or no effective action respecting that manager available to the commission. In such a circumstance, unless the conduct is clearly criminal, the commission may take action only against the licensed operator while the bingo game manager may move on to another bingo game to potentially repeat such violations. The proposed rule requiring licensure would permit the commission to foreclose people who cause violations of the gambling statutes, chapter 9.46 RCW, or the commission's rules, from working as a bingo game manager. New section WAC 230-04-147. This rule requires licensed bingo game operators to notify the commission in writing when any bingo game manager employed by them begins work or terminates work for that licensee. The operator is required to include in the notification, the name, sex and birthdate of the employee, the date the employee began to work for the bingo game operator, and an acknowledgement that he or she has done so with the operator's knowledge and consent or if applicable, the date employment has terminated. The report must be made immediately and reach the commission within ten days. Operators of Class A, B, or C licensed bingo games are excepted from application of the rule. Experience has taught the commission that it needs a method of keeping track of its employee licensees as they move from employer to employer where such movement does not require licensure. Not only does this aid the commission in processing its routing work respecting the licensee, it provides a valuable aid to its enforcement division both in anticipating problems and in investigating them.

New section WAC 230-20-065. This proposed new rule requires that any bingo game except a Class A, B, or C or an authorized agricultural fair or other special event or operated under RCW 9.46.030(3) must have a bingo game manager on the premises at which the bingo game is licensed for operation during all hours of its operation as a precondition to its operation. The reason for this rule is to require the presence of bingo game managers on the premises to effectuate the licensing requirement of bingo game managers. This will hopefully lead to a situation in which bingo games are operated in a better manner for both the public and the operator by requiring someone knowledgeable with the rules and standards for the operation of bingo games to be on the premises at all times. Amendatory section WAC 230-04-200. This amendment simply establishes a license fee from the bingo manager's license required by rules discussed above. The proposed fee is \$100 for an original license with a proposed renewal fee of \$50. This amendment is necessary to establish a fee for the bingo game managers license.

In addition to the Gambling Commissioners themselves, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Keith Kisor, Director, and Elwin Hart, Deputy Director, Capital Plaza Bldg., 1025 East Union, Olympia, WA, 234-0865 Scan, 753-0865 Comm.

Proponents and Opponents: These proposed amendments to rules are proposed by the staff of the Washington State Gambling Commission.

Agency Comments: The agency believes the proposed rules are self-explanatory and need no further comment.

These rules were not made necessary as a result of federal law or federal or state court action.

NEW SECTION

WAC 230-02-418 BINGO GAME MANAGER DEFINED. A "bingo game manager" is any person who is employed by a bingo game operator for compensation or otherwise, to work in, or in direct connection with, the operation of a bingo game and is the person with the highest level of authority on the premises where the bingo game is conducted, at any particular time, to supervise and direct other people working on the bingo game.

A bingo game operator may employ more than one person whose functions constitute a bingo game manager under this definition. However, one individual shall be designated by the organization as the principal manager of the bingo games with all other persons designated as "assistant bingo game managers." All bingo game managers, principal and assistants, shall be knowledgeable of the rules and regulations for the conduct of bingo games. The bingo game manager or assistant manager on duty at the premise at any particular session or day shall be responsible for the accuracy of the daily record of activities and for the conduct of play pursuant to Title 230 WAC. The

principal manager of the bingo games shall be held responsible for the performance of all assistant managers.

As used in these rules the term bingo game manager includes all persons designated as principal managers and assistant bingo game managers.

NEW SECTION

WAC 230-04-145 LICENSING OF MANAGERS OF BINGO GAMES. No person shall act as a bingo game manager on or after February 1, 1982, unless he or she has either received a license to do so from the commission or, if the commission has not previously denied an application by that person for a license, or the commission has not previously revoked a license issued to that person, he or she has properly applied for such license. If there has been such a previous denial of an application and/or revocation of a license, that person shall not act as a bingo game manager unless he or she has been issued a license to do so by the commission. See WAC 230-02-418 for the definition of a "bingo game manager."

On or before the first day he or she actually performs work as a bingo game manager, a person shall submit an application for a license to the commission. Such application shall not be deemed complete and properly submitted for the purposes of this rule unless and until all questions on the commission's application form and attachments are fully and truthfully answered and the form, with all attachments, together with the required fee, has been delivered to the commission office during regular business hours (or actually deposited in the United States mail properly addressed to the commission): PROVIDED, That the requirements of this section shall not apply to persons managing in a bingo game operating under a Class A, Class B, or Class C license or at an authorized agricultural fair or other special event.

Except as provided in this section, an operator of a bingo game shall not allow any unlicensed person to perform duties for which a license is required in or in connection with a bingo game and shall take all measures necessary to prevent an unlicensed person from doing so.

The president of the bingo licensee (or equivalent officer) operating the bingo game in connection with which the applicant will work shall sign the original application for license of each bingo game manager acknowledging that the applicant will be working for that bingo licensee with the bingo licensee's knowledge and consent.

NEW SECTION

WAC 230-04-147 NOTIFICATION TO THE COMMISSION UPON BEGINNING, TERMINATING OR CHANGING RESPONSIBILITIES AS BINGO GAME MANAGERS. A licensed bingo game operator shall notify the commission in writing when a bingo game manager has begun work in the bingo game operation or has terminated employment and/or responsibilities for any reason.

The notification shall include the full name, sex, and birthdate of the bingo game manager, and among other things, the date the bingo game manager began to work for the bingo game operator, with an acknowledgment that he or she has done so with the operator's knowledge and consent, or the date employment and/or responsibilities terminated. The report shall be made immediately and must reach the commission's Olympia office not later than 5 p.m. on the tenth day following the person's first day of work or last day of work, as applicable. If the tenth day falls on a Saturday, Sunday, or state holiday, it shall be due upon the next following business day.

This rule shall not apply to persons operating a bingo game under a Class A, Class B, or Class C bingo license or at an authorized agricultural fair or other special event.

NEW SECTION

WAC 230-20-065 LICENSED BINGO MANAGER ON PREMISES. No bona-fide charitable or nonprofit organization, except when operating at an authorized agricultural fair, or other special event, or under RCW 9.46.030(3), as now enacted or hereafter amended, or under a Class A or Class B or Class C license, shall operate a bingo game unless it is under the supervision of a licensed bingo manager who is on the premises at which the bingo game is licensed for operation during all hours of its operation.

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

AMENDATORY SECTION (Amending Order 109, filed 6/15/81)

WAC 230-04-200 LICENSE FEES. The following fees shall be paid to the commission for licenses, and permits, issued by the commission. For the operation of:

(1) BINGO

(a) Class A - five hundred dollars or less annual net receipts - \$25.

(b) Class B - over five hundred dollars through five thousand dollars annual net receipts - \$75.

(c) Class C - over five thousand dollars through fifteen thousand dollars annual net receipts - \$300.

(d) Class D - over fifteen thousand dollars through twenty-five thousand dollars annual net receipts - \$500.

(e) Class E - over twenty-five thousand dollars through fifty thousand dollars annual net receipts - \$1000.

(f) Class F - over fifty thousand dollars through one hundred thousand dollars annual net receipts - \$2000.

(g) Class G - over one hundred thousand dollars through five hundred thousand dollars annual net receipts - \$4000.

(h) Class H - over five hundred thousand dollars through seven hundred thousand dollars annual net receipts - \$5500.

(i) Class I - over seven hundred thousand dollars through one million dollars annual net receipts - \$8000.

(j) Class J - over one million dollars annual net receipts - \$11,000.

(2) RAFFLES

(a) Class C - five hundred dollars or less annual net receipts - \$25.

(b) Class D - over five hundred dollars but not over five thousand dollars, annual net receipts - \$75.

(c) Class E - over five thousand dollars through fifteen thousand dollars annual net receipts - \$300.

(d) Class F - over fifteen thousand dollars annual net receipts - \$500.

(3) AMUSEMENT GAMES - by bona fide charitable or bona fide nonprofit organizations.

(a) Class A - five hundred dollars or less annual net receipts - \$25.

(b) Class B - over five hundred dollars through one thousand dollars annual net receipts - \$30.

(c) Class C - over one thousand dollars through five thousand dollars annual net receipts - \$50.

(d) Class D - over five thousand dollars through fifteen thousand dollars annual net receipts - \$200.

(e) Class E - over fifteen thousand dollars annual net receipts - \$350.

(4) FUND RAISING EVENT (license year) - by bona fide charitable or bona fide nonprofit organizations.

(a) Class A-1 - one event, one calendar day - \$200.

(b) Class A-1R - one event, one calendar day - recreational - \$5.

(c) Class A-2 - not more than two events, one calendar day each - \$400.

(d) Class B-1 - one event, not more than three calendar days - \$300.

(e) Class B-1R - one event, not more than three calendar days - recreational - \$10.

(5) SPECIAL LOCATION AMUSEMENT GAMES - other than bona fide charitable or bona fide nonprofit organizations.

(a) Class A - one event per year lasting no more than 12 consecutive days - \$500.

(b) Class B - twenty-five thousand dollars or less annual net receipts - \$500.

(c) Class C - over twenty-five thousand dollars through one hundred thousand dollars annual net receipts - \$1500.

(d) Class D - over one hundred thousand dollars through five hundred thousand dollars annual net receipts - \$3000.

(e) Class E - over five hundred thousand dollars annual net receipts - \$5000.

(6) CARD GAMES - bona fide charitable and nonprofit organizations.

(a) Class A - general (fee to play charged) - \$500.

(b) Class B - limited card games - to hearts, rummy, pitch, pinocle, coon-can and/or cribbage (fee to play charged) - \$100.

(c) Class C - tournament only (no more than ten consecutive days) per tournament - \$35.

(d) Class D - general (no fee is charged a player to play cards) - \$35.

(e) Class R - primarily for recreational purposes and meets the standards of WAC 230-04-199 - \$10.

(7) CARD GAMES - commercial stimulant - each licensee per premises.

~~((b))~~ (a) Class B - limited card games to hearts, rummy, pitch, pinocle, coon-can and/or cribbage (fee to play charged) - \$100.

~~((c))~~ (b) Class C - tournament only (no more than ten consecutive days) - per tournament - \$100.

~~((d))~~ (c) Class D - general (no fee is charged a player to play cards) - \$35.

~~((e))~~ (d) Class E - general.

(i) up to five tables - \$2000

(ii) up to four tables - \$1500

(iii) up to three tables - \$750

(iv) up to two tables - \$500

(v) one table only - \$250.

(8) BINGO GAME MANAGER - each license \$100, each renewal \$50.

(9) PUBLIC CARD ROOM EMPLOYEE - each licensee - \$100, each renewal - \$50.

~~((9))~~ (10) PERMITS - for operation by persons of authorized activity at agricultural fair or special property.

(a) Class A - one location and event only - \$10.

(b) Class B - annual permit for specified different events and locations - \$100.

~~((10))~~ (11) PUNCHBOARDS AND PULL TABS - each licensee, per premises - \$150.

~~((11))~~ (12) Manufacturer license - \$1250.

~~((12))~~ (13) Distributor license - \$1000.

~~((13))~~ (14) Distributor's representative license - \$150, renewal - \$75.

~~((14))~~ (15) Manufacturer's representative license - \$150, renewal - \$75.

The term annual net receipts as used above means net receipts from the activity licensed only, during the licensed year.

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

WSR 81-18-069

**NOTICE OF PUBLIC MEETINGS
PLANNING AND
COMMUNITY AFFAIRS AGENCY
[Memorandum, Director—September 2, 1981]**

Division for Community Services Advisory Council

The next meeting of the Division for Community Services (formerly Economic Opportunity Division) Advisory Council will be held on Monday, September 28, 1981, from 9:00 a.m. until 4:00 p.m. The meeting will take place at the Washington State Legislative Office, 18000 Pacific Highway South, Suite 500, located in the Sea-Tac Office Building.

For additional information, contact Carol Alexander, Division for Community Services, Planning and Community Affairs Agency, Ninth and Columbia Building, MS GH-51, Olympia, Washington 98504, telephone number (206) 753-4454.

**Public Hearing on Community Services Block Grant
State Plan**

A public hearing will be held on September 18, 1981, at 9:00 a.m. in Phoenix Room-C of the Sea-Tac Hyatt House, on the proposed state plan for distribution of Community Services Block Grant funds.

For information on receiving a copy of the proposed plan, contact James M. Sims, Division for Community Services, Planning and Community Affairs Agency, Ninth and Columbia Building, MS GH-51, Olympia,

Washington 98504, telephone number (206) 754-1233 or toll free 1-800-562-5677.

WSR 81-18-070
NOTICE OF PUBLIC MEETINGS
CONSERVATION COMMISSION
 [Memorandum, Exec. Sec.—August 24, 1981]

Notice is hereby given that the regular Conservation Commission meeting scheduled for "the third Thursday" (WAC 135-04-020) of September, 1981 will be re-scheduled to:

Meeting Date: September 24, 1981
 Meeting Place: Spokane, Washington
 Meeting Time: Beginning at 8:30 a.m.

Please contact Shirley Casebier, Conservation Commission, Olympia, Washington 98504, Phone: 753-3894 for further information.

Dates and places for other forthcoming meetings are yet to be determined.

WSR 81-18-071
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
 [Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Agriculture intends to adopt, amend, or repeal rules relating to historical depositor, chapter 16-224 WAC;

that such agency will at 10:00 a.m., Wednesday, October 7, 1981, in the Ridpath Hotel, Arcade Room, West 515 Sprague Avenue, Spokane, WA 99210, conduct a hearing relative thereto.

The formal adoption, amendment, or repeal of such rules will take place at 1:00 p.m., Friday, October 9, 1981, in the Director's office, Olympia, Washington.

The authority under which these rules are proposed is RCW 22.09.010(15).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 7, 1981, and/or orally at 10:00 a.m., Wednesday, October 7, 1981, Ridpath Hotel, Arcade Room, West 515 Sprague Avenue, Spokane, WA 99210.

Dated: September 2, 1981
 By: Art G. Losey
 Assistant Director

STATEMENT OF PURPOSE

WAC 16-224-040 Historical Depositor.

To permanently adopt a rule implementing RCW 22.09.010(15), regarding historical depositor.

To allocate warehouse space on the basis of historical deposits.

Statutory Authority: Chapter 22.09 RCW.

To offer protection to the depositor of agricultural commodities and the warehousemen.

The legislature amended the Warehouse Act defining a historical depositor for agricultural commodities.

Drafting, Implementation and Enforcement: Elmer Gibbons, Chief Warehouse Auditing Branch, Department of Agriculture, N. 617 Fancher Rd., Bldg. 103D, Spokane, WA 99211.

Pacific Northwest Grain and Feed Association; private industry Washington State Council of Farm Cooperatives; private industry.

An emergency order was filed on July 28, 1981, WSR 81-16-029. This proposal would permanently adopt that rule.

No.

NEW SECTION

WAC 16-224-040 HISTORICAL DEPOSITOR. Prior to allocating warehouse space on the basis of historical deposits, each warehousman shall, for the purposes of the definition of "historical depositor" as set forth in RCW 22.09.010(15), file with the department of agriculture a policy statement setting forth the criteria that identifies a person who in the normal course of business operations has consistently made deposits, in the same warehouse, of commodities produced on the same land. Any subsequent changes in this policy shall be filed with the department.

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

WSR 81-18-072
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal concerning Whatcom County, amending WAC 173-19-450;

that such agency will at 7:00 p.m., Wednesday, October 7, 1981, in the Shuksan Middle School Cafetorium, 2713 Alderwood Avenue, Bellingham, WA, conduct a hearing relative thereto;

and that such agency will also conduct a hearing relative thereto at 7:00 p.m., Thursday, October 8, 1981, in the Shuksan Middle School Cafetorium, 2713 Alderwood Avenue, Bellingham, WA.

Those who wish to present oral testimony at the October 7 and 8 public hearings must pre-register by October 1. Pre-registration will be by either telephone (206) 753-3092, or letter to: Department of Ecology, Attn: Hearing Officer, Mailstop PV-11, Olympia, Washington 98504. Pre-registrants will be given priority consideration and will be notified of the time and date of their presentation. Those not registered will be permitted to testify on a time available basis;

and such agency will also conduct a hearing relative thereto for the sole purpose of hearing the department

staff recommendation at 10:00 a.m., Monday, October 19, 1981, in the Conference Room, Department of Ecology, Air and Land Offices, 4224 6th Avenue S.E., Lacey, WA.

The formal adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Tuesday, November 24, 1981, in the Conference Room, Department of Ecology, Air and Land Offices, 4224 6th Avenue S.E., Lacey, WA.

The authority under which these rules are proposed is RCW 90.58.120 and 90.58.200.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 16, 1981, and/or orally at the hearings shown above.

Dated: September 2, 1981

By: John F. Spencer
Deputy Director

STATEMENT OF PURPOSE

Title: Amending WAC 173-19-450, Whatcom County.

Description of Purpose: Adoption of revised shoreline master program into state master program, chapter 173-19 WAC.

Statutory Authority: RCW 90.58.120 and 90.58.200.

Summary of Rule: The amendments adopt revisions to the shoreline master program for Whatcom County, including modification of the policy and regulations of the shoreline program relating to dredging, landfill, piers and docks, ports and industries, and shore defense works, and modification of the criteria for conditional use permits, and changes in the Shoreline Area Map designation for a portion of the county from a "Conservancy" designation to "Urban" designation.

Reasons Supporting Proposed Action: Shoreline master programs and revisions thereto are developed by local government and submitted to the Department of Ecology for approval. The programs do not become effective until adopted by the department in accordance with the Administrative Procedure Act.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: D. Rodney Mack, Department of Ecology, Mailstop PV-11, Olympia, WA 98504, (206) 753-6874.

Person or Organization Proposing Rule, and Whether Public, Private or Governmental: Department of Ecology, state government, and local government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None. Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: No.

AMENDATORY SECTION (Amending Order DE 79-34, filed 1/30/80)

WAC 173-19-450 WHATCOM COUNTY. Whatcom County master program approved August 27, 1976. Revision approved April 11, 1977. Revision approved August 11, 1978. Revision approved November 24, 1981.

WSR 81-18-073

NOTICE OF PUBLIC MEETINGS DEPARTMENT OF ECOLOGY (Ecological Commission)

[Memorandum—September 2, 1981]

RCW 43.21A.170 requires that designate state agency heads and that public be given notice of meetings of the Washington State Ecological Commission, and the public be given full opportunity to examine and be heard on all proposed orders, regulations or recommendations.

This notice is to inform you that the third quarterly meeting of the Washington State Ecological Commission will be held on October 8, 1981 beginning at 9:30 a.m. in the Commissioner's Conference Room, Port of Bellingham, 625 Cornwall Avenue, Bellingham, Washington.

The Washington State Ecological Commission will also be participating in public hearings which will be held by the Department of Ecology on October 7 and 8 at the Shuksan Middle School Cafetorium, 2713 Alderwood Avenue, Bellingham, beginning at 7:00 p.m. The purpose of Ecology hearings is to hear public testimony on amendments to the Whatcom County Shoreline Master Program. These proposed amendments were submitted by Whatcom County to the Department of Ecology on August 26, 1981.

The Washington State Ecological Commission is participating in these hearings because, in accordance with the Washington Administrative Code, any proposal by the Department of Ecology Director to adopt amendments such as these requires the director to seek the advice and guidance from the members of the Washington State Ecological Commission.

For further information, please contact Susan Pratt, Ecological Commission, c/o Department of Ecology, MS PV-11, Olympia, Washington 98504 (telephone 206-753-2240).

WSR 81-18-074

EMERGENCY RULES DEPARTMENT OF FISHERIES

[Order 81-112—Filed September 2, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action

would be contrary to public interest. A statement of the facts constituting such emergency is coho management needs now prevail.

Such rules shall therefore adopted as emergency rules to take effect upon filing with the code reviser.

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED September 2, 1981.

By Rolland A. Schmitten
Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-003F0D CLOSED AREA. (81-61)

WSR 81-18-075

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-113—Filed September 2, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order provides protection for upriver fall chinook salmon while allowing a fishery on hatchery salmon in the lower Columbia and tributaries.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED September 2, 1981.

By Rolland A. Schmitten
Director

NEW SECTION

WAC 220-57-16000M COLUMBIA RIVER AND TRIBUTARIES (1) Effective immediately until further notice the personal use salmon bag limit in that portion of the Columbia River upstream from the Hood River Bridge shall be BAG LIMIT C.

(2) Effective immediately until further notice the personal use salmon bag limit in that portion of the Columbia River downstream from the Hood River Bridge to a line projected true north and south through Buoy 10 shall be six salmon not less than 10 inches in length, not more than three of which may exceed 24 inches in length. The possession limit at any one time shall not exceed the equivalent of two daily bag limits of fresh salmon. Additional salmon may be possessed in a frozen or processed form.

(3) Notwithstanding the provisions of Chapter 220-57 WAC, effective immediately until further notice, the personal use salmon bag limit described in subsection (2) of this section shall apply in the open portions of the following tributaries to the Columbia River:

- (a) Grays River – downstream of 7,000 line bridge
- (b) Elokomin River
- (c) Cowlitz River
- (d) Toutle River
- (e) Lewis River – mainstem, North Fork and East Fork
- (f) Washougal River
- (g) Kalama River
- (h) Klickitat River – downstream from Fisher Hill Bridge.
- (i) White Salmon River
- (j) (Little) White Salmon River

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-57-16000L Columbia River (81-87)

WSR 81-18-076

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-114—Filed September 2, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is Areas 4B, 5, 6, 6A, 6C, 7 and 7A are restricted to protect Fraser River and some Puget Sound adult chinook salmon. Area 6D and the Dungeness River are closed to protect Dungeness River pink salmon and chinook salmon already present.

Strait tributaries are closed to protect chinook salmon in those tributaries. Nooksack River is restricted because no harvestable surplus of Nooksack River pink salmon remains. Area 7C and Samish River are closed to protect escapement of Samish Hatchery fall chinook salmon. Area 8 and the Skagit River restrictions permit harvest of pink salmon. Areas 6B, 9, 10 and 11 are closed to protect Nisqually River pink salmon and South Sound chinook salmon. Areas 13 and 13B are restricted to protect pink and Deschutes chinook salmon. Nisqually River restrictions protect Nisqually River pink salmon. Area 10A and the Duwamish/Green River are closed to protect Duwamish/Green chinook salmon. Area 10B restrictions protect Lake Washington sockeye. Areas 10C, 10D and the Cedar River are closed to protect Lake Washington sockeye and fall chinook. Portions of Area 12C and Area 12D are closed to protect Hoodspout, Dewatto and lower Hood Canal fall chinook. The Elwha River is closed to protect pink salmon.

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

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

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED September 2, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-28-109 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. *Effective September 2, 1981, until further notice, it is unlawful for treaty Indian fishermen to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

Area 4B – Troll-caught chinook under 24 inches in length and troll-caught coho under 16 inches in length must be released. Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 5 – Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6 – Gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6A – Gill nets restricted to 5-7/8-inch maximum mesh, and all other net gear must release chinook salmon over 28 inches when open.

Area 6B – Closed to all commercial net fishing.

Area 6C – Drift gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 6D – Closed to all commercial fishing.

Areas 7 and 7A – Gill nets restricted to 5-7/8-inch maximum mesh when open.

Area 7C – Closed to all commercial fishing.

Area 8 – Gill nets restricted to 6-inch maximum mesh size, and all other gear must release chinook salmon, when open.

Area 9 – Closed to all commercial fishing.

Area 10 – Closed to all commercial fishing.

Area 10A – Closed to all commercial fishing.

Area 10B – Gill nets restricted to 6-1/2-inch minimum mesh when open.

Areas 10C and 10D – Closed to all commercial fishing.

Area 11 – Closed to all commercial fishing.

Area 11A – Gill nets restricted to 6-inch maximum mesh size, and all other net gear must release chinook salmon over 28 inches in length, when open.

Areas 12C – Closed to all commercial fishing within 1,000 feet of western shore between Hoodspout Marina Dock and Warfield Trailer Park, and within 1/4 mile of a line connecting the outermost points of Dewatto Bay including Dewatto Bay.

Area 12D – Closed to all commercial fishing.

Area 13 – Closed to all commercial fishing except in that portion in Hale Passage between the Fox Island Bridge and a line projected from the old ferry dock southeast of Ketner's Point 24 degrees true to the mainland.

** Area 13B – Closed to gill net gear. All other gear must immediately release pink salmon and female chinook salmon over 28 inches in length when open.*

Puyallup River – Gill nets restricted to 6-inch maximum mesh size when open.

Nisqually River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Cedar River – Closed to all commercial fishing.

Duwamish/Green River – Closed to all commercial fishing.

Dungeness River – Closed to all commercial fishing.

Elwha River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Nooksack River – Gill nets restricted to 7-1/2-inch minimum mesh size when open.

Samish River – Closed to all commercial fishing.

Skagit River – Gill nets restricted to 6-inch maximum mesh size, and all other gear must release chinook salmon below the Old Faber Ferry Landing when open. Closed to all commercial fishing until further notice above the Old Faber Ferry Landing including all tributaries. Clallam River, Deep Creek, Hoko River, Lyre River, Pysht River, Sail River, Salt Creek, Sekiu River, East

Twin River, West Twin River – Closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-108 Puget Sound Commercial Fishery Restrictions (81-106)

WSR 81-18-077 EMERGENCY RULES JAIL COMMISSION

[Order 16—Filed September 2, 1981]

Be it resolved by the Washington State Jail Commission, acting at Bellingham, Washington, that it does promulgate and adopt the annexed rules relating to the amendment to rules regarding contractor affirmative action plan.

We, the Washington State Jail Commission, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is to prevent potential lapse in the current rule as amended by a previous emergency filing, such lapse being created by an unavoidable meeting date conflict.

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

This rule is promulgated under the general rule-making authority of the Washington State Jail Commission as authorized in RCW 70.48.060(3).

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 13, 1981.

By George Edensword-Breck
Director

AMENDATORY SECTION (Amending Order 9, filed 1/12/81)

WAC 289-13-170 CONTRACTOR AFFIRMATIVE ACTION PLAN. (1) Each person or firm submitting a bid for jail work shall include with such bid an affirmative action plan which shall ((include:)) fully meet the requirements of affirmative action guidelines which have been formally adopted by the governing unit in question: PROVIDED, That in all cases where the governing unit calling for bids has not established affirmative action plan guidelines, each person or firm submitting a bid shall include with such bid an affirmative action plan which shall include:

(a) Identification of women and minority group firms available to participate in the jail project and the women and minority group workforce available for employment by the contractor and subcontractors.

(b) The minimum participation by such firms and individuals which can reasonably be achieved in the particular project, which shall be:

(i) in the case of all construction subcontracts, a total dollar amount awarded to minority-owned firms which represents the same proportion of the total construction budget as minority group members represent in the governing unit's population as determined from the 1980 census, and/or the most accurate available information, and, in the case of female-owned firms, no less than fifteen percent of the total subcontracts expressed in dollars; and

(ii) in the case of prime contractor employees, no less minority group employees as a proportion of total employees than minority group members represent in the governing unit's population as determined from the 1980 census and/or the most accurate available information, and, in the case of women, no less than fifteen percent of the total workforce.

(c) A detailed plan for meeting these goals within the construction timetable set forth in the bid.

(2) Approval of such affirmative action plan by a subcommittee of the commission established for such purpose shall be a prerequisite to the director's authority to authorize awarding of a bid to such contractor under WAC 289-13-180(:(:)) in all cases in which the plan submitted with the bid differs in any substantial degree from the governing unit's requirements or the plan requirements outlined above, whichever are applicable.

(3) For purposes of this section, "minority group members" means: Ethnic persons residing in the United States, including American Indians, Asian Pacific Americans, Black Americans, Mexican Americans and Native Americans, but does not include nonethnic women. The term "women" includes both ethnic and nonethnic women.

WSR 81-18-078

ADOPTED RULES

JAIL COMMISSION

[Order 17—Filed September 2, 1981]

Be it resolved by the Washington State Jail Commission, acting at Bellingham, Washington, that it does promulgate and adopt the annexed rules relating to the amendment to rules regarding contractor affirmative action plan.

This action is taken pursuant to Notice No. WSR 81-14-075 filed with the code reviser on July 1, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Jail Commission as authorized in RCW 70.48.060(3).

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure

Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 13, 1981.

By George Edensword-Breck
Director

AMENDATORY SECTION (Amending Order 9, filed 1/12/81)

WAC 289-13-170 CONTRACTOR AFFIRMATIVE ACTION PLAN. (1) Each person or firm submitting a bid for jail work shall include with such bid an affirmative action plan which shall ~~((include:))~~ fully meet the requirements of affirmative action guidelines which have been formally adopted by the governing unit in question: PROVIDED, That in all cases where the governing unit calling for bids has not established affirmative action plan guidelines, each person or firm submitting a bid shall include with such bid an affirmative action plan which shall include:

(a) Identification of women and minority group firms available to participate in the jail project and the women and minority group workforce available for employment by the contractor and subcontractors.

(b) The minimum participation by such firms and individuals which can reasonably be achieved in the particular project, which shall be:

(i) in the case of all construction subcontracts, a total dollar amount awarded to minority-owned firms which represents the same proportion of the total construction budget as minority group members represent in the governing unit's population as determined from the 1980 census, and/or the most accurate available information, and, in the case of female-owned firms, no less than fifteen percent of the total subcontracts expressed in dollars; and

(ii) in the case of prime contractor employees, no less minority group employees as a proportion of total employees than minority group members represent in the governing unit's population as determined from the 1980 census and/or the most accurate available information, and, in the case of women, no less than fifteen percent of the total workforce.

(c) A detailed plan for meeting these goals within the construction timetable set forth in the bid.

(2) Approval of such affirmative action plan by a subcommittee of the commission established for such purpose shall be a prerequisite to the director's authority to authorize awarding of a bid to such contractor under WAC 289-13-180(-:) in all cases in which the plan submitted with the bid differs in any substantial degree from the governing unit's requirements or the plan requirements outlined above, whichever are applicable.

(3) For purposes of this section, "minority group members" means: Ethnic persons residing in the United States, including American Indians, Asian Pacific Americans, Black Americans, Mexican Americans and Native Americans, but does not include nonethnic women. The term "women" includes both ethnic and nonethnic women.

WSR 81-18-079

ADOPTED RULES

JAIL COMMISSION

[Order 18—Filed September 2, 1981]

Be it resolved by the Washington State Jail Commission, acting at Bellingham, Washington, that it does promulgate and adopt the annexed rules relating to the repeal of WAC 289-30-060 which defines "full and partial closure" of a jail for purposes of mandatory custodial care standards enforcement.

This action is taken pursuant to Notice No. WSR 81-14-077 filed with the code reviser on July 1, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Jail Commission as authorized in RCW 70.48.050.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 13, 1981.

By George Edensword-Breck
Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 289-30-060 ORDER OF CLOSURE OR PARTIAL CLOSURE.

WSR 81-18-080

PROPOSED RULES

JAIL COMMISSION

[Filed September 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Jail Commission intends to adopt, amend, or repeal rules concerning mandatory custodial care standards, specifically those provisions relating to food service operations in holding facilities, WAC 289-20-170(3), time period within which personal care items must be provided prisoners in holding facilities, WAC 289-20-180(3), limitations upon involuntary medical treatment within detention and correctional facilities, WAC 289-20-260(1)(b), and food service operations in detention and correctional facilities, WAC 289-20-270(3);

that such agency will at 1:30 p.m., Thursday, October 15, 1981, in the Davenport Hotel, Spokane, Washington, conduct a hearing relative thereto.

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

The authority under which these rules are proposed is chapter 70.48 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this

agency prior to October 9, 1981, and/or orally at 1:30 p.m., Thursday, October 15, 1981, Davenport Hotel, Spokane, Washington.

Dated: September 2, 1981
By: George Edensword-Breck
Director

STATEMENT OF PURPOSE

Proposed amendments to Health, Sanitation, and Nutrition Provisions of Mandatory Custodial Care Standards.

Each of the original standards, as identified below as well as the instant proposed amendments, are adopted or proposed to be adopted under the specific statutory authority of the commission to adopt mandatory custodial care standards under RCW 70.48.050.

The specific amendments being proposed include the following: WAC 289-20-170(3), the proposed amendment would repeal from the holding facilities standards relating to food any reference to state or local health department rules and regulations. This amendment to the holding facilities standard on food is undertaken in response to Legislative Budget Committee criticism of such standards as being redundant; WAC 289-20-180(3), the proposed amendment would increase to 12 hours from 6 hours the time period following admission within which prisoners held in holding facilities would be provided toothpaste, toothbrush and comb, under this portion of a mandatory custodial care standard which relates to clothing, bedding and personal items. This amendment is proposed in response to a specific suggestion contained in a Legislative Budget Committee report reviewing the Jail Commission's rules; WAC 289-20-260(1)(b), the proposed amendment deletes from the mandatory custodial care standards relating to involuntary medical treatment of prisoners held within detention and correctional facilities specific language suggesting that such treatment may be given to a prisoner suffering from a serious mental disorder when necessary for "the safety of the facility." The change is proposed as a result of substantial input and discussion before the Standards Committee of the Commission and upon the advice of legal counsel that the present language probably exceeds applicable legal restrictions upon such treatment; and WAC 289-20-270(3), the proposed amendment would repeal from the detention and correctional facilities standards relating to food any reference to state or local health department rules and regulations. This amendment to the detention and correctional facilities standard on food is undertaken in response to Legislative Budget Committee

criticism of such standards as being redundant.

Under the supervision of the State Jail Commission, its Director, George Edensword-Breck, is responsible for the drafting, implementation and enforcement of chapter 289-13 WAC; his office and telephone number are: Jail Commission, 110 East 5th, Room 223, Mailstop GB-12, Olympia, WA 98504, (206) 753-5790.

The proposed revisions to the mandatory custodial care standards were recommended to the full State Jail Commission by its Standards Committee following substantial input and public discussions.

At this time, the commission has no comment or recommendations regarding chapter 289-13 WAC.

These revisions have no federal law or court action requirements.

AMENDATORY SECTION (Amending Order 13, filed 3/24/81)

WAC 289-20-170 FOOD. (HOLDING FACILITIES.) (1) Meal service.

At least three meals a day shall be served at regular intervals. The morning meal shall be served within fourteen hours of the previous day's evening meal. (30 day, 72 hour) (Not applicable - 6 hour)

(2) Nutritional and caloric intake.

(a) Jail meals shall be nutritious, and provide for appropriate caloric intake.

(b) Jail menus shall be reviewed by the local county health department, the county extension service, or other qualified nutrition consultant to insure that diets approximate the dietary allowances specified. (30 day) (Not applicable - 72 hour, 6 hour)

(c) Medically ordered diets shall be strictly observed.

~~((3) Food service operations:~~

~~(a) If there is a food service operation within the holding facility, it shall conform to the sanitation rules and regulations set forth in chapter 248-84 WAC.~~

~~(b) All prisoners and other persons working in the food service shall be free from infectious disease.~~

~~(c) In all jails, a paid staff member responsible for kitchen supervision and food preparation shall obtain a food and beverage workers permit (chapters 248-86 and 248-87 WAC). Under supervision of this staff member, prisoners may assist in the kitchen and need not acquire a food and beverage workers permit.~~

~~(d) Local health departments may have more stringent requirements which, if ordered by them, shall be followed.)~~

AMENDATORY SECTION (Amending Order 13, filed 3/24/81)

WAC 289-20-180 CLOTHING, BEDDING AND PERSONAL ITEMS. (HOLDING FACILITIES.) (1) Clothing.

(a) Provisions shall be made for separate insect proof clothing storage to prevent migration of lice from infested clothing. (30 day, 72 hour) (Not applicable - 6 hour)

(b) Each jail shall insure that prisoners' outer garments are laundered and made available to them at least once a week, and that prisoners' undergarments and socks are laundered and made available to them at least twice a week. (30 day) (Not applicable - 72 hour, 6 hour)

(2) Bedding.

Prisoners shall be issued clean bedding within a reasonable time. Bedding shall include, but not be limited to:

(a) A mattress which shall have a washable surface which shall be sanitized at least semi-annually or more often if needed;

(b) A mattress cover or sheet which shall be washed weekly or more often as needed, and always before reissue.

(c) A blanket which shall be washed at frequent intervals to maintain a clean condition, and always before reissue.

(3) Personal care items.

(a) Personal care items issued to each prisoner held in excess of six hours shall include, but not be limited to, soap and towel. Female prisoners shall be supplied with necessary feminine hygiene items. (30 day, 72 hour) (Not applicable - 6 hour)

(b) Toothpaste, toothbrush and comb shall be provided for all prisoners held in excess of ~~((six))~~ twelve hours. Such items shall be available for purchase or shall be issued as needed: PROVIDED, That indigent prisoners shall have access to these minimum items without cost. (30 day, 72 hour) (Not applicable - 6 hour)

(c) Each prisoner should be permitted to have a reasonable number of additional personal items, the possession of which does not substantially impede jail management or security. (30 day, 72 hour) WAC 289-20-180(3)(c) ADVISORY (Not applicable - 6 hour).

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

AMENDATORY SECTION (Amending Order 10, filed 3/18/81)

WAC 289-20-260 SPECIAL MEDICAL ISSUES. (DETENTION AND CORRECTIONAL FACILITIES.) (1) Informed consent.

(a) All examinations, treatments and procedures affected by informed consent standards in the community shall likewise be observed for prisoner care.

(b) No prisoner shall be given medical treatment against his or her will except as necessary to prevent the spread of communicable disease, to relieve imminent danger to the life of the prisoner, or, in the case of serious mental disorders, to prevent imminent danger to the life of his or her person ~~((;))~~ or to the lives of others ~~((; or to the safety of the facility))~~. All procedures required by chapter 71.05 RCW shall be followed in any case of involuntary commitment or involuntary treatment of mentally ill persons within jails.

(c) In the case of minors, the informed consent of parent, guardian or legal custodian applies where required by law.

(d) In all cases, the responsible physician shall give a clear statement to the prisoner patient of his diagnosis and treatment.

(2) Special medical.

(a) Jail staff shall report any symptoms of prisoner mental illness or retardation to medical personnel for appropriate evaluation and treatment.

(b) A special program shall exist for prisoners requiring close medical supervision. A written individual treatment plan for each of these patients shall be developed by a physician which include directions to medical and nonmedical personnel regarding their roles in the care and supervision of these patients.

(c) Programs for the prevention of suicide, to include early identification of risk, appropriate diagnosis and referral, and close observation as required by WAC 289-18-200(2)(c) and (d), should be developed by medical staff. ADVISORY

(d) Appropriate medically supervised treatment in accordance with written procedures established under WAC 289-20-205(1)(1) shall be given in the jail to prisoners determined to be mentally ill or under the influence of alcohol, opiates, barbiturates and similar drugs when such care is not provided in a community health facility.

(e) Reasonable physical restraint when necessary for medical reasons shall be medically directed, except that in an emergency reasonable physical restraint may be used to control a grossly disturbed or violent prisoner, but the review and direction of the health care staff or local mental health professionals shall be promptly obtained.

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

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

AMENDATORY SECTION (Amending Order 10, filed 3/18/81)

WAC 289-20-270 FOOD. (DETENTION AND CORRECTIONAL FACILITIES.) (1) General food requirements.

(a) At least three meals a day shall be served at regular intervals. The morning meal shall be served within fourteen hours of the previous day's evening meal.

(b) Jails may arrange for prepared meal service or serve frozen packaged meals, provided these meals conform to the other requirements of this section.

(c) Meals shall be served in a reasonable manner, hot food served hot, cold food served cold.

(2) Nutritional and caloric intake.

(a) Jail menus shall be reviewed by the local county health department, the county extension service, or other qualified nutrition consultant to insure that diets approximate the dietary allowances specified.

(b) Diets ordered by medical staff shall be strictly observed.

~~((3))~~ Food service operations:

~~(a) Food service operations in jails shall conform to the sanitation rules and regulations set forth in chapter 248-84 WAC.~~

~~(b) All prisoners and other persons working in the food service shall be free from infectious disease.~~

~~(c) In all jails, a paid staff member responsible for kitchen supervision and food preparation shall obtain a food and beverage workers permit (chapters 248-87 WAC). Under supervision of this staff member, prisoners may assist in the kitchen and need not acquire a food and beverage workers permit.~~

~~(d) Local health departments may have more stringent requirements which, if ordered by them, shall be followed.)~~

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

WSR 81-18-081

NOTICE OF PUBLIC MEETINGS STATE BOARD OF EDUCATION [Memorandum—September 2, 1981]

Following is the schedule of State Board of Education meeting dates and locations for the 1982 calendar year as adopted by the board at its May 21-22, 1981 meeting. All meetings convene at 9:00 a.m. on the dates designated.

January 14-15, 1982, Tumwater, State Modular Office Bldg., 7510 Armstrong Street S.W.; March 11-12, 1982, Tumwater, State Modular Office Bldg., 7510 Armstrong Street S.W.; May 13-14, 1982, Tumwater, State Modular Office Bldg., 7510 Armstrong Street S.W.; July 22-23, 1982, Tumwater, State Modular Office Bldg., 7510 Armstrong Street S.W.; September 30 - October 1, 1982, Tumwater, State Modular Office Bldg., 7510 Armstrong Street S.W.; and December 2-3, 1982, Seattle - SeaTac Area, Hyatt House, 17001 Pacific Highway South.

All meetings are held on Thursdays and Fridays. The December meeting coincides with the annual meeting of the Washington State School Directors' Association.

This schedule is subject to change on the basis of extent and urgency of State Board business.

Table of WAC Sections Affected

KEY TO TABLE

Symbols:

- AMD = Amendment of existing section
- NEW = New section not previously codified
- REP = Repeal of existing section
- AM/DE = Amendment and Decodification of existing section
- RECOD = Recodification of previously codified section
- REMOV = Removal of rule pursuant to RCW 34.04.050(5)
- RES = Restoration of section to previous form
- REVIEW = Review of previously adopted rule

Suffixes:

- P = Proposed action
- E = Emergency action
- W = Withdrawal of proposed action
- No suffix means permanent action

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits show the sequence of the document within the issue.

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114-12-020	REP	81-05-004	118-03-330	NEW-E	81-09-051	132B-12-057	REP-P	81-04-005
114-12-021	NEW	81-05-004	118-03-330	NEW-P	81-11-067	132B-12-057	REP	81-10-008
114-12-030	REP	81-05-004	118-03-330	NEW	81-15-012	132B-12-060	REP-P	81-04-005
114-12-031	NEW	81-05-004	118-03-330	NEW-E	81-15-013	132B-12-060	REP	81-10-008
114-12-040	REP	81-05-004	118-10-010	NEW-P	81-10-040	132B-12-063	REP-P	81-04-005
114-12-041	NEW	81-05-004	118-10-010	NEW-P	81-13-007	132B-12-063	REP	81-10-008
118-03-010	NEW-E	81-09-051	118-10-010	NEW	81-15-015	132B-12-066	REP-P	81-04-005
118-03-010	NEW-P	81-11-067	118-10-020	NEW-P	81-10-040	132B-12-066	REP	81-10-008
118-03-010	NEW	81-15-012	118-10-020	NEW-P	81-13-007	132B-12-069	REP-P	81-04-005
118-03-010	NEW-E	81-15-013	118-10-020	NEW	81-15-015	132B-12-069	REP	81-10-008
118-03-030	NEW-E	81-09-051	118-10-030	NEW-P	81-10-040	132B-12-072	REP-P	81-04-005
118-03-030	NEW-P	81-11-067	118-10-030	NEW-P	81-13-007	132B-12-072	REP	81-10-008
118-03-030	NEW	81-15-012	118-10-030	NEW	81-15-015	132B-12-075	REP-P	81-04-005
118-03-030	NEW-E	81-15-013	131-28-025	AMD-E	81-14-022	132B-12-075	REP	81-10-008
118-03-050	NEW-E	81-09-051	131-28-025	AMD-P	81-16-071	132B-12-078	REP-P	81-04-005
118-03-050	NEW-P	81-11-067	131-28-026	AMD-E	81-14-022	132B-12-078	REP	81-10-008
118-03-050	NEW	81-15-012	131-28-026	AMD-P	81-16-071	132B-12-081	REP-P	81-04-005
118-03-050	NEW-E	81-15-013	131-32-010	NEW-P	81-11-062	132B-12-081	REP	81-10-008
118-03-070	NEW-E	81-09-051	131-32-010	NEW-E	81-12-006	132B-12-084	REP-P	81-04-005
118-03-070	NEW-P	81-11-067	131-32-010	NEW	81-14-023	132B-12-084	REP	81-10-008
118-03-070	NEW	81-15-012	131-32-020	NEW-P	81-11-062	132B-12-087	REP-P	81-04-005
118-03-070	NEW-E	81-15-013	131-32-020	NEW-E	81-12-006	132B-12-087	REP	81-10-008
118-03-090	NEW-E	81-09-051	131-32-020	NEW	81-14-023	132B-12-090	REP-P	81-04-005
118-03-090	AMD-E	81-09-065	131-36-010	NEW-E	81-14-024	132B-12-090	REP	81-10-008
118-03-090	AMD-P	81-11-067	131-36-010	NEW-P	81-16-021	132B-12-093	REP-P	81-04-005
118-03-090	NEW	81-15-012	131-36-050	NEW-P	81-16-021	132B-12-093	REP	81-10-008
118-03-090	NEW-E	81-15-013	131-36-100	NEW-E	81-14-024	132B-12-096	REP-P	81-04-005
118-03-110	NEW-E	81-09-051	131-36-100	NEW-P	81-16-021	132B-12-096	REP	81-10-008
118-03-110	NEW-P	81-11-067	131-36-150	NEW-E	81-14-024	132B-12-099	REP-P	81-04-005
118-03-110	NEW	81-15-012	131-36-150	NEW-P	81-16-021	132B-12-099	REP	81-10-008
118-03-110	NEW-E	81-15-013	131-36-200	NEW-E	81-14-024	132B-12-102	REP-P	81-04-005
118-03-130	NEW-E	81-09-051	131-36-200	NEW-P	81-16-021	132B-12-102	REP	81-10-008
118-03-130	NEW-P	81-11-067	131-36-250	NEW-E	81-14-024	132B-12-105	REP-P	81-04-005
118-03-130	NEW	81-15-012	131-36-250	NEW-P	81-16-021	132B-12-105	REP	81-10-008
118-03-130	NEW-E	81-15-013	131-36-300	NEW-E	81-14-024	132B-12-108	REP-P	81-04-005
118-03-150	NEW-E	81-09-051	131-36-300	NEW-P	81-16-021	132B-12-108	REP	81-10-008
118-03-150	AMD-E	81-09-065	132A-104-005	REP-P	81-06-031	132B-12-111	REP-P	81-04-005
118-03-150	AMD-P	81-11-067	132A-104-005	REP	81-10-039	132B-12-111	REP	81-10-008
118-03-150	NEW	81-15-012	132B-12-003	REP-P	81-04-005	132B-12-114	REP-P	81-04-005
118-03-150	NEW-E	81-15-013	132B-12-003	REP	81-10-008	132B-12-114	REP	81-10-008
118-03-170	NEW-E	81-09-051	132B-12-006	REP-P	81-04-005	132B-12-117	REP-P	81-04-005
118-03-170	AMD-E	81-09-065	132B-12-006	REP	81-10-008	132B-12-117	REP	81-10-008
118-03-170	AMD-P	81-11-067	132B-12-009	REP-P	81-04-005	132B-12-120	REP-P	81-04-005
118-03-170	NEW	81-15-012	132B-12-009	REP	81-10-008	132B-12-120	REP	81-10-008
118-03-170	NEW-E	81-15-013	132B-12-012	REP-P	81-04-005	132B-12-123	REP-P	81-04-005
118-03-190	NEW-E	81-09-051	132B-12-012	REP	81-10-008	132B-12-123	REP	81-10-008
118-03-190	NEW-P	81-11-067	132B-12-015	REP-P	81-04-005	132B-12-126	REP-P	81-04-005
118-03-190	NEW	81-15-012	132B-12-015	REP	81-10-008	132B-12-126	REP	81-10-008
118-03-190	NEW-E	81-15-013	132B-12-018	REP-P	81-04-005	132B-12-129	REP-P	81-04-005
118-03-210	NEW-E	81-09-051	132B-12-018	REP	81-10-008	132B-12-129	REP	81-10-008
118-03-210	NEW-P	81-11-067	132B-12-021	REP-P	81-04-005	132B-12-132	REP-P	81-04-005
118-03-210	NEW	81-15-012	132B-12-021	REP	81-10-008	132B-12-132	REP	81-10-008
118-03-210	NEW-E	81-15-013	132B-12-024	REP-P	81-04-005	132B-12-135	REP-P	81-04-005
118-03-230	NEW-E	81-09-051	132B-12-024	REP	81-10-008	132B-12-135	REP	81-10-008
118-03-230	AMD-E	81-09-065	132B-12-027	REP-P	81-04-005	132B-12-138	REP-P	81-04-005
118-03-230	AMD-P	81-11-067	132B-12-027	REP	81-10-008	132B-12-138	REP	81-10-008
118-03-230	NEW	81-15-012	132B-12-030	REP-P	81-04-005	132B-12-141	REP-P	81-04-005
118-03-230	NEW-E	81-15-013	132B-12-030	REP	81-10-008	132B-12-141	REP	81-10-008
118-03-250	NEW-E	81-09-051	132B-12-033	REP-P	81-04-005	132B-12-144	REP-P	81-04-005
118-03-250	NEW-P	81-11-067	132B-12-033	REP	81-10-008	132B-12-144	REP	81-10-008
118-03-250	NEW	81-15-012	132B-12-036	REP-P	81-04-005	132B-12-147	REP-P	81-04-005
118-03-250	NEW-E	81-15-013	132B-12-036	REP	81-10-008	132B-12-147	REP	81-10-008
118-03-270	NEW-E	81-09-051	132B-12-039	REP-P	81-04-005	132B-12-150	REP-P	81-04-005
118-03-270	NEW-P	81-11-067	132B-12-039	REP	81-10-008	132B-12-150	REP	81-10-008
118-03-270	NEW	81-15-012	132B-12-042	REP-P	81-04-005	132B-12-153	REP-P	81-04-005
118-03-270	NEW-E	81-15-013	132B-12-042	REP	81-10-008	132B-12-153	REP	81-10-008
118-03-290	NEW-E	81-09-051	132B-12-045	REP-P	81-04-005	132B-12-156	REP-P	81-04-005
118-03-290	NEW-P	81-11-067	132B-12-045	REP	81-10-008	132B-12-156	REP	81-10-008
118-03-290	NEW	81-15-012	132B-12-048	REP-P	81-04-005	132B-12-159	REP-P	81-04-005
118-03-290	NEW-E	81-15-013	132B-12-048	REP	81-10-008	132B-12-159	REP	81-10-008
118-03-310	NEW-E	81-09-051	132B-12-051	REP-P	81-04-005	132B-12-162	REP-P	81-04-005
118-03-310	NEW-P	81-11-067	132B-12-051	REP	81-10-008	132B-12-162	REP	81-10-008
118-03-310	NEW	81-15-012	132B-12-054	REP-P	81-04-005	132B-12-165	REP-P	81-04-005

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132B-12-165	REP	81-10-008	132B-12-276	REP	81-10-008	132F-08-120	AMD	81-14-072
132B-12-168	REP-P	81-04-005	132B-12-279	REP-P	81-04-005	132F-08-140	AMD-P	81-07-007
132B-12-168	REP	81-10-008	132B-12-279	REP	81-10-008	132F-08-140	AMD-P	81-10-063
132B-12-171	REP-P	81-04-005	132B-12-282	REP-P	81-04-005	132F-08-140	AMD-P	81-11-058
132B-12-171	REP	81-10-008	132B-12-282	REP	81-10-008	132F-08-140	AMD	81-14-072
132B-12-174	REP-P	81-04-005	132B-12-285	REP-P	81-04-005	132F-104-030	AMD-P	81-07-008
132B-12-174	REP	81-10-008	132B-12-285	REP	81-10-008	132F-104-030	AMD-P	81-10-062
132B-12-177	REP-P	81-04-005	132B-12-288	REP-P	81-04-005	132F-104-030	AMD-P	81-11-056
132B-12-177	REP	81-10-008	132B-12-288	REP	81-10-008	132F-104-030	AMD	81-14-073
132B-12-180	REP-P	81-04-005	132B-12-291	REP-P	81-04-005	132F-104-810	AMD-P	81-07-008
132B-12-180	REP	81-10-008	132B-12-291	REP	81-10-008	132F-104-810	AMD-P	81-10-062
132B-12-183	REP-P	81-04-005	132B-12-294	REP-P	81-04-005	132F-104-810	AMD-P	81-11-056
132B-12-183	REP	81-10-008	132B-12-294	REP	81-10-008	132F-104-810	AMD	81-14-073
132B-12-186	REP-P	81-04-005	132B-12-297	REP-P	81-04-005	132F-104-811	AMD-P	81-07-008
132B-12-186	REP	81-10-008	132B-12-297	REP	81-10-008	132F-104-811	AMD-P	81-10-062
132B-12-189	REP-P	81-04-005	132B-12-300	REP-P	81-04-005	132F-104-811	AMD-P	81-11-056
132B-12-189	REP	81-10-008	132B-12-300	REP	81-10-008	132F-104-811	AMD	81-14-073
132B-12-192	REP-P	81-04-005	132B-12-303	REP-P	81-04-005	132F-104-812	AMD-P	81-07-008
132B-12-192	REP	81-10-008	132B-12-303	REP	81-10-008	132F-104-812	AMD-P	81-10-062
132B-12-195	REP-P	81-04-005	132B-12-306	REP-P	81-04-005	132F-104-812	AMD-P	81-11-056
132B-12-195	REP	81-10-008	132B-12-306	REP	81-10-008	132F-104-812	AMD	81-14-073
132B-12-198	REP-P	81-04-005	132B-12-309	REP-P	81-04-005	132F-104-813	AMD-P	81-07-008
132B-12-198	REP	81-10-008	132B-12-309	REP	81-10-008	132F-104-813	AMD-P	81-10-062
132B-12-201	REP-P	81-04-005	132B-12-312	REP-P	81-04-005	132F-104-813	AMD-P	81-11-056
132B-12-201	REP	81-10-008	132B-12-312	REP	81-10-008	132F-104-813	AMD	81-14-073
132B-12-204	REP-P	81-04-005	132B-12-315	REP-P	81-04-005	132F-104-814	AMD-P	81-07-008
132B-12-204	REP	81-10-008	132B-12-315	REP	81-10-008	132F-104-814	AMD-P	81-10-062
132B-12-207	REP-P	81-04-005	132B-12-318	REP-P	81-04-005	132F-104-814	AMD-P	81-11-056
132B-12-207	REP	81-10-008	132B-12-318	REP	81-10-008	132F-104-814	AMD	81-14-073
132B-12-210	REP-P	81-04-005	132B-12-321	REP-P	81-04-005	132F-104-815	AMD-P	81-07-008
132B-12-210	REP	81-10-008	132B-12-321	REP	81-10-008	132F-104-815	AMD-P	81-10-062
132B-12-213	REP-P	81-04-005	132B-12-324	REP-P	81-04-005	132F-104-815	AMD-P	81-11-056
132B-12-213	REP	81-10-008	132B-12-324	REP	81-10-008	132F-104-815	AMD	81-14-073
132B-12-216	REP-P	81-04-005	132B-12-327	REP-P	81-04-005	132F-104-818	AMD-P	81-07-008
132B-12-216	REP	81-10-008	132B-12-327	REP	81-10-008	132F-104-818	AMD-P	81-10-062
132B-12-219	REP-P	81-04-005	132B-12-330	REP-P	81-04-005	132F-104-818	AMD-P	81-11-056
132B-12-219	REP	81-10-008	132B-12-330	REP	81-10-008	132F-104-818	AMD	81-14-073
132B-12-222	REP-P	81-04-005	132B-12-333	REP-P	81-04-005	132F-104-819	AMD-P	81-07-008
132B-12-222	REP	81-10-008	132B-12-333	REP	81-10-008	132F-104-819	AMD-P	81-10-062
132B-12-225	REP-P	81-04-005	132B-12-336	REP-P	81-04-005	132F-104-819	AMD-P	81-11-056
132B-12-225	REP	81-10-008	132B-12-336	REP	81-10-008	132F-104-819	AMD	81-14-073
132B-12-228	REP-P	81-04-005	132B-12-339	REP-P	81-04-005	132F-136-020	AMD-P	81-07-023
132B-12-228	REP	81-10-008	132B-12-339	REP	81-10-008	132F-136-020	AMD-P	81-10-064
132B-12-231	REP-P	81-04-005	132B-12-342	REP-P	81-04-005	132F-136-020	AMD	81-12-008
132B-12-231	REP	81-10-008	132B-12-342	REP	81-10-008	132F-136-040	AMD-P	81-07-023
132B-12-234	REP-P	81-04-005	132B-12-345	REP-P	81-04-005	132F-136-040	AMD-P	81-10-064
132B-12-234	REP	81-10-008	132B-12-345	REP	81-10-008	132F-136-040	AMD	81-12-008
132B-12-237	REP-P	81-04-005	132B-12-348	REP-P	81-04-005	132F-136-050	AMD-P	81-07-023
132B-12-237	REP	81-10-008	132B-12-348	REP	81-10-008	132F-136-050	AMD-P	81-10-064
132B-12-240	REP-P	81-04-005	132B-12-351	REP-P	81-04-005	132F-136-050	AMD	81-12-008
132B-12-240	REP	81-10-008	132B-12-351	REP	81-10-008	132H-105-010	AMD-P	81-15-058
132B-12-243	REP-P	81-04-005	132B-12-354	REP-P	81-04-005	132H-120-060	AMD-P	81-08-065
132B-12-243	REP	81-10-008	132B-12-354	REP	81-10-008	132H-120-060	AMD-P	81-11-012
132B-12-246	REP-P	81-04-005	132B-12-357	REP-P	81-04-005	132H-120-060	AMD-P	81-13-008
132B-12-246	REP	81-10-008	132B-12-357	REP	81-10-008	132H-120-200	AMD-P	81-03-077
132B-12-249	REP-P	81-04-005	132B-12-360	REP-P	81-04-005	132H-120-200	AMD	81-07-034
132B-12-249	REP	81-10-008	132B-12-360	REP	81-10-008	132H-160-020	REP-P	81-08-066
132B-12-252	REP-P	81-04-005	132B-12-363	REP-P	81-04-005	132H-160-020	REP	81-11-013
132B-12-252	REP	81-10-008	132B-12-363	REP	81-10-008	132H-160-030	REP-P	81-08-066
132B-12-255	REP-P	81-04-005	132B-128-020	AMD-P	81-04-005	132H-160-030	REP	81-11-013
132B-12-255	REP	81-10-008	132B-128-020	AMD	81-10-008	132H-160-040	AMD-P	81-08-066
132B-12-258	REP-P	81-04-005	132B-276-040	AMD-P	81-04-005	132H-160-040	AMD	81-11-013
132B-12-258	REP	81-10-008	132B-276-040	AMD	81-10-008	132H-160-040	AMD-E	81-13-004
132B-12-261	REP-P	81-04-005	132F-08-001	AMD-P	81-07-007	132H-160-040	AMD-P	81-14-002
132B-12-261	REP	81-10-008	132F-08-001	AMD-P	81-10-063	132H-160-040	AMD	81-18-005
132B-12-264	REP-P	81-04-005	132F-08-001	AMD-P	81-11-058	132H-160-050	AMD-P	81-08-066
132B-12-264	REP	81-10-008	132F-08-001	AMD	81-14-072	132H-160-050	AMD	81-11-013
132B-12-267	REP-P	81-04-005	132F-08-080	AMD-P	81-07-007	132H-160-050	AMD-E	81-13-004
132B-12-267	REP	81-10-008	132F-08-080	AMD-P	81-10-063	132H-160-050	AMD-P	81-14-002
132B-12-270	REP-P	81-04-005	132F-08-080	AMD-P	81-11-058	132H-160-050	AMD	81-18-005
132B-12-270	REP	81-10-008	132F-08-080	AMD	81-14-072	132H-160-110	REP-P	81-08-066
132B-12-273	REP-P	81-04-005	132F-08-120	AMD-P	81-07-007	132H-160-110	REP	81-11-013
132B-12-273	REP	81-10-008	132F-08-120	AMD-P	81-10-063	132H-160-130	REP-P	81-08-066
132B-12-276	REP-P	81-04-005	132F-08-120	AMD-P	81-11-058	132H-160-130	REP	81-11-013

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132H-160-160	REP-P	81-08-066	132M-113-035	NEW-P	81-10-054	132M-150-054	REP-W	81-04-026
132H-160-160	REP	81-11-013	132M-113-040	NEW-W	81-04-026	132M-150-054	REP-P	81-10-054
132H-160-250	AMD-P	81-08-066	132M-113-040	NEW-P	81-10-054	132M-150-057	REP-W	81-04-026
132H-160-250	AMD	81-11-013	132M-113-045	NEW-W	81-04-026	132M-150-057	REP-P	81-10-054
132H-160-260	AMD-P	81-08-066	132M-113-045	NEW-P	81-10-054	132M-150-060	REP-W	81-04-026
132H-160-260	AMD	81-11-013	132M-113-050	NEW-W	81-04-026	132M-150-060	REP-P	81-10-054
132H-160-310	AMD-P	81-08-066	132M-115-010	NEW-W	81-04-026	132M-150-063	REP-W	81-04-026
132H-160-310	AMD	81-11-013	132M-115-010	NEW-P	81-10-054	132M-150-063	REP-P	81-10-054
132H-160-430	AMD-P	81-08-066	132M-115-020	NEW-W	81-04-026	132M-160-015	NEW-W	81-04-026
132H-160-430	AMD	81-11-013	132M-115-020	NEW-P	81-10-054	132M-160-020	REP-W	81-04-026
132H-160-480	REP-P	81-08-066	132M-115-030	NEW-W	81-04-026	132M-160-020	REP-P	81-10-054
132H-160-480	REP	81-11-013	132M-115-030	NEW-P	81-10-054	132M-160-030	REP-W	81-04-026
132I-104-060	AMD-P	81-16-075	132M-115-040	NEW-W	81-04-026	132M-160-030	REP-P	81-10-054
132J-116-040	AMD-P	81-09-062	132M-115-040	NEW-P	81-10-054	132M-160-040	NEW-W	81-04-026
132J-116-040	AMD	81-14-011	132M-116-010	AMD-W	81-04-026	132M-168-010	REP-W	81-04-026
132J-116-050	AMD-P	81-09-062	132M-116-010	AMD-P	81-10-054	132M-168-010	REP-P	81-10-054
132J-116-050	AMD	81-14-011	132M-120-060	AMD-W	81-04-026	132M-168-020	REP-W	81-04-026
132J-116-060	AMD	81-09-062	132M-120-060	REP-P	81-10-054	132M-168-020	REP-P	81-10-054
132J-116-060	AMD-P	81-14-011	132M-120-070	AMD-W	81-04-026	132M-168-030	REP-W	81-04-026
132J-116-220	AMD	81-09-062	132M-120-070	AMD-P	81-10-054	132M-168-030	REP-P	81-10-054
132J-116-220	AMD	81-14-011	132M-120-075	NEW-W	81-04-026	132M-168-040	REP-W	81-04-026
132K-20-070	AMD-P	81-03-023	132M-120-090	AMD-W	81-04-026	132M-168-040	REP-P	81-10-054
132K-20-070	AMD	81-07-025	132M-120-090	REP-P	81-10-054	132M-168-050	REP-W	81-04-026
132K-28-010	REP-P	81-06-029	132M-136-010	REP-W	81-04-026	132M-168-050	REP-P	81-10-054
132K-28-010	REP	81-09-028	132M-136-010	REP-P	81-10-054	132P-33-010	NEW-P	81-12-031
132K-112-200	REP-P	81-03-022	132M-136-020	AMD-W	81-04-026	132P-33-020	NEW-P	81-12-031
132K-112-200	REP-P	81-07-024	132M-136-020	AMD-P	81-10-054	132P-33-030	NEW-P	81-12-031
132K-112-200	REP	81-10-022	132M-136-020	AMD-W	81-04-026	132P-33-040	NEW-P	81-12-031
132L-26	AMD-P	81-11-024	132M-136-030	REP-W	81-04-026	132P-33-050	NEW-P	81-12-031
132L-26-010	AMD-P	81-08-041	132M-136-040	REP-P	81-10-054	132P-33-060	NEW-P	81-12-031
132L-26-010	AMD-E	81-13-020	132M-136-040	REP-P	81-10-054	132P-33-070	NEW-P	81-12-031
132L-26-010	AMD	81-13-021	132M-136-050	AMD-W	81-04-026	132P-33-080	NEW-P	81-12-031
132L-26-030	AMD	81-03-036	132M-136-060	AMD-P	81-10-054	132P-33-090	NEW-P	81-12-031
132L-26-035	AMD	81-03-036	132M-136-070	AMD-W	81-04-026	132P-33-100	NEW-P	81-12-031
132L-26-040	AMD-P	81-08-041	132M-136-070	REP-P	81-10-054	132P-33-110	NEW-P	81-12-031
132L-26-040	AMD-E	81-13-020	132M-136-070	REP-P	81-10-054	132P-33-120	NEW-P	81-12-031
132L-26-040	AMD	81-13-021	132M-136-075	NEW-W	81-04-026	132P-33-130	NEW-P	81-12-031
132L-26-050	AMD	81-03-036	132M-136-090	AMD-W	81-04-026	132P-33-140	NEW-P	81-12-031
132L-26-050	AMD-E	81-13-020	132M-136-090	REP-P	81-10-054	132P-33-150	NEW-P	81-12-031
132L-26-050	AMD	81-13-021	132M-140-020	REP-W	81-04-026	132P-33-160	NEW-P	81-12-031
132L-26-060	AMD-P	81-08-041	132M-140-020	REP-P	81-10-054	132P-33-170	NEW-P	81-12-031
132L-26-060	AMD-E	81-13-020	132M-150-003	REP-W	81-04-026	132P-33-180	NEW-P	81-12-031
132L-26-060	AMD	81-13-021	132M-150-006	REP-W	81-04-026	132P-33-190	NEW-P	81-12-031
132L-26-075	AMD-P	81-08-041	132M-150-006	REP-P	81-10-054	132P-33-200	NEW-P	81-12-031
132L-26-075	AMD-E	81-13-020	132M-150-009	REP-W	81-04-026	132P-33-210	NEW-P	81-12-031
132L-26-075	AMD	81-13-021	132M-150-009	REP-P	81-10-054	132P-33-220	NEW-P	81-12-031
132L-26-080	AMD-E	81-13-020	132M-150-012	REP-W	81-04-026	132P-33-230	NEW-P	81-12-031
132L-26-080	AMD	81-13-021	132M-150-012	REP-P	81-10-054	132P-33-240	NEW-P	81-12-031
132L-112-200	AMD	81-03-037	132M-150-015	REP-W	81-04-026	132P-33-250	NEW-P	81-12-031
132L-112-210	AMD	81-03-037	132M-150-015	REP-P	81-10-054	132P-33-260	NEW-P	81-12-031
132L-112-280	AMD	81-03-037	132M-150-018	REP-W	81-04-026	132P-33-270	NEW-P	81-12-031
132L-128-030	AMD-P	81-09-029	132M-150-018	REP-P	81-10-054	132P-33-280	NEW-P	81-12-031
132L-128-030	AMD	81-13-019	132M-150-021	REP-W	81-04-026	132P-33-290	NEW-P	81-12-031
132L-128-060	AMD-P	81-09-029	132M-150-021	REP-P	81-10-054	132P-33-300	NEW-P	81-12-031
132L-128-060	AMD	81-13-019	132M-150-024	REP-W	81-04-026	132P-33-310	NEW-P	81-12-031
132L-128-070	AMD-P	81-09-029	132M-150-024	REP-P	81-10-054	132P-33-320	NEW-P	81-12-031
132L-128-070	AMD	81-13-019	132M-150-027	REP-W	81-04-026	132P-33-330	NEW-P	81-12-031
132M-104-010	AMD-W	81-04-026	132M-150-027	REP-P	81-10-054	132P-33-340	NEW-P	81-12-031
132M-104-010	AMD-P	81-10-054	132M-150-030	REP-W	81-04-026	132P-33-350	NEW-P	81-12-031
132M-112-010	NEW-W	81-04-026	132M-150-030	REP-P	81-10-054	132Q-04-086	NEW-P	81-13-039
132M-112-010	NEW-P	81-10-054	132M-150-033	REP-W	81-04-026	132Q-04-086	NEW-P	81-18-034
132M-112-011	NEW-W	81-04-026	132M-150-033	REP-P	81-10-054	132Q-04-200	AMD-P	81-13-039
132M-112-011	NEW-P	81-10-054	132M-150-036	REP-W	81-04-026	132Q-04-200	AMD-P	81-18-034
132M-113-010	NEW-W	81-04-026	132M-150-036	REP-P	81-10-054	132S-12-055	NEW-P	81-09-001
132M-113-010	NEW-P	81-10-054	132M-150-039	REP-W	81-04-026	132S-12-055	NEW	81-13-023
132M-113-015	NEW-W	81-04-026	132M-150-039	REP-P	81-10-054	132V-22-010	AMD-E	81-03-047
132M-113-015	NEW-P	81-10-054	132M-150-042	REP-W	81-04-026	132V-22-010	AMD-P	81-03-061
132M-113-020	NEW-W	81-04-026	132M-150-042	REP-P	81-10-054	132V-22-020	AMD	81-08-002
132M-113-020	NEW-P	81-10-054	132M-150-045	REP-W	81-04-026	132V-22-020	AMD-E	81-03-047
132M-113-025	NEW-W	81-04-026	132M-150-045	REP-P	81-10-054	132V-22-020	AMD-P	81-03-061
132M-113-025	NEW-P	81-10-054	132M-150-048	REP-W	81-04-026	132V-22-030	AMD	81-08-002
132M-113-030	NEW-W	81-04-026	132M-150-048	REP-P	81-10-054	132V-22-030	AMD-E	81-03-047
132M-113-030	NEW-P	81-10-054	132M-150-051	REP-W	81-04-026	132V-22-030	AMD-P	81-03-061
132M-113-035	NEW-W	81-04-026	132M-150-051	REP-P	81-10-054	132V-22-030	AMD	81-08-002

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132V-22-040	AMD-E	81-03-047	132Y-100-040	NEW	81-17-042	137-12-070	NEW-E	81-14-081
132V-22-040	AMD-P	81-03-061	132Y-100-044	NEW-P	81-14-044	137-12-080	NEW-P	81-14-080
132V-22-040	AMD	81-08-002	132Y-100-044	NEW	81-17-042	137-12-080	NEW-E	81-14-081
132V-22-050	AMD-E	81-03-047	132Y-100-048	NEW-P	81-14-044	137-12-090	NEW-P	81-14-080
132V-22-050	AMD-P	81-03-061	132Y-100-048	NEW	81-17-042	137-12-090	NEW-E	81-14-081
132V-22-050	AMD	81-08-002	132Y-100-052	NEW-P	81-14-044	137-20-010	NEW-P	81-15-092
132V-22-060	AMD-E	81-03-047	132Y-100-052	NEW	81-17-042	137-20-020	NEW-P	81-15-092
132V-22-060	AMD-P	81-03-061	132Y-100-056	NEW-P	81-14-044	137-20-030	NEW-P	81-15-092
132V-22-060	AMD	81-08-002	132Y-100-056	NEW	81-17-042	137-20-040	NEW-P	81-15-092
132V-22-100	AMD-E	81-03-047	132Y-100-060	NEW-P	81-14-044	137-24-010	NEW-P	81-15-092
132V-22-100	AMD-P	81-03-061	132Y-100-060	NEW	81-17-042	137-24-020	NEW-P	81-15-092
132V-22-100	AMD	81-08-002	132Y-100-064	NEW-P	81-14-044	137-24-030	NEW-P	81-15-092
132V-22-200	AMD-E	81-03-047	132Y-100-064	NEW	81-17-042	137-24-040	NEW-P	81-15-092
132V-22-200	AMD-P	81-03-061	132Y-100-068	NEW-P	81-14-044	137-24-050	NEW-P	81-15-092
132V-22-200	AMD	81-08-002	132Y-100-068	NEW	81-17-042	137-24-060	NEW-P	81-15-092
132W-116-010	AMD-E	81-17-043	132Y-100-072	NEW-P	81-14-044	137-24-070	NEW-P	81-15-092
132W-116-020	AMD-E	81-17-043	132Y-100-072	NEW	81-17-042	137-24-080	NEW-P	81-15-092
132W-116-050	AMD-E	81-17-043	132Y-100-076	NEW-P	81-14-044	137-24-090	NEW-P	81-15-092
132W-116-065	NEW-E	81-17-043	132Y-100-076	NEW	81-17-042	137-24-100	NEW-P	81-15-092
132W-149-010	AMD-P	81-13-036	132Y-100-080	NEW-P	81-14-044	137-24-110	NEW-P	81-15-092
132W-149-010	AMD	81-17-044	132Y-100-080	NEW	81-17-042	137-24-120	NEW-P	81-15-092
132W-149-020	REP-P	81-13-036	132Y-100-084	NEW-P	81-14-044	137-24-130	NEW-P	81-15-092
132W-149-020	REP	81-17-044	132Y-100-084	NEW	81-17-042	137-24-140	NEW-P	81-15-092
132W-149-022	REP-P	81-13-036	132Y-100-088	NEW-P	81-14-044	137-24-150	NEW-P	81-15-092
132W-149-022	REP	81-17-044	132Y-100-088	NEW	81-17-042	137-24-160	NEW-P	81-15-092
132W-149-024	REP-P	81-13-036	132Y-100-092	NEW-P	81-14-044	137-28-010	NEW-P	81-15-092
132W-149-024	REP	81-17-044	132Y-100-092	NEW	81-17-042	137-28-020	NEW-P	81-15-092
132W-149-026	REP-P	81-13-036	132Y-100-096	NEW-P	81-14-044	137-28-030	NEW-P	81-15-092
132W-149-026	REP	81-17-044	132Y-100-096	NEW	81-17-042	137-28-040	NEW-P	81-15-092
132W-149-030	REP-P	81-13-036	132Y-100-100	NEW-P	81-14-044	137-28-050	NEW-P	81-15-092
132W-149-030	REP	81-17-044	132Y-100-100	NEW	81-17-042	137-28-060	NEW-P	81-15-092
132W-149-040	REP-P	81-13-036	132Y-100-104	NEW-P	81-14-044	137-28-070	NEW-P	81-15-092
132W-149-040	REP	81-17-044	132Y-100-104	NEW	81-17-042	137-28-080	NEW-P	81-15-092
132W-149-050	REP-P	81-13-036	132Y-100-108	NEW-P	81-14-044	137-28-090	NEW-P	81-15-092
132W-149-050	REP	81-17-044	132Y-100-108	NEW	81-17-042	137-28-100	NEW-P	81-15-092
132W-149-070	REP-P	81-13-036	132Y-100-112	NEW-P	81-14-044	137-28-110	NEW-P	81-15-092
132W-149-070	REP	81-17-044	132Y-100-112	NEW	81-17-042	137-28-120	NEW-P	81-15-092
132W-149-080	REP-P	81-13-036	132Y-100-116	NEW-P	81-14-044	137-28-130	NEW-P	81-15-092
132W-149-080	REP	81-17-044	132Y-100-116	NEW	81-17-042	137-28-140	NEW-P	81-15-092
132W-149-090	REP-P	81-13-036	132Y-100-120	NEW-P	81-14-044	137-28-150	NEW-P	81-15-092
132W-149-090	REP	81-17-044	132Y-100-120	NEW	81-17-042	137-28-160	NEW-P	81-15-092
132W-149-100	REP-P	81-13-036	137-04-010	NEW-P	81-15-092	137-28-170	NEW-P	81-15-092
132W-149-100	REP	81-17-044	137-04-020	NEW-P	81-15-092	137-28-180	NEW-P	81-15-092
132W-149-110	REP-P	81-13-036	137-08-010	NEW-P	81-15-092	137-28-190	NEW-P	81-15-092
132W-149-110	REP	81-17-044	137-08-020	NEW-P	81-15-092	137-28-200	NEW-P	81-15-092
132W-149-120	REP-P	81-13-036	137-08-030	NEW-P	81-15-092	137-28-210	NEW-P	81-15-092
132W-149-120	REP	81-17-044	137-08-040	NEW-P	81-15-092	137-28-220	NEW-P	81-15-092
132W-149-130	REP-P	81-13-036	137-08-050	NEW-P	81-15-092	137-28-230	NEW-P	81-15-092
132W-149-130	REP	81-17-044	137-08-060	NEW-P	81-15-092	137-28-240	NEW-P	81-15-092
132Y-20	AMD-P	81-17-011	137-08-070	NEW-P	81-15-092	137-28-250	NEW-P	81-15-092
132Y-20-010	NEW-P	81-14-043	137-08-080	NEW-P	81-15-092	137-28-260	NEW-P	81-15-092
132Y-20-010	NEW	81-17-041	137-08-090	NEW-P	81-15-092	137-28-270	NEW-P	81-15-092
132Y-100	AMD-P	81-17-012	137-08-100	NEW-P	81-15-092	137-28-280	NEW-P	81-15-092
132Y-100-001	NEW-P	81-14-044	137-08-110	NEW-P	81-15-092	137-32-010	NEW-P	81-15-092
132Y-100-001	NEW	81-17-042	137-08-120	NEW-P	81-15-092	137-32-020	NEW-P	81-15-092
132Y-100-004	NEW-P	81-14-044	137-08-130	NEW-P	81-15-092	137-32-030	NEW-P	81-15-092
132Y-100-004	NEW	81-17-042	137-08-140	NEW-P	81-15-092	137-32-040	NEW-P	81-15-092
132Y-100-008	NEW-P	81-14-044	137-08-150	NEW-P	81-15-092	137-32-050	NEW-P	81-15-092
132Y-100-008	NEW	81-17-042	137-08-160	NEW-P	81-15-092	137-32-060	NEW-P	81-15-092
132Y-100-012	NEW-P	81-14-044	137-08-170	NEW-P	81-15-092	137-32-070	NEW-P	81-15-092
132Y-100-012	NEW	81-17-042	137-08-180	NEW-P	81-15-092	137-32-080	NEW-P	81-15-092
132Y-100-016	NEW-P	81-14-044	137-12-010	NEW-P	81-14-080	137-32-090	NEW-P	81-15-092
132Y-100-016	NEW	81-17-042	137-12-010	NEW-E	81-14-081	137-32-100	NEW-P	81-15-092
132Y-100-020	NEW-P	81-14-044	137-12-020	NEW-P	81-14-080	138-36-010	NEW-P	81-15-092
132Y-100-020	NEW	81-17-042	137-12-020	NEW-E	81-14-081	138-36-020	NEW-P	81-15-092
132Y-100-024	NEW-P	81-14-044	137-12-030	NEW-P	81-14-080	138-36-030	NEW-P	81-15-092
132Y-100-024	NEW	81-17-042	137-12-030	NEW-E	81-14-081	138-36-040	NEW-P	81-15-092
132Y-100-028	NEW-P	81-14-044	137-12-040	NEW-P	81-14-080	137-40-010	NEW-P	81-15-092
132Y-100-028	NEW	81-17-042	137-12-040	NEW-E	81-14-081	137-40-020	NEW-P	81-15-092
132Y-100-032	NEW-P	81-14-044	137-12-050	NEW-P	81-14-080	137-40-030	NEW-P	81-15-092
132Y-100-032	NEW	81-17-042	137-12-050	NEW-E	81-14-081	137-40-040	NEW-P	81-15-092
132Y-100-036	NEW-P	81-14-044	137-12-060	NEW-P	81-14-080	137-40-050	NEW-P	81-15-092
132Y-100-036	NEW	81-17-042	137-12-060	NEW-E	81-14-081	137-40-060	NEW-P	81-15-092
132Y-100-040	NEW-P	81-14-044	137-12-070	NEW-P	81-14-080	137-40-070	NEW-P	81-15-092

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
137-44-010	NEW-P	81-15-092	137-56-260	NEW-P	81-15-092	172-120-100	AMD	81-06-023
137-44-020	NEW-P	81-15-092	137-56-270	NEW-P	81-15-092	172-120-110	AMD	81-06-023
137-44-030	NEW-P	81-15-092	137-60-010	NEW-P	81-15-092	172-120-120	AMD	81-06-023
137-44-040	NEW-P	81-15-092	137-60-020	NEW-P	81-15-092	172-120-130	AMD	81-06-023
137-44-050	NEW-P	81-15-092	137-60-030	NEW-P	81-15-092	172-120-140	AMD	81-06-023
137-44-060	NEW-P	81-15-092	137-60-040	NEW-P	81-15-092	173-06-065	NEW-P	81-06-048
137-44-070	NEW-P	81-15-092	137-60-050	NEW-P	81-15-092	173-06-065	NEW-E	81-06-049
137-44-080	NEW-P	81-15-092	137-60-060	NEW-P	81-15-092	173-06-065	NEW	81-09-056
137-44-090	NEW-P	81-15-092	137-64-010	NEW-P	81-15-092	173-14-140	AMD	81-04-027
137-44-100	NEW-P	81-15-092	137-64-030	NEW-P	81-15-092	173-14-150	AMD	81-04-027
137-44-110	NEW-P	81-15-092	137-68-010	NEW-P	81-15-092	173-14-155	NEW	81-04-027
137-44-120	NEW-P	81-15-092	137-68-020	NEW-P	81-15-092	173-14-180	AMD	81-04-027
137-44-130	NEW-P	81-15-092	137-68-030	NEW-P	81-15-092	173-14-190	REP	81-04-027
137-44-140	NEW-P	81-15-092	137-68-040	NEW-P	81-15-092	173-19-120	AMD-P	81-12-055
137-44-150	NEW-P	81-15-092	137-68-050	NEW-P	81-15-092	173-19-120	AMD	81-13-052
137-44-160	NEW-P	81-15-092	139-14-010	AMD-P	81-10-030	173-19-120	AMD-P	81-17-073
137-44-170	NEW-P	81-15-092	139-14-010	AMD	81-14-026	173-19-210	AMD-W	81-04-065
137-44-180	NEW-P	81-15-092	139-24-010	REP	81-04-014	173-19-210	AMD-P	81-09-079
137-44-190	NEW-P	81-15-092	139-26-010	NEW-P	81-17-066	173-19-210	AMD	81-13-055
137-44-200	NEW-P	81-15-092	139-32-010	AMD-P	81-10-031	173-19-2102	AMD-P	81-12-053
137-44-210	NEW-P	81-15-092	139-32-010	AMD	81-14-049	173-19-2102	AMD	81-16-079
137-44-220	NEW-P	81-15-092	139-44-010	REP-P	81-17-067	173-19-250	AMD	81-16-080
137-44-230	NEW-P	81-15-092	139-46-010	NEW-P	81-17-068	173-19-2503	AMD-P	81-08-071
137-44-240	NEW-P	81-15-092	143-06-010	AMD-P	81-03-034	173-19-2503	AMD	81-11-027
137-44-250	NEW-P	81-15-092	143-06-010	AMD	81-07-004	173-19-2511	AMD-W	81-08-004
137-44-260	NEW-P	81-15-092	143-06-020	AMD-P	81-03-034	173-19-2515	AMD-W	81-08-004
137-44-270	NEW-P	81-15-092	143-06-020	AMD	81-07-004	173-19-2515	AMD-P	81-08-071
137-48-010	NEW-P	81-15-092	143-06-030	AMD-P	81-03-034	173-19-2515	AMD	81-11-028
137-48-020	NEW-P	81-15-092	143-06-030	AMD	81-07-004	173-19-2521	AMD-P	81-02-050
137-48-030	NEW-P	81-15-092	143-06-040	AMD-P	81-03-034	173-19-2521	AMD	81-06-051
137-48-040	NEW-P	81-15-092	143-06-040	AMD	81-07-004	173-19-2521	AMD-P	81-08-071
137-48-050	NEW-P	81-15-092	143-06-050	AMD-P	81-03-034	173-19-2521	AMD	81-11-029
137-48-060	NEW-P	81-15-092	143-06-050	AMD	81-07-004	173-19-2521	AMD-P	81-17-073
137-48-070	NEW-P	81-15-092	143-06-060	AMD-P	81-03-034	173-19-2604	AMD-P	81-09-080
137-48-080	NEW-P	81-15-092	143-06-060	AMD	81-07-004	173-19-2604	AMD	81-13-015
137-48-090	NEW-P	81-15-092	143-06-070	AMD-P	81-03-034	173-19-3506	AMD-W	81-08-004
137-48-100	NEW-P	81-15-092	143-06-070	AMD	81-07-004	173-19-3514	AMD-P	81-03-080
137-48-110	NEW-P	81-15-092	143-06-080	AMD-P	81-03-034	173-19-3514	AMD	81-08-005
137-48-120	NEW-P	81-15-092	143-06-080	AMD	81-07-004	173-19-360	AMD-P	81-05-034
137-48-130	NEW-P	81-15-092	143-06-090	AMD-P	81-03-034	173-19-360	AMD-P	81-09-019
137-52-010	NEW-P	81-15-092	143-06-090	AMD	81-07-004	173-19-360	AMD	81-09-057
137-52-020	NEW-P	81-15-092	143-06-100	AMD-P	81-03-034	173-19-370	AMD-W	81-08-004
137-52-030	NEW-P	81-15-092	143-06-100	AMD	81-07-004	173-19-370	AMD-P	81-16-081
137-52-040	NEW-P	81-15-092	143-06-110	AMD-P	81-03-034	173-19-3701	AMD-P	81-09-081
137-52-050	NEW-P	81-15-092	143-06-110	AMD	81-07-004	173-19-3701	AMD-P	81-13-014
137-52-060	NEW-P	81-15-092	143-06-120	AMD-P	81-03-034	173-19-3701	AMD	81-15-006
137-52-070	NEW-P	81-15-092	143-06-120	AMD	81-07-004	173-19-3707	NEW-P	81-12-054
137-52-080	NEW-P	81-15-092	143-06-130	AMD-P	81-03-034	173-19-3707	NEW	81-16-077
137-52-090	NEW-P	81-15-092	143-06-130	AMD	81-07-004	173-19-400	AMD-P	81-02-050
137-52-100	NEW-P	81-15-092	143-06-140	AMD-P	81-03-034	173-19-400	AMD	81-06-052
137-56-010	NEW-P	81-15-092	143-06-140	AMD	81-07-004	173-19-420	AMD-P	81-16-081
137-56-020	NEW-P	81-15-092	143-06-150	AMD-P	81-03-034	173-19-430	AMD-P	81-08-070
137-56-030	NEW-P	81-15-092	143-06-150	AMD	81-07-004	173-19-430	AMD	81-12-003
137-56-040	NEW-P	81-15-092	143-06-990	AMD-P	81-03-034	173-19-4402	AMD-P	81-12-053
137-56-050	NEW-P	81-15-092	143-06-990	AMD	81-07-004	173-19-4402	AMD	81-16-078
137-56-060	NEW-P	81-15-092	172-114-010	AMD	81-03-012	173-19-450	AMD-P	81-18-072
137-56-070	NEW-P	81-15-092	172-114-020	AMD	81-03-012	173-19-470	AMD-P	81-02-051
137-56-080	NEW-P	81-15-092	172-114-030	AMD	81-03-012	173-19-470	AMD	81-06-050
137-56-090	NEW-P	81-15-092	172-114-040	AMD	81-03-012	173-19-470	AMD-P	81-17-073
137-56-100	NEW-P	81-15-092	172-114-050	AMD	81-03-012	173-20-380	AMD-P	81-09-078
137-56-110	NEW-P	81-15-092	172-114-060	AMD	81-03-012	173-20-380	AMD	81-13-013
137-56-120	NEW-P	81-15-092	172-114-070	AMD	81-03-012	173-22-060	AMD-P	81-09-077
137-56-140	NEW-P	81-15-092	172-114-080	AMD	81-03-012	173-22-060	AMD	81-13-034
137-56-150	NEW-P	81-15-092	172-114-090	AMD	81-03-012	173-164-050	AMD-P	81-04-067
137-56-160	NEW-P	81-15-092	172-114-100	REP	81-03-012	173-164-050	AMD	81-07-037
137-56-170	NEW-P	81-15-092	172-114-110	REP	81-03-012	173-400-110	AMD	81-03-002
137-56-180	NEW-P	81-15-092	172-120-010	AMD	81-06-023	173-490-020	AMD	81-03-003
137-56-190	NEW-P	81-15-092	172-120-020	AMD	81-06-023	173-490-040	AMD	81-03-003
137-56-200	NEW-P	81-15-092	172-120-040	AMD	81-06-023	173-490-203	AMD	81-03-003
137-56-210	NEW-P	81-15-092	172-120-050	AMD	81-06-023	173-511-010	NEW	81-04-028
137-56-220	NEW-P	81-15-092	172-120-060	AMD	81-06-023	173-511-020	NEW	81-04-028
137-56-230	NEW-P	81-15-092	172-120-070	AMD	81-06-023	173-511-030	NEW	81-04-028
137-56-240	NEW-P	81-15-092	172-120-080	AMD	81-06-023	173-511-040	NEW	81-04-028
137-56-250	NEW-P	81-15-092	172-120-090	AMD	81-06-023	173-511-050	NEW	81-04-028

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
173-511-060	NEW	81-04-028	180-08-320	REP-P	81-13-003	180-55-010	NEW-P	81-04-044
173-511-070	NEW	81-04-028	180-08-320	REP	81-16-026	180-55-010	NEW	81-08-027
173-511-080	NEW	81-04-028	180-08-330	REP-P	81-13-003	180-55-015	NEW-P	81-04-044
173-511-090	NEW	81-04-028	180-08-330	REP	81-16-026	180-55-015	NEW	81-08-027
173-511-100	NEW	81-04-028	180-08-340	REP-P	81-13-003	180-55-020	NEW-P	81-04-044
173-515	NEW-P	81-09-020	180-08-340	REP	81-16-026	180-55-020	NEW	81-08-027
173-515	NEW-P	81-13-009	180-08-350	REP-P	81-13-003	180-55-025	NEW-P	81-04-044
173-515-010	NEW	81-16-003	180-08-350	REP	81-16-026	180-55-025	NEW	81-08-027
173-515-020	NEW	81-16-003	180-08-360	REP-P	81-13-003	180-55-030	NEW-P	81-04-044
173-515-030	NEW	81-16-003	180-08-360	REP	81-16-026	180-55-030	NEW	81-08-027
173-515-040	NEW	81-16-003	180-08-370	REP-P	81-13-003	180-55-035	NEW-P	81-04-044
173-515-050	NEW	81-16-003	180-08-370	REP	81-16-026	180-55-035	NEW	81-08-027
173-515-060	NEW	81-16-003	180-08-380	REP-P	81-13-003	180-55-040	NEW-P	81-04-044
173-515-070	NEW	81-16-003	180-08-380	REP	81-16-026	180-55-040	NEW	81-08-027
173-515-080	NEW	81-16-003	180-08-390	REP-P	81-13-003	180-55-045	NEW-P	81-04-044
173-515-090	NEW	81-16-003	180-08-390	REP	81-16-026	180-55-045	NEW	81-08-027
173-515-100	NEW	81-16-003	180-08-400	REP-P	81-13-003	180-55-050	NEW-P	81-04-044
173-530-940	AMD-P	81-17-072	180-08-400	REP	81-16-026	180-55-050	NEW	81-08-027
174-116-115	AMD-P	81-15-016	180-08-410	REP-P	81-13-003	180-55-055	NEW-P	81-04-044
174-136-130	NEW-P	81-08-032	180-08-410	REP	81-16-026	180-55-055	NEW	81-08-027
174-136-130	NEW	81-12-019	180-08-420	REP-P	81-13-003	180-55-060	NEW-P	81-04-044
174-136-140	NEW	81-12-019	180-08-420	REP	81-16-026	180-55-060	NEW	81-08-027
174-136-140	NEW-P	81-08-032	180-08-430	REP-P	81-13-003	180-55-065	NEW-P	81-04-044
174-162-305	NEW-P	81-10-060	180-08-430	REP	81-16-026	180-55-065	NEW	81-08-027
174-162-305	NEW-P	81-13-048	180-08-440	REP-P	81-13-003	180-55-070	NEW-P	81-04-044
174-162-305	NEW	81-15-017	180-08-440	REP	81-16-026	180-55-070	NEW	81-08-027
180-08-005	NEW-P	81-13-003	180-08-450	REP-P	81-13-003	180-55-075	NEW-P	81-04-044
180-08-005	NEW	81-16-026	180-08-450	REP	81-16-026	180-55-075	NEW	81-08-027
180-08-010	REP-P	81-13-003	180-08-460	REP-P	81-13-003	180-55-080	NEW-P	81-04-044
180-08-010	REP	81-16-026	180-08-460	REP	81-16-026	180-55-080	NEW	81-08-027
180-08-020	REP-P	81-13-003	180-08-470	REP-P	81-13-003	180-55-085	NEW-P	81-04-044
180-08-020	REP	81-16-026	180-08-470	REP	81-16-026	180-55-085	NEW	81-08-027
180-08-030	REP-P	81-13-003	180-08-480	REP-P	81-13-003	180-55-090	NEW-P	81-04-044
180-08-030	REP	81-16-026	180-08-480	REP	81-16-026	180-55-090	NEW	81-08-027
180-08-040	REP-P	81-13-003	180-08-490	REP-P	81-13-003	180-55-095	NEW-P	81-04-044
180-08-040	REP	81-16-026	180-08-490	REP	81-16-026	180-55-095	NEW	81-08-027
180-08-050	REP-P	81-13-003	180-08-500	REP-P	81-13-003	180-55-100	NEW-P	81-04-044
180-08-050	REP	81-16-026	180-08-500	REP	81-16-026	180-55-100	NEW	81-08-027
180-08-060	REP-P	81-13-003	180-08-510	REP-P	81-13-003	180-55-105	NEW-P	81-04-044
180-08-060	REP	81-16-026	180-08-510	REP	81-16-026	180-55-105	NEW	81-08-027
180-08-070	REP-P	81-13-003	180-08-520	REP-P	81-13-003	180-55-110	NEW-P	81-04-044
180-08-070	REP	81-16-026	180-08-520	REP	81-16-026	180-55-110	NEW	81-08-027
180-08-080	REP-P	81-13-003	180-08-530	REP-P	81-13-003	180-55-115	NEW-P	81-04-044
180-08-080	REP	81-16-026	180-08-530	REP	81-16-026	180-55-115	NEW	81-08-027
180-08-090	REP-P	81-13-003	180-08-540	REP-P	81-13-003	180-55-120	NEW-P	81-04-044
180-08-090	REP	81-16-026	180-08-540	REP	81-16-026	180-55-120	NEW	81-08-027
180-08-100	REP-P	81-13-003	180-08-550	REP-P	81-13-003	180-55-125	NEW-P	81-04-044
180-08-100	REP	81-16-026	180-08-550	REP	81-16-026	180-55-125	NEW	81-08-027
180-08-110	REP-P	81-13-003	180-08-560	REP-P	81-13-003	180-55-130	NEW-P	81-04-044
180-08-110	REP	81-16-026	180-08-560	REP	81-16-026	180-55-130	NEW	81-08-027
180-08-120	REP-P	81-13-003	180-08-570	REP-P	81-13-003	180-55-135	NEW-P	81-04-044
180-08-120	REP	81-16-026	180-08-570	REP	81-16-026	180-55-135	NEW	81-08-027
180-08-130	REP-P	81-13-003	180-08-580	REP-P	81-13-003	180-56-305	REP-P	81-04-045
180-08-130	REP	81-16-026	180-08-580	REP	81-16-026	180-56-305	REP	81-08-028
180-08-140	REP-P	81-13-003	180-08-590	REP-P	81-13-003	180-56-306	REP-P	81-04-045
180-08-140	REP	81-16-026	180-08-590	REP	81-16-026	180-56-306	REP	81-08-028
180-08-230	REP-P	81-13-003	180-16-220	AMD-P	81-04-046	180-56-307	REP-P	81-04-045
180-08-230	REP	81-16-026	180-16-220	AMD	81-08-026	180-56-307	REP	81-08-028
180-08-240	REP-P	81-13-003	180-20-106	AMD-P	81-16-022	180-56-310	REP-P	81-04-045
180-08-240	REP	81-16-026	180-44-030	REP-P	81-08-049	180-56-310	REP	81-08-028
180-08-250	REP-P	81-13-003	180-44-030	REP	81-12-022	180-56-315	REP-P	81-04-045
180-08-250	REP	81-16-026	180-46-015	AMD-P	81-08-050	180-56-315	REP	81-08-028
180-08-260	REP-P	81-13-003	180-46-015	AMD	81-12-023	180-56-320	REP-P	81-04-045
180-08-260	REP	81-16-026	180-46-030	AMD-P	81-08-050	180-56-320	REP	81-08-028
180-08-270	REP-P	81-13-003	180-46-030	AMD	81-12-023	180-56-325	REP-P	81-04-045
180-08-270	REP	81-16-026	180-46-045	AMD-P	81-08-050	180-56-325	REP	81-08-028
180-08-280	REP-P	81-13-003	180-46-045	AMD	81-12-023	180-56-330	REP-P	81-04-045
180-08-280	REP	81-16-026	180-46-060	REP-P	81-08-050	180-56-330	REP	81-08-028
180-08-290	REP-P	81-13-003	180-46-060	REP	81-12-023	180-56-335	REP-P	81-04-045
180-08-290	REP	81-16-026	180-46-065	NEW-P	81-08-050	180-56-335	REP	81-08-028
180-08-300	REP-P	81-13-003	180-46-065	NEW	81-12-023	180-56-340	REP-P	81-04-045
180-08-300	REP	81-16-026	180-48-010	REP-P	81-16-023	180-56-340	REP	81-08-028
180-08-310	REP-P	81-13-003	180-55-005	NEW-P	81-04-044	180-56-345	REP-P	81-04-045
180-08-310	REP	81-16-026	180-55-005	NEW	81-08-027	180-56-345	REP	81-08-028

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
180-56-350	REP-P	81-04-045	204-10-010	NEW-P	81-13-001	204-20-070	REP	81-18-008
180-56-350	REP	81-08-028	204-10-010	NEW	81-18-008	204-20-080	REP-P	81-13-001
180-56-355	REP-P	81-04-045	204-10-020	NEW-P	81-13-001	204-20-080	REP	81-18-008
180-56-355	REP	81-08-028	204-10-020	NEW	81-18-008	204-20-090	REP-P	81-13-001
180-56-360	REP-P	81-04-045	204-10-030	NEW-P	81-13-001	204-20-090	REP	81-18-008
180-56-360	REP	81-08-028	204-10-030	NEW	81-18-008	204-20-100	REP-P	81-13-001
180-56-365	REP-P	81-04-045	204-10-040	NEW-P	81-13-001	204-20-100	REP	81-18-008
180-56-365	REP	81-08-028	204-10-040	NEW	81-18-008	204-20-110	REP-P	81-13-001
180-56-370	REP-P	81-04-045	204-10-050	NEW-P	81-13-001	204-20-110	REP	81-18-008
180-56-370	REP	81-08-028	204-10-050	NEW	81-18-008	204-20-120	REP-P	81-13-001
180-56-375	REP-P	81-04-045	204-10-060	NEW-P	81-13-001	204-20-120	REP	81-18-008
180-56-375	REP	81-08-028	204-10-060	NEW	81-18-008	204-20-130	REP-P	81-13-001
180-56-380	REP-P	81-04-045	204-10-070	NEW-P	81-13-001	204-20-130	REP	81-18-008
180-56-380	REP	81-08-028	204-10-070	NEW	81-18-008	204-20-140	REP-P	81-13-001
180-63	REP-P	81-16-024	204-10-080	NEW-P	81-13-001	204-20-140	REP	81-18-008
180-68-010	REP-P	81-16-025	204-10-080	NEW	81-18-008	204-20-150	REP-P	81-13-001
180-68-045	REP-P	81-16-025	204-10-090	NEW-P	81-13-001	204-20-150	REP	81-18-008
180-68-050	REP-P	81-16-025	204-10-090	NEW	81-18-008	204-22	NEW-P	81-17-001
180-68-100	REP-P	81-16-025	204-10-100	NEW-P	81-13-001	204-22	NEW-P	81-18-006
180-75-070	AMD-P	81-08-051	204-10-100	NEW	81-18-008	204-22-010	NEW-P	81-13-001
180-78-025	AMD-P	81-08-052	204-10-110	NEW-P	81-13-001	204-22-020	NEW-P	81-13-001
180-78-025	AMD	81-12-024	204-10-110	NEW	81-18-008	204-22-030	NEW-P	81-13-001
180-78-027	NEW-P	81-08-052	204-10-120	NEW-P	81-13-001	204-22-040	NEW-P	81-13-001
180-78-027	NEW	81-12-024	204-10-120	NEW	81-18-008	204-22-050	NEW-P	81-13-001
180-78-050	AMD-P	81-08-052	204-10-130	NEW-P	81-13-001	204-24	AMD-P	81-10-001
180-78-050	AMD	81-12-024	204-10-130	NEW	81-18-008	204-24	REP-P	81-17-001
180-78-057	NEW-P	81-08-052	204-10-140	NEW-P	81-13-001	204-24	REP-P	81-18-006
180-78-057	NEW	81-12-024	204-10-140	NEW	81-18-008	204-24-020	REP-P	81-13-001
180-79-065	AMD-P	81-08-053	204-10-150	NEW-P	81-13-001	204-24-050	AMD-E	81-06-036
180-79-065	AMD	81-12-025	204-10-150	NEW	81-18-008	204-24-050	AMD	81-10-038
180-79-120	AMD-P	81-08-053	204-12	AMD-P	81-17-001	204-24-070	REP-P	81-13-001
180-79-120	AMD	81-12-025	204-12-001	REP-P	81-13-001	204-36-060	AMD	81-04-043
180-79-125	AMD-P	81-08-053	204-12-001	REP	81-18-008	204-38	AMD-P	81-10-001
180-79-125	AMD	81-12-025	204-12-010	REP-P	81-13-001	204-38-030	AMD-E	81-04-039
180-79-150	AMD-P	81-08-053	204-12-010	REP	81-18-008	204-38-030	AMD-P	81-04-041
180-79-150	AMD	81-12-025	204-12-020	REP-P	81-13-001	204-38-030	AMD	81-10-038
180-79-230	AMD-P	81-08-053	204-12-020	REP	81-18-008	204-38-040	AMD-E	81-04-039
180-79-230	AMD	81-12-025	204-12-030	REP-P	81-13-001	204-38-040	AMD-P	81-04-041
180-79-245	AMD-P	81-08-053	204-12-030	REP	81-18-008	204-38-040	AMD	81-10-038
180-79-245	AMD	81-12-025	204-12-040	REP-P	81-13-001	204-38-050	AMD-E	81-04-039
182-08-111	AMD	81-03-014	204-12-040	REP	81-18-008	204-38-050	AMD-P	81-04-041
182-08-300	NEW	81-03-014	204-12-050	REP-P	81-13-001	204-38-050	AMD	81-10-038
192-16-030	NEW-E	81-09-067	204-12-050	REP	81-18-008	204-39	AMD-P	81-17-019
192-16-030	NEW-P	81-10-065	204-12-060	REP-P	81-13-001	204-39-010	NEW-P	81-12-044
192-16-030	NEW	81-13-016	204-12-060	REP	81-18-008	204-39-010	NEW	81-18-007
192-16-033	NEW-E	81-09-067	204-16	AMD-P	81-17-001	204-39-020	NEW-P	81-12-044
192-16-033	NEW-P	81-10-065	204-16-001	REP-P	81-13-001	204-39-020	NEW	81-18-007
192-16-033	NEW	81-13-016	204-16-001	REP	81-18-008	204-39-030	NEW-P	81-12-044
192-16-036	NEW-E	81-09-067	204-16-010	REP-P	81-13-001	204-39-030	NEW	81-18-007
192-16-036	NEW-P	81-10-065	204-16-010	REP	81-18-008	204-39-040	NEW-P	81-12-044
192-16-036	NEW	81-13-016	204-16-020	REP-P	81-13-001	204-39-040	NEW	81-18-007
192-16-040	NEW-E	81-09-067	204-16-020	REP	81-18-008	204-39-050	NEW-P	81-12-044
192-16-040	NEW-P	81-10-065	204-16-030	REP-P	81-13-001	204-39-050	NEW	81-18-007
192-16-040	NEW	81-13-016	204-16-030	REP	81-18-008	204-62	AMD-P	81-17-001
192-16-042	NEW-E	81-09-067	204-16-040	REP-P	81-13-001	204-62-020	AMD-P	81-13-001
192-16-042	NEW-P	81-10-065	204-16-040	REP	81-18-008	204-62-020	AMD	81-18-008
192-16-042	NEW	81-13-016	204-16-050	REP-P	81-13-001	204-62-040	NEW-P	81-13-001
192-16-045	NEW-E	81-09-067	204-16-050	REP	81-18-008	204-62-040	NEW	81-18-008
192-16-045	NEW-P	81-10-065	204-16-060	REP-P	81-13-001	204-62-050	NEW-P	81-13-001
192-16-045	NEW	81-13-016	204-16-060	REP	81-18-008	204-62-050	NEW	81-18-008
192-16-047	NEW-E	81-09-067	204-20	AMD-P	81-17-001	204-62-060	NEW-P	81-13-001
192-16-047	NEW-P	81-10-065	204-20-010	REP-P	81-13-001	204-62-060	NEW	81-18-008
192-16-047	NEW	81-13-016	204-20-010	REP	81-18-008	204-66	AMD-P	81-10-001
198-12-020	AMD-P	81-15-023	204-20-020	REP-P	81-13-001	204-66-180	AMD-P	81-04-040
198-12-030	AMD-P	81-15-023	204-20-020	REP	81-18-008	204-66-180	AMD	81-10-038
198-12-050	AMD-P	81-15-023	204-20-030	REP-P	81-13-001	204-78	AMD-P	81-17-001
198-12-060	AMD-P	81-15-023	204-20-030	REP	81-18-008	204-78-010	NEW-P	81-13-001
198-12-060	AMD-W	81-18-033	204-20-040	REP-P	81-13-001	204-78-010	NEW	81-18-008
198-12-130	AMD-P	81-15-023	204-20-040	REP	81-18-008	204-78-020	NEW-P	81-13-001
198-12-140	AMD-P	81-15-023	204-20-050	REP-P	81-13-001	204-78-020	NEW	81-18-008
204-08	AMD-P	81-17-001	204-20-050	REP	81-18-008	204-78-030	NEW-P	81-13-001
204-08-100	AMD-P	81-13-001	204-20-060	REP-P	81-13-001	204-78-030	NEW	81-18-008
204-08-100	AMD	81-18-008	204-20-060	REP	81-18-008	204-78-040	NEW-P	81-13-001
204-10	AMD-P	81-17-001	204-20-070	REP-P	81-13-001	204-78-040	NEW	81-18-008

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
204-78-050	NEW-P	81-13-001	212-54	NEW-P	81-11-034
204-78-050	NEW	81-18-008	212-54-001	NEW-P	81-03-051
204-80	AMD-P	81-17-001	212-54-005	NEW-P	81-03-051
204-80-010	NEW-P	81-13-001	212-54-010	NEW-P	81-03-051
204-80-010	NEW	81-18-008	212-54-015	NEW-P	81-03-051
204-80-020	NEW-P	81-13-001	212-54-020	NEW-P	81-03-051
204-80-020	NEW	81-18-008	212-54-025	NEW-P	81-03-051
204-80-030	NEW-P	81-13-001	212-54-030	NEW-P	81-03-051
204-80-030	NEW	81-18-008	212-54-035	NEW-P	81-03-051
204-80-040	NEW-P	81-13-001	212-54-040	NEW-P	81-03-051
204-80-040	NEW	81-18-008	212-54-045	NEW-P	81-03-051
204-80-050	NEW-P	81-13-001	212-54-050	NEW-P	81-03-051
204-80-050	NEW	81-18-008	212-54-055	NEW-P	81-03-051
204-84	AMD-P	81-17-001	212-54-060	NEW-P	81-03-051
204-84-010	NEW-P	81-13-001	212-54-065	NEW-P	81-03-051
204-84-010	NEW	81-18-008	212-54-070	NEW-P	81-03-051
204-84-020	NEW-P	81-13-001	212-54-075	NEW-P	81-03-051
204-84-020	NEW	81-18-008	212-54-080	NEW-P	81-03-051
204-84-030	NEW-P	81-13-001	212-54-085	NEW-P	81-03-051
204-84-030	NEW	81-18-008	212-54-090	NEW-P	81-03-051
204-84-040	NEW-P	81-13-001	212-54-095	NEW-P	81-03-051
204-84-040	NEW	81-18-008	212-54-100	NEW-P	81-03-051
204-84-050	NEW-P	81-13-001	212-55	NEW-P	81-06-022
204-84-050	NEW	81-18-008	212-55	NEW-P	81-08-017
204-84-060	NEW-P	81-13-001	212-55	NEW-P	81-11-034
204-84-060	NEW	81-18-008	212-55-001	NEW-P	81-03-051
204-84-070	NEW-P	81-13-001	212-55-005	NEW-P	81-03-051
204-84-070	NEW	81-18-008	212-55-010	NEW-P	81-03-051
204-84-080	NEW-P	81-13-001	212-55-015	NEW-P	81-03-051
204-84-080	NEW	81-18-008	212-55-020	NEW-P	81-03-051
204-84-090	NEW-P	81-13-001	212-55-025	NEW-P	81-03-051
204-84-090	NEW	81-18-008	212-55-030	NEW-P	81-03-051
204-84-100	NEW-P	81-13-001	212-55-035	NEW-P	81-03-051
204-84-100	NEW	81-18-008	212-55-040	NEW-P	81-03-051
212-10-010	NEW	81-04-058	212-55-045	NEW-P	81-03-051
212-10-015	NEW	81-04-058	212-55-050	NEW-P	81-03-051
212-10-020	NEW	81-04-058	212-55-055	NEW-P	81-03-051
212-10-025	NEW	81-04-058	212-55-060	NEW-P	81-03-051
212-10-030	NEW	81-04-058	212-55-065	NEW-P	81-03-051
212-10-035	NEW	81-04-058	212-55-070	NEW-P	81-03-051
212-10-040	NEW	81-04-058	212-55-075	NEW-P	81-03-051
212-10-045	NEW	81-04-058	212-55-080	NEW-P	81-03-051
212-10-050	NEW	81-04-058	212-55-085	NEW-P	81-03-051
212-10-055	NEW	81-04-058	212-55-090	NEW-P	81-03-051
212-10-060	NEW	81-04-058	212-55-095	NEW-P	81-03-051
212-52-001	AMD	81-03-081	212-56	REP-P	81-06-022
212-52-005	AMD	81-03-081	212-56	REP-P	81-08-017
212-52-010	REP	81-03-081	212-56	REP-P	81-11-033
212-52-012	NEW	81-03-081	212-56-001	REP-P	81-03-051
212-52-015	REP	81-03-081	212-56-001	REP	81-14-010
212-52-020	AMD	81-03-081	212-56-005	REP-P	81-03-051
212-52-025	AMD	81-03-081	212-56-005	REP	81-14-010
212-52-027	NEW	81-03-081	212-56-010	REP-P	81-03-051
212-52-035	REP	81-03-081	212-56-010	REP	81-14-010
212-52-037	NEW	81-03-081	212-56-015	REP-P	81-03-051
212-52-040	AMD	81-03-081	212-56-015	REP	81-14-010
212-52-045	AMD	81-03-081	212-56-020	REP-P	81-03-051
212-52-050	AMD	81-03-081	212-56-020	REP	81-14-010
212-52-055	AMD	81-03-081	212-56-025	REP-P	81-03-051
212-52-060	AMD	81-03-081	212-56-025	REP	81-14-010
212-52-065	AMD	81-03-081	212-56-030	REP-P	81-03-051
212-52-070	AMD	81-03-081	212-56-030	REP	81-14-010
212-52-075	AMD	81-03-081	212-56-035	REP-P	81-03-051
212-52-080	AMD	81-03-081	212-56-035	REP	81-14-010
212-52-090	AMD	81-03-081	212-56-040	REP-P	81-03-051
212-52-095	AMD	81-03-081	212-56-040	REP	81-14-010
212-52-100	AMD	81-03-081	212-56-045	REP-P	81-03-051
212-52-105	AMD	81-03-081	212-56-045	REP	81-14-010
212-52-110	AMD	81-03-081	212-56-050	REP-P	81-03-051
212-52-115	AMD	81-03-081	212-56-050	REP	81-14-010
212-52-120	AMD	81-03-081	212-56-055	REP-P	81-03-051
212-52-125	AMD	81-03-081	212-56-055	REP	81-14-010
212-54	NEW-P	81-06-022	212-56-060	REP-P	81-03-051
212-54	NEW-P	81-08-017	212-56-060	REP	81-14-010
212-56-065	REP-P	81-03-051			
212-56-065	REP	81-14-010			
212-57	REP-P	81-06-022			
212-57	REP-P	81-08-017			
212-57	REP-P	81-11-033			
212-57-001	REP-P	81-03-051			
212-57-001	REP	81-14-010			
212-57-005	REP-P	81-03-051			
212-57-010	REP-P	81-03-051			
212-57-010	REP	81-14-010			
212-57-015	REP-P	81-03-051			
212-57-015	REP	81-14-010			
212-57-020	REP-P	81-03-051			
212-57-020	REP	81-14-010			
212-57-025	REP-P	81-03-051			
212-57-025	REP	81-14-010			
212-57-030	REP-P	81-03-051			
212-57-030	REP	81-14-010			
212-57-035	REP-P	81-03-051			
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212-57-045	REP-P	81-03-051			
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212-57-055	REP	81-14-010			
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212-57-065	REP	81-14-010			
212-57-070	REP-P	81-03-051			
212-57-070	REP	81-14-010			
212-58	REP-P	81-06-022			
212-58	REP-P	81-08-017			
212-58	REP-P	81-11-033			
212-58-001	REP-P	81-03-051			
212-58-001	REP	81-14-010			
212-58-005	REP-P	81-03-051			
212-58-005	REP	81-14-010			
212-58-010	REP-P	81-03-051			
212-58-010	REP	81-14-010			
212-58-015	REP-P	81-03-051			
212-58-015	REP	81-14-010			
212-58-020	REP-P	81-03-051			
212-58-020	REP	81-14-010			
212-58-025	REP-P	81-03-051			
212-58-025	REP	81-14-010			
212-58-030	REP-P	81-03-051			
212-58-030	REP	81-14-010			
212-58-035	REP-P	81-03-051			
212-58-035	REP	81-14-010			
212-58-040	REP-P	81-03-051			
212-58-040	REP	81-14-010			
212-58-045	REP-P	81-03-051			
212-58-045	REP	81-14-010			
212-58-050	REP-P	81-03-051			
212-58-050	REP	81-14-010			
212-58-055	REP-P	81-03-051			
212-58-055	REP	81-14-010			
212-58-060	REP-P	81-03-051			
212-58-060	REP	81-14-010			
212-58-065	REP-P	81-03-051			
212-58-065	REP	81-14-010			
212-58-070	REP-P	81-03-051			
212-58-070	REP	81-14-010			
212-59	REP-P	81-06-022			
212-59	REP-P	81-08-017			
212-59-001	REP-P	81-03-051			
212-59-005	REP-P	81-03-051			
212-59-010	REP-P	81-03-051			

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
212-59-015	REP-P 81-03-051	212-63-015	REP 81-14-010	212-65-001	NEW 81-14-010
212-59-020	REP-P 81-03-051	212-63-020	REP-P 81-03-051	212-65-005	NEW-P 81-03-051
212-59-025	REP-P 81-03-051	212-63-020	REP 81-14-010	212-65-005	NEW 81-14-010
212-59-030	REP-P 81-03-051	212-63-025	REP-P 81-03-051	212-65-010	NEW-P 81-03-051
212-59-035	REP-P 81-03-051	212-63-025	REP 81-14-010	212-65-010	NEW 81-14-010
212-59-040	REP-P 81-03-051	212-63-030	REP-P 81-03-051	212-65-015	NEW-P 81-03-051
212-59-045	REP-P 81-03-051	212-63-030	REP 81-14-010	212-65-015	NEW 81-14-010
212-59-050	REP-P 81-03-051	212-63-035	REP-P 81-03-051	212-65-020	NEW-P 81-03-051
212-59-055	REP-P 81-03-051	212-63-035	REP 81-14-010	212-65-020	NEW 81-14-010
212-59-060	REP-P 81-03-051	212-63-040	REP-P 81-03-051	212-65-025	NEW-P 81-03-051
212-59-065	REP-P 81-03-051	212-63-040	REP 81-14-010	212-65-025	NEW 81-14-010
212-60	REP-P 81-06-022	212-63-045	REP-P 81-03-051	212-65-030	NEW-P 81-03-051
212-60	REP-P 81-08-017	212-63-045	REP 81-14-010	212-65-030	NEW 81-14-010
212-60	REP-P 81-11-034	212-63-050	REP-P 81-03-051	212-65-035	NEW-P 81-03-051
212-60-001	REP-P 81-03-051	212-63-050	REP 81-14-010	212-65-035	NEW 81-14-010
212-60-005	REP-P 81-03-051	212-63-055	REP-P 81-03-051	212-65-040	NEW-P 81-03-051
212-60-010	REP-P 81-03-051	212-63-055	REP 81-14-010	212-65-040	NEW 81-14-010
212-60-015	REP-P 81-03-051	212-63-060	REP-P 81-03-051	212-65-045	NEW-P 81-03-051
212-60-020	REP-P 81-03-051	212-63-060	REP 81-14-010	212-65-045	NEW 81-14-010
212-60-025	REP-P 81-03-051	212-63-065	REP-P 81-03-051	212-65-050	NEW-P 81-03-051
212-60-030	REP-P 81-03-051	212-63-065	REP 81-14-010	212-65-050	NEW 81-14-010
212-60-035	REP-P 81-03-051	212-63-070	REP-P 81-03-051	212-65-055	NEW-P 81-03-051
212-60-040	REP-P 81-03-051	212-63-070	REP 81-14-010	212-65-055	NEW 81-14-010
212-60-045	REP-P 81-03-051	212-63-070	REP 81-14-010	212-65-060	NEW-P 81-03-051
212-60-050	REP-P 81-03-051	212-64	AMD-P 81-06-022	212-65-060	NEW 81-14-010
212-60-055	REP-P 81-03-051	212-64	AMD-P 81-08-017	212-65-065	NEW-P 81-03-051
212-60-060	REP-P 81-03-051	212-64	AMD-P 81-11-033	212-65-065	NEW 81-14-010
212-60-065	REP-P 81-03-051	212-64-001	AMD-P 81-03-051	212-65-065	NEW 81-14-010
212-60-070	REP-P 81-03-051	212-64-001	AMD 81-14-010	212-65-070	NEW-P 81-03-051
212-61	REP-P 81-06-022	212-64-005	AMD-P 81-03-051	212-65-070	NEW 81-14-010
212-61	REP-P 81-08-017	212-64-005	AMD 81-14-010	212-65-075	NEW-P 81-03-051
212-61	REP-P 81-11-034	212-64-010	REP-P 81-03-051	212-65-075	NEW 81-14-010
212-61-001	REP-P 81-03-051	212-64-010	REP 81-14-010	212-65-080	NEW-P 81-03-051
212-61-005	REP-P 81-03-051	212-64-015	AMD-P 81-03-051	212-65-080	NEW 81-14-010
212-61-010	REP-P 81-03-051	212-64-015	AMD 81-14-010	212-65-085	NEW-P 81-03-051
212-61-015	REP-P 81-03-051	212-64-020	AMD-P 81-03-051	212-65-085	NEW 81-14-010
212-61-020	REP-P 81-03-051	212-64-020	AMD 81-14-010	212-65-090	NEW-P 81-03-051
212-61-025	REP-P 81-03-051	212-64-025	AMD-P 81-03-051	212-65-090	NEW 81-14-010
212-61-030	REP-P 81-03-051	212-64-025	AMD 81-14-010	212-65-095	NEW-P 81-03-051
212-61-035	REP-P 81-03-051	212-64-030	AMD-P 81-03-051	212-65-095	NEW 81-14-010
212-61-040	REP-P 81-03-051	212-64-030	AMD 81-14-010	212-65-100	NEW-P 81-03-051
212-61-045	REP-P 81-03-051	212-64-033	NEW-P 81-03-051	212-65-100	NEW 81-14-010
212-61-050	REP-P 81-03-051	212-64-033	NEW 81-14-010	220-20-010	AMD 81-02-053
212-61-055	REP-P 81-03-051	212-64-035	AMD-P 81-03-051	220-20-01000E	NEW-E 81-13-018
212-61-060	REP-P 81-03-051	212-64-035	AMD 81-14-010	220-20-012	AMD 81-02-053
212-61-065	REP-P 81-03-051	212-64-037	NEW-P 81-03-051	220-22-020	AMD-P 81-09-082
212-62	REP-P 81-06-022	212-64-037	NEW 81-14-010	220-22-020	AMD 81-13-005
212-62	REP-P 81-08-017	212-64-039	NEW-P 81-03-051	220-22-030	AMD-P 81-12-038
212-62	REP-P 81-11-034	212-64-039	NEW 81-14-010	220-22-030	AMD 81-18-017
212-62-001	REP-P 81-03-051	212-64-040	AMD-P 81-03-051	220-24-01000E	NEW-E 81-13-012
212-62-005	REP-P 81-03-051	212-64-040	AMD 81-14-010	220-24-01000E	REP-E 81-18-002
212-62-010	REP-P 81-03-051	212-64-043	NEW-P 81-03-051	220-24-02000H	NEW-E 81-13-012
212-62-015	REP-P 81-03-051	212-64-043	NEW 81-14-010	220-24-02000H	REP-E 81-18-002
212-62-020	REP-P 81-03-051	212-64-045	AMD-P 81-03-051	220-24-02000I	NEW-E 81-18-002
212-62-025	REP-P 81-03-051	212-64-045	AMD 81-14-010	220-24-02000I	REP-E 81-18-012
212-62-030	REP-P 81-03-051	212-64-050	AMD-P 81-03-051	220-24-02000J	NEW-E 81-18-012
212-62-035	REP-P 81-03-051	212-64-050	AMD 81-14-010	220-24-02000J	REP-E 81-18-016
212-62-040	REP-P 81-03-051	212-64-055	AMD-P 81-03-051	220-24-02000K	NEW-E 81-18-016
212-62-045	REP-P 81-03-051	212-64-055	AMD 81-14-010	220-24-02000K	REP-E 81-18-027
212-62-050	REP-P 81-03-051	212-64-060	AMD-P 81-03-051	220-24-02000L	NEW-E 81-18-027
212-62-055	REP-P 81-03-051	212-64-060	AMD 81-14-010	220-28-002FOA	NEW-E 81-06-028
212-62-060	REP-P 81-03-051	212-64-065	AMD-P 81-03-051	220-28-002FOB	NEW-E 81-11-063
212-62-065	REP-P 81-03-051	212-64-065	AMD 81-14-010	220-28-003FOD	NEW-E 81-16-030
212-62-070	REP-P 81-03-051	212-64-067	NEW-P 81-03-051	220-28-003FOD	REP-E 81-18-074
212-63	REP-P 81-06-022	212-64-067	NEW 81-14-010	220-28-00400L	NEW-E 81-02-052
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212-63-001	REP 81-14-010	212-64-069	NEW 81-14-010	220-28-00400N	REP-E 81-10-042
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212-63-010	REP-P 81-03-051	212-65	NEW-P 81-06-022	220-28-004B0S	NEW-E 81-09-035
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230-04-190	AMD	81-03-045	232-12-017	NEW-P	81-08-064
230-04-200	AMD	81-03-045	232-12-017	NEW	81-12-029
230-04-200	AMD-P	81-04-072	232-12-017	AMD-P	81-16-070
230-04-200	AMD-P	81-06-074	232-12-019	NEW-P	81-08-064
230-04-200	AMD-P	81-09-021	232-12-019	NEW	81-12-029
230-04-200	AMD-P	81-10-071	232-12-020	REP-P	81-08-064
230-04-200	AMD	81-13-032	232-12-020	REP	81-12-029
230-04-200	AMD-P	81-14-087	232-12-021	NEW-P	81-08-064
230-04-200	AMD-P	81-16-087	232-12-021	NEW	81-12-029
230-04-200	AMD-P	81-18-068	232-12-024	NEW-P	81-08-064
230-04-203	NEW-P	81-06-074	232-12-024	NEW	81-12-029
230-04-203	NEW-P	81-09-021	232-12-027	NEW-P	81-08-064
230-04-204	NEW-P	81-06-074	232-12-027	NEW	81-12-029
230-04-204	NEW-P	81-09-021	232-12-027	AMD-P	81-16-070
230-04-206	NEW-P	81-06-074	232-12-030	REP-P	81-08-064
230-04-206	NEW-P	81-09-021	232-12-030	REP	81-12-029
230-04-325	NEW-P	81-16-087	232-12-031	NEW-P	81-08-064
230-08-170	AMD-P	81-18-067	232-12-031	NEW	81-12-029
230-20-065	NEW-P	81-18-068	232-12-034	NEW-P	81-08-064
230-12-010	AMD-P	81-18-067	232-12-034	NEW	81-12-029
230-20-235	NEW-P	81-16-087	232-12-037	NEW-P	81-08-064
230-20-650	AMD-P	81-18-067	232-12-037	NEW	81-12-029
230-25-030	AMD-P	81-16-088	232-12-040	REP-P	81-08-064
230-25-033	AMD-P	81-16-088	232-12-040	REP	81-12-029
230-25-035	REP-P	81-16-088	232-12-041	NEW-P	81-08-064
230-25-040	AMD-P	81-16-088	232-12-041	NEW	81-12-029
230-25-070	AMD-P	81-16-088	232-12-044	NEW-P	81-08-064
230-25-071	REP-P	81-16-088	232-12-044	NEW	81-12-029
230-25-100	AMD-P	81-16-088	232-12-044	AMD-P	81-16-070
230-25-120	AMD-P	81-16-088	232-12-047	NEW-P	81-08-064
230-25-220	AMD-P	81-16-088	232-12-047	NEW	81-12-029
230-25-235	AMD-P	81-16-088	232-12-047	AMD-P	81-12-048
230-25-260	AMD-P	81-16-088	232-12-047	AMD-P	81-16-070
230-25-265	AMD-P	81-16-088	234-12-047	AMD-E	81-18-060
230-25-315	NEW-P	81-16-088	232-12-051	NEW-P	81-08-064
230-25-320	NEW-P	81-16-088	232-12-051	NEW	81-12-029
230-30-015	AMD-P	81-04-072	232-12-054	NEW-P	81-08-064
230-30-015	AMD-P	81-10-071	232-12-054	NEW	81-12-029
230-30-015	AMD	81-13-032	232-12-057	NEW-P	81-08-064
230-30-015	AMD-P	81-18-067	232-12-057	NEW	81-12-029
230-30-050	AMD-P	81-18-067	232-12-060	REP-P	81-08-064
230-30-070	AMD-P	81-18-067	232-12-060	REP	81-12-029
230-30-080	AMD-P	81-16-087	232-12-061	NEW-P	81-08-064
230-30-200	AMD-P	81-08-069	232-12-061	NEW	81-12-029
230-30-200	AMD-P	81-11-026	232-12-061	AMD-P	81-16-070
230-30-200	AMD	81-13-033	232-12-064	NEW-P	81-08-064
230-40-120	AMD-P	81-16-087	232-12-064	NEW	81-12-029
230-42-010	AMD-P	81-10-071	232-12-065	REP-P	81-08-064
230-42-010	AMD-E	81-11-025	232-12-065	REP	81-12-029
230-42-010	AMD	81-13-032	232-12-067	NEW-P	81-08-064
230-60-015	AMD-P	81-08-069	232-12-067	NEW	81-12-029
230-60-015	AMD	81-11-039	232-12-070	REP-P	81-08-064
230-60-070	AMD-P	81-08-069	232-12-070	REP	81-12-029
230-60-070	AMD	81-11-039	232-12-071	NEW-P	81-08-064
232-12-001	NEW-P	81-08-064	232-12-071	NEW	81-12-029
232-12-001	NEW	81-12-029	232-12-074	NEW-P	81-08-064
232-12-001	AMD-P	81-12-048	232-12-074	NEW	81-12-029
232-12-001	AMD-P	81-16-070	232-12-075	NEW-P	81-16-070
232-12-004	NEW-P	81-08-064	232-12-077	NEW-P	81-08-064
232-12-004	NEW	81-12-029	232-12-077	NEW	81-12-029
232-12-004	AMD-P	81-16-070	232-12-077	REP-P	81-08-064
232-12-007	NEW-P	81-08-064	232-12-080	REP	81-12-029
232-12-007	NEW	81-12-029	232-12-081	NEW-P	81-08-064
232-12-007	AMD-P	81-16-070	232-12-081	NEW	81-12-029
232-12-010	REP-P	81-08-064	232-12-084	NEW-P	81-08-064
232-12-010	REP	81-12-029	232-12-084	NEW	81-12-029
232-12-011	NEW-P	81-08-064	232-12-087	NEW-P	81-08-064
232-12-011	NEW	81-12-029	232-12-087	NEW	81-12-029
232-12-011	AMD-P	81-17-074	232-12-090	REP-P	81-08-064
232-12-014	NEW-P	81-08-064	232-12-090	REP	81-12-029
232-12-014	NEW	81-12-029	232-12-091	NEW-P	81-08-064
232-12-014	AMD-P	81-17-074	232-12-091	NEW	81-12-029
232-12-015	REP-P	81-08-064	232-12-094	NEW-P	81-08-064
232-12-094	NEW	81-12-029	232-12-094	NEW	81-12-029
232-12-097	NEW-P	81-08-064	232-12-097	NEW-P	81-08-064
232-12-097	NEW	81-12-029	232-12-097	NEW	81-12-029
232-12-100	REP-P	81-08-064	232-12-100	REP-P	81-08-064
232-12-100	REP	81-12-029	232-12-100	REP	81-12-029
232-12-101	NEW-P	81-08-064	232-12-101	NEW-P	81-08-064
232-12-101	NEW	81-12-029	232-12-101	NEW	81-12-029
232-12-104	NEW-P	81-08-064	232-12-104	NEW-P	81-08-064
232-12-104	NEW	81-12-029	232-12-104	NEW	81-12-029
232-12-105	REP-P	81-08-064	232-12-105	REP-P	81-08-064
232-12-105	REP	81-12-029	232-12-105	REP	81-12-029
232-12-107	NEW-P	81-08-064	232-12-107	NEW-P	81-08-064
232-12-107	NEW	81-12-029	232-12-107	NEW	81-12-029
232-12-110	REP-P	81-08-064	232-12-110	REP-P	81-08-064
232-12-110	REP	81-16-070	232-12-110	REP	81-12-029
232-12-111	NEW-P	81-08-064	232-12-111	NEW-P	81-08-064
232-12-111	NEW	81-12-029	232-12-111	NEW	81-12-029
232-12-114	NEW-P	81-08-064	232-12-114	NEW-P	81-08-064
232-12-114	NEW	81-12-029	232-12-114	NEW	81-12-029
232-12-117	NEW-P	81-08-064	232-12-117	NEW-P	81-08-064
232-12-117	NEW	81-12-029	232-12-117	NEW	81-12-029
232-12-120	REP-P	81-08-064	232-12-120	REP-P	81-08-064
232-12-120	REP	81-12-029	232-12-120	REP	81-12-029
232-12-121	NEW-P	81-08-064	232-12-121	NEW-P	81-08-064
232-12-121	NEW	81-12-029	232-12-121	NEW	81-12-029
232-12-124	NEW-P	81-08-064	232-12-124	NEW-P	81-08-064
232-12-124	NEW	81-12-029	232-12-124	NEW	81-12-029
232-12-127	NEW-P	81-08-064	232-12-127	NEW-P	81-08-064
232-12-127	NEW	81-12-029	232-12-127	NEW	81-12-029
232-12-130	REP-P	81-08-064	232-12-130	REP-P	81-08-064
232-12-130	REP	81-16-070	232-12-130	REP	81-12-029
232-12-131	NEW-P	81-08-064	232-12-131	NEW-P	81-08-064
232-12-131	NEW	81-12-048	232-12-131	NEW	81-12-029
232-12-134	NEW-P	81-16-070	232-12-134	NEW-P	81-08-064
232-12-134	NEW	81-18-060	232-12-134	NEW	81-12-029
232-12-134	AMD-P	81-08-064	232-12-134	AMD-P	81-14-074
232-12-134	AMD-P	81-12-029	232-12-134	AMD-P	81-16-070
232-12-135	REP-P	81-08-064	232-12-135	REP-P	81-08-064
232-12-135	REP	81-12-029	232-12-135	REP	81-12-029
232-12-137	NEW-P	81-08-064	232-12-137	NEW-P	81-08-064
232-12-137	NEW	81-12-029	232-12-137	NEW	81-12-029
232-12-137	AMD-P	81-08-064	232-12-137	AMD-P	81-14-074
232-12-137	AMD-P	81-16-070	232-12-137	AMD-P	81-16-070
232-12-140	REP-P	81-08-064	232-12-140	REP-P	81-08-064
232-12-140	REP	81-12-029	232-12-140	REP	81-12-029
232-12-141	NEW-P	81-08-064	232-12-141	NEW-P	81-08-064
232-12-141	NEW	81-12-029	232-12-141	NEW	81-12-029
232-12-141	AMD-P	81-12-048	232-12-141	AMD-P	81-12-048
232-12-144	NEW-P	81-08-064	232-12-144	NEW-P	81-08-064
232-12-144	NEW	81-12-029	232-12-144	NEW	81-12-029
232-12-147	NEW-P	81-08-064	232-12-147	NEW-P	81-08-064
232-12-147	NEW	81-12-029	232-12-147	NEW	81-12-029
232-12-147	AMD-P	81-16-070	232-12-147	AMD-P	81-16-070
232-12-150	REP-P	81-08-064	232-12-150	REP-P	81-08-064
232-12-150	REP	81-12-029	232-12-150	REP	81-12-029
232-12-151	NEW-P	81-08-064	232-12-151	NEW-P	81-08-064
232-12-151	NEW	81-12-029	232-12-151	NEW	81-12-029
232-12-154	NEW-P	81-08-064	232-12-154	NEW-P	81-08-064
232-12-154	NEW	81-16-070	232-12-154	NEW	81-12-029
232-12-154	AMD-P	81-08-064	232-12-154	AMD-P	81-17-074
232-12-157	NEW-P	81-08-064	232-12-157	NEW-P	81-08-064
232-12-157	NEW	81-12-029	232-12-157	NEW	81-12-029
232-12-157	AMD-P	81-17-074	232-12-157	AMD-P	81-17-074
232-12-160	REP-P	81-08-064	232-12-160	REP-P	81-08-064
232-12-160	REP	81-12-029	232-12-160	REP	81-12-029
232-12-161	NEW-P	81-08-064	232-12-161	NEW-P	81-08-064
232-12-161	NEW	81-12-029	232-12-161	NEW	81-12-029
232-12-164	NEW-P	81-08-064	232-12-164	NEW-P	81-08-064
232-12-164	AMD-P	81-16-070	232-12-164	AMD-P	81-16-070
232-12-164	NEW	81-12-029	232-12-164	NEW	81-12-029
232-12-167	NEW-P	81-08-064	232-12-167	NEW-P	81-08-064
232-12-167	NEW	81-12-029	232-12-167	NEW	81-12-029
232-12-170	REP-P	81-08-064	232-12-170	REP-P	81-08-064
232-12-170	REP	81-12-029	232-12-170	REP	81-12-029

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
232-12-171	REP-P	81-08-064	232-12-241	NEW	81-12-029	232-12-435	REP-P	81-08-064
232-12-171	REP	81-12-029	232-12-241	AMD-P	81-16-070	232-12-435	REP	81-12-029
232-12-173	REP-P	81-08-064	232-12-244	NEW-P	81-08-064	232-12-440	REP-P	81-08-064
232-12-173	REP	81-12-029	232-12-244	NEW	81-12-029	232-12-440	REP	81-12-029
232-12-174	NEW-P	81-08-064	232-12-247	NEW-P	81-08-064	232-12-450	REP-P	81-08-064
232-12-174	NEW	81-12-029	232-12-247	NEW	81-12-029	232-12-450	REP	81-12-029
232-12-177	NEW-P	81-08-064	232-12-251	NEW-P	81-08-064	232-12-460	REP-P	81-08-064
232-12-177	NEW	81-12-029	232-12-251	NEW	81-12-029	232-12-460	REP	81-12-029
232-12-180	REP-P	81-08-064	232-12-254	NEW-P	81-08-064	232-12-470	REP-P	81-08-064
232-12-180	REP	81-12-029	232-12-254	NEW	81-12-029	232-12-470	REP	81-12-029
232-12-181	NEW-P	81-08-064	232-12-255	REP-P	81-08-064	232-12-480	REP-P	81-08-064
232-12-181	NEW	81-12-029	232-12-255	REP	81-12-029	232-12-480	REP	81-12-029
232-12-184	NEW-P	81-08-064	232-12-257	NEW-P	81-08-064	232-12-490	REP-P	81-08-064
232-12-184	NEW	81-12-029	232-12-257	NEW	81-12-029	232-12-490	REP	81-12-029
232-12-187	NEW-P	81-08-064	232-12-261	NEW-P	81-08-064	232-12-500	REP-P	81-08-064
232-12-187	NEW	81-12-029	232-12-261	NEW	81-12-029	232-12-500	REP	81-12-029
232-12-189	NEW-P	81-16-070	232-12-264	NEW-P	81-08-064	232-12-510	REP-P	81-08-064
232-12-190	REP-P	81-08-064	232-12-264	NEW	81-12-029	232-12-510	REP	81-12-029
232-12-190	REP	81-12-029	232-12-267	NEW-P	81-08-064	232-12-520	REP-P	81-08-064
232-12-191	NEW-P	81-08-064	232-12-267	NEW	81-12-029	232-12-520	REP	81-12-029
232-12-191	NEW	81-12-029	232-12-271	NEW-P	81-08-064	232-12-530	REP-P	81-08-064
232-12-194	NEW-P	81-08-064	232-12-271	NEW	81-12-029	232-12-530	REP	81-12-029
232-12-194	NEW	81-12-029	232-12-274	NEW-P	81-08-064	232-12-550	REP-P	81-08-064
232-12-197	NEW-P	81-08-064	232-12-274	NEW	81-12-029	232-12-550	REP	81-12-029
232-12-197	NEW	81-12-029	232-12-277	NEW-P	81-08-064	232-12-570	REP-P	81-08-064
232-12-200	REP-P	81-08-064	232-12-277	NEW	81-12-029	232-12-570	REP	81-12-029
232-12-200	REP	81-12-029	232-12-280	REP-P	81-08-064	232-12-630	REP-P	81-08-064
232-12-201	REP-P	81-08-064	232-12-280	REP	81-12-029	232-12-630	REP	81-12-029
232-12-201	REP	81-12-029	232-12-281	NEW-P	81-08-064	232-12-640	REP-P	81-08-064
232-12-205	REP-P	81-08-064	232-12-281	NEW	81-12-029	232-12-640	REP	81-12-029
232-12-205	REP	81-12-029	232-12-284	NEW-P	81-08-064	232-12-650	REP-P	81-08-064
232-12-207	NEW-P	81-08-064	232-12-284	NEW	81-12-029	232-12-650	REP	81-12-029
232-12-207	NEW	81-12-029	232-12-287	NEW-P	81-08-064	232-12-655	REP-P	81-08-064
232-12-210	REP-P	81-08-064	232-12-287	NEW	81-12-029	232-12-655	REP	81-12-029
232-12-210	REP	81-12-029	232-12-291	NEW-P	81-08-064	232-12-660	REP-P	81-08-064
232-12-211	REP-P	81-08-064	232-12-291	NEW	81-12-029	232-12-660	REP	81-12-029
232-12-211	REP	81-12-029	232-12-294	NEW-P	81-08-064	232-12-670	REP-P	81-08-064
232-12-212	REP-P	81-08-064	232-12-294	NEW	81-12-029	232-12-670	REP	81-12-029
232-12-212	REP	81-12-029	232-12-300	REP-P	81-08-064	232-12-675	REP-P	81-08-064
232-12-213	REP-P	81-08-064	232-12-300	REP	81-12-029	232-12-675	REP	81-12-029
232-12-213	REP	81-12-029	232-12-310	REP-P	81-08-064	232-12-676	REP-P	81-08-064
232-12-214	REP-P	81-08-064	232-12-310	REP	81-12-029	232-12-676	REP	81-12-029
232-12-214	REP	81-12-029	232-12-320	REP-P	81-08-064	232-12-680	REP-P	81-08-064
232-12-215	REP-P	81-08-064	232-12-320	REP	81-12-029	232-12-680	REP	81-12-029
232-12-215	REP	81-12-029	232-12-340	REP-P	81-08-064	232-12-690	REP-P	81-08-064
232-12-220	REP-P	81-08-064	232-12-340	REP	81-12-029	232-12-690	REP	81-12-029
232-12-220	REP	81-12-029	232-12-350	REP-P	81-08-064	232-12-700	REP-P	81-08-064
232-12-221	NEW-P	81-08-064	232-12-350	REP	81-12-029	232-12-700	REP	81-12-029
232-12-221	NEW	81-12-029	232-12-355	REP-P	81-08-064	232-12-710	REP-P	81-08-064
232-12-224	NEW-P	81-08-064	232-12-355	REP	81-12-029	232-12-710	REP	81-12-029
232-12-224	NEW	81-12-029	232-12-360	AMD-P	81-05-031	232-12-802	REP-P	81-17-074
232-12-227	NEW-P	81-08-064	232-12-360	REP-P	81-08-064	232-12-804	AMD-P	81-17-074
232-12-227	NEW	81-12-029	232-12-360	AMD-E	81-09-027	232-12-806	AMD-P	81-17-074
232-12-230	REP-P	81-08-064	232-12-360	REP	81-12-029	232-12-808	REP-P	81-17-074
232-12-230	REP	81-12-029	232-12-365	REP-P	81-08-064	232-12-810	AMD-P	81-17-074
232-12-231	REP-P	81-08-064	232-12-365	REP	81-12-029	232-12-812	REP-P	81-17-074
232-12-231	REP	81-12-029	232-12-370	REP-P	81-08-064	232-12-814	AMD-P	81-17-074
232-12-232	REP-P	81-08-064	232-12-370	REP	81-12-029	232-12-816	REP-P	81-08-064
232-12-232	REP	81-12-029	232-12-373	REP-P	81-08-064	232-12-816	REP	81-12-029
232-12-233	REP-P	81-08-064	232-12-373	REP	81-12-029	232-12-818	REP-P	81-17-074
232-12-233	REP	81-12-029	232-12-380	REP-P	81-08-064	232-12-820	AMD-P	81-17-074
232-12-234	REP-P	81-08-064	232-12-380	REP	81-12-029	232-12-822	REP-P	81-17-074
232-12-234	REP	81-12-029	232-12-390	REP-P	81-08-064	232-12-824	AMD-P	81-17-074
232-12-235	REP-P	81-08-064	232-12-390	REP	81-12-029	232-12-826	REP-P	81-17-074
232-12-235	REP	81-12-029	232-12-400	REP-P	81-08-064	232-16-365	REP-P	81-12-048
232-12-236	REP-P	81-08-064	232-12-400	REP	81-12-029	232-16-365	REP	81-18-025
232-12-236	REP	81-12-029	232-12-405	REP-P	81-08-064	232-16-400	AMD-P	81-12-048
232-12-237	REP-P	81-08-064	232-12-405	REP	81-12-029	232-16-400	AMD	81-18-025
232-12-237	REP	81-12-029	232-12-410	REP-P	81-08-064	232-21-100	REP-P	81-05-031
232-12-238	REP-P	81-08-064	232-12-410	REP	81-12-029	232-21-100	REP-P	81-08-064
232-12-238	REP	81-12-029	232-12-420	REP-P	81-08-064	232-21-100	REP-E	81-09-026
232-12-240	REP-P	81-08-064	232-12-420	REP	81-12-029	232-21-100	REP	81-12-005
232-12-240	REP	81-12-029	232-12-430	REP-P	81-08-064	232-21-101	NEW-P	81-05-031
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232-28-100	REP-P	81-05-031	247-16-070	AMD-E	81-13-006	248-19-310	AMD-E	81-05-030
232-28-103	REP-P	81-12-048	247-16-080	REP-E	81-13-006	248-19-310	AMD	81-09-012
232-28-103	REP	81-18-026	247-16-090	NEW-E	81-13-006	248-19-320	AMD-E	81-05-030
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232-28-203	REP-P	81-08-064	248-14	AMD-P	81-11-042	248-19-330	AMD-E	81-05-030
232-28-203	REP	81-15-066	248-14-001	AMD-P	81-08-047	248-19-330	AMD	81-09-012
232-28-204	NEW-P	81-08-064	248-14-001	AMD	81-14-066	248-19-340	AMD-E	81-05-030
232-28-204	NEW	81-15-066	248-14-100	AMD-P	81-08-047	248-19-340	AMD	81-09-012
232-28-20401	NEW-P	81-12-048	248-14-100	AMD	81-14-066	248-19-350	AMD-E	81-05-030
232-28-20401	NEW	81-15-065	248-14-110	AMD-P	81-08-047	248-19-350	AMD	81-09-012
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232-28-303	REP-P	81-08-064	248-14-120	AMD-P	81-08-047	248-19-370	AMD	81-09-012
232-28-303	REP	81-15-066	248-14-120	AMD	81-14-066	248-19-390	AMD-E	81-05-030
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232-28-404	NEW-P	81-14-074	248-14-130	AMD-P	81-08-047	248-19-403	NEW	81-09-012
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232-28-60301	NEW-E	81-08-011	248-14-155	NEW	81-14-066	248-19-430	AMD-E	81-05-030
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232-28-60303	NEW-E	81-11-059	248-14-160	AMD	81-14-066	248-19-440	AMD-E	81-05-030
232-28-60304	NEW-P	81-12-048	248-14-170	AMD-P	81-08-047	248-19-440	AMD	81-09-012
232-28-60304	NEW	81-15-064	248-14-170	AMD	81-14-066	248-19-450	AMD-E	81-05-030
232-28-60305	NEW-P	81-12-048	248-14-180	AMD-P	81-08-047	248-19-450	AMD	81-09-012
232-28-60305	NEW-E	81-15-063	248-14-180	AMD	81-14-066	248-19-475	NEW-E	81-05-030
232-28-60306	NEW-P	81-12-048	248-14-200	AMD-P	81-08-047	248-19-475	NEW	81-09-012
232-28-60306	NEW-E	81-15-038	248-14-200	AMD	81-14-066	248-19-480	AMD-E	81-05-030
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232-28-60308	NEW-E	81-16-046	248-18	AMD-P	81-03-038	248-19-490	AMD-E	81-05-030
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232-28-60310	NEW-E	81-18-054	248-18-010	AMD	81-05-029	248-19-500	AMD-E	81-05-030
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232-32-132	NEW-E	81-04-057	248-19-220	AMD	81-09-012	248-22-070	REP-P	81-04-012
232-32-133	NEW-E	81-05-011	248-19-230	AMD-E	81-05-030	248-22-070	REP	81-07-035
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236-12-470	AMD-E	81-08-016	248-19-250	AMD	81-09-012	248-54-560	AMD-P	81-18-063
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248-60A-070	REP-P	81-16-004	250-55-030	AMD	81-13-041	251-18-330	AMD-P	81-04-051
248-60A-080	REP-P	81-16-004	250-55-040	AMD-P	81-09-068	251-18-330	AMD-P	81-10-009
248-60A-090	REP-P	81-16-004	250-55-040	AMD	81-13-041	251-18-330	AMD-P	81-12-032
248-60A-100	REP-P	81-16-004	250-55-050	AMD-P	81-09-068	251-18-330	AMD	81-15-003
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248-60A-120	REP-P	81-16-004	250-55-070	AMD-P	81-09-068	251-20-010	AMD-P	81-09-023
248-60A-130	REP-P	81-16-004	250-55-070	AMD	81-13-041	251-20-030	AMD-P	81-09-023
248-60A-140	REP-P	81-16-004	250-55-100	AMD-P	81-09-068	251-20-030	AMD	81-15-021
248-60A-150	REP-P	81-16-004	250-55-100	AMD	81-13-041	251-20-040	AMD-P	81-09-023
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248-60A-170	REP-P	81-16-004	250-55-110	AMD	81-13-041	251-20-050	AMD-P	81-09-023
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248-61-040	REP-P	81-16-004	250-55-160	AMD	81-13-041	260-12-010	AMD	81-08-013
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261-20-010	NEW-P	81-02-035	275-52-015	REP-P	81-15-092	275-55-367	NEW-P	81-16-035
261-20-010	NEW	81-06-016	275-52-020	REP-P	81-15-092	275-55-369	NEW-P	81-16-035
261-20-020	NEW-P	81-02-035	275-53-050	REP-P	81-15-092	275-55-371	NEW-P	81-16-035
261-20-020	NEW	81-06-016	275-53-055	REP-P	81-15-092	275-76-005	REP-P	81-15-092
261-20-030	NEW-P	81-02-035	275-53-060	REP-P	81-15-092	275-76-010	REP-P	81-15-092
261-20-030	NEW	81-06-016	275-53-065	REP-P	81-15-092	275-76-020	REP-P	81-15-092
261-20-030	AMD	81-06-017	275-55-010	AMD-P	81-16-035	275-76-030	REP-P	81-15-092
261-20-040	NEW-P	81-02-035	275-55-020	AMD-P	81-16-035	275-76-040	REP-P	81-15-092
261-20-040	NEW	81-06-016	275-55-021	NEW-P	81-16-035	275-76-050	REP-P	81-15-092
261-20-050	NEW-P	81-02-035	275-55-030	AMD-P	81-16-035	275-76-060	REP-P	81-15-092
261-20-050	NEW	81-06-016	275-55-040	AMD-P	81-16-035	275-76-070	REP-P	81-15-092
261-20-060	NEW-P	81-02-035	275-55-041	REP-P	81-16-035	275-76-080	REP-P	81-15-092
261-20-060	NEW	81-06-016	275-55-050	AMD-P	81-16-035	275-76-090	REP-P	81-15-092
261-20-065	NEW-P	81-02-035	275-55-060	AMD-P	81-16-035	275-76-100	REP-P	81-15-092
261-20-065	NEW	81-06-016	275-55-061	REP-P	81-16-035	275-76-110	REP-P	81-15-092
261-20-070	NEW-P	81-02-035	275-55-070	REP-P	81-16-035	275-76-120	REP-P	81-15-092
261-20-070	NEW	81-06-016	275-55-071	NEW-P	81-16-035	275-76-130	REP-P	81-15-092
261-20-080	NEW-P	81-02-035	275-55-080	REP-P	81-16-035	275-76-140	REP-P	81-15-092
261-20-080	NEW	81-06-016	275-55-081	NEW-P	81-16-035	275-76-150	REP-P	81-15-092
275-16-010	AMD-E	81-04-032	275-55-090	AMD-P	81-16-035	275-80-805	REP-P	81-15-092
275-16-010	AMD-P	81-04-038	275-55-100	REP-P	81-16-035	275-80-810	REP-P	81-15-092
275-16-010	AMD	81-08-020	275-55-110	AMD-P	81-16-035	275-80-815	REP-P	81-15-092
275-16-015	NEW-E	81-04-032	275-55-120	REP-P	81-16-035	275-80-840	REP-P	81-15-092
275-16-015	NEW-P	81-04-038	275-55-121	NEW-P	81-16-035	275-80-842	REP-P	81-15-092
275-16-015	NEW	81-08-020	275-55-130	REP-P	81-16-035	275-80-844	REP-P	81-15-092
275-16-035	NEW-E	81-04-032	275-55-131	NEW-P	81-16-035	275-80-846	REP-P	81-15-092
275-16-035	NEW-P	81-04-038	275-55-140	REP-P	81-16-035	275-80-848	REP-P	81-15-092
275-16-035	NEW	81-08-020	275-55-141	NEW-P	81-16-035	275-80-852	REP-P	81-15-092
275-16-040	REP-E	81-04-032	275-55-150	REP-P	81-16-035	275-80-854	REP-P	81-15-092
275-16-040	REP-P	81-04-038	275-55-151	NEW-P	81-16-035	275-80-860	REP-P	81-15-092
275-16-040	REP	81-08-020	275-55-160	REP-P	81-16-035	275-80-870	REP-P	81-15-092
275-16-055	NEW-E	81-04-032	275-55-161	NEW-P	81-16-035	275-80-872	REP-P	81-15-092
275-16-055	NEW-P	81-04-038	275-55-170	REP-P	81-16-035	275-80-876	REP-P	81-15-092
275-16-055	NEW	81-08-020	275-55-171	NEW-P	81-16-035	275-80-878	REP-P	81-15-092
275-16-065	NEW-E	81-04-032	275-55-180	REP-P	81-16-035	275-80-890	REP-P	81-15-092
275-16-065	NEW-P	81-04-038	275-55-181	NEW-P	81-16-035	275-80-895	REP-P	81-15-092
275-16-065	NEW	81-08-020	275-55-190	REP-P	81-16-035	275-80-900	REP-P	81-15-092
275-16-075	NEW-E	81-04-032	275-55-191	NEW-P	81-16-035	275-80-905	REP-P	81-15-092
275-16-075	NEW-P	81-04-038	275-55-200	REP-P	81-16-035	275-80-910	REP-P	81-15-092
275-16-075	NEW	81-08-020	275-55-201	NEW-P	81-16-035	275-80-915	REP-P	81-15-092
275-16-085	NEW-E	81-04-032	275-55-210	REP-P	81-16-035	275-80-920	REP-P	81-15-092
275-16-085	NEW-P	81-04-038	275-55-211	NEW-P	81-16-035	275-80-925	REP-P	81-15-092
275-16-085	NEW	81-08-020	275-55-220	REP-P	81-16-035	275-80-930	REP-P	81-15-092
275-16-095	NEW-E	81-04-032	275-55-221	NEW-P	81-16-035	275-80-935	REP-P	81-15-092
275-16-095	NEW-P	81-04-038	275-55-230	REP-P	81-16-035	275-80-940	REP-P	81-15-092
275-16-095	NEW	81-08-020	275-55-231	NEW-P	81-16-035	275-80-995	REP-P	81-15-092
275-16-105	NEW-E	81-04-032	275-55-240	REP-P	81-16-035	275-82-005	REP-P	81-15-092
275-16-105	NEW-P	81-04-038	275-55-241	NEW-P	81-16-035	275-82-010	REP-P	81-15-092
275-16-105	NEW	81-08-020	275-55-250	REP-P	81-16-035	275-82-015	REP-P	81-15-092
275-20-030	AMD-P	81-02-023	275-55-251	NEW-P	81-16-035	275-82-020	REP-P	81-15-092
275-20-030	AMD	81-06-004	275-55-260	REP-P	81-16-035	275-82-025	REP-P	81-15-092
275-20-030	AMD-P	81-14-033	275-55-261	NEW-P	81-16-035	275-82-030	REP-P	81-15-092
275-20-030	AMD-E	81-14-061	275-55-263	NEW-P	81-16-035	275-82-035	REP-P	81-15-092
275-20-030	AMD	81-17-025	275-55-270	REP-P	81-16-035	275-82-040	REP-P	81-15-092
275-27-630	AMD-P	81-11-043	275-55-271	NEW-P	81-16-035	275-82-045	REP-P	81-15-092
275-27-630	AMD-E	81-11-047	275-55-280	REP-P	81-16-035	275-82-050	REP-P	81-15-092
275-27-630	AMD	81-14-064	275-55-281	NEW-P	81-16-035	275-85-005	REP-P	81-15-092
275-40-010	REP-P	81-15-092	275-55-282	REP-P	81-16-035	275-85-010	REP-P	81-15-092
275-40-020	REP-P	81-15-092	275-55-284	REP-P	81-16-035	275-85-015	REP-P	81-15-092
275-40-030	REP-P	81-15-092	275-55-286	REP-P	81-16-035	275-85-020	REP-P	81-15-092
275-40-040	REP-P	81-15-092	275-55-288	REP-P	81-16-035	275-85-025	REP-P	81-15-092

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
275-85-030	REP-P	81-15-092	275-93-020	REP-P	81-15-092	284-15-050	NEW	81-03-082
275-85-035	REP-P	81-15-092	275-93-040	AMD	81-03-076	284-17-220	AMD-P	81-15-041
275-85-040	REP-P	81-15-092	275-93-040	REP-P	81-15-092	284-17-220	AMD	81-18-049
275-85-045	REP-P	81-15-092	275-93-050	REP-P	81-15-092	284-17-250	AMD-P	81-15-041
275-85-050	REP-P	81-15-092	275-93-060	REP-P	81-15-092	284-17-250	AMD	81-18-049
275-87-005	REP-P	81-15-092	275-93-070	REP-P	81-15-092	284-17-270	AMD-P	81-15-041
275-87-010	REP-P	81-15-092	275-93-080	REP-P	81-15-092	284-17-270	AMD	81-18-049
275-87-015	REP-P	81-15-092	275-93-090	REP-P	81-15-092	284-17-310	AMD-P	81-15-041
275-87-020	REP-P	81-15-092	275-93-100	REP-P	81-15-092	284-17-310	AMD	81-18-049
275-87-025	REP-P	81-15-092	275-93-110	REP-P	81-15-092	284-25	NEW-P	81-06-011
275-88-005	REP-P	81-15-092	275-93-120	REP-P	81-15-092	284-25	NEW-P	81-10-046
275-88-006	REP-P	81-15-092	275-93-130	REP-P	81-15-092	284-25	NEW-W	81-14-017
275-88-010	REP-P	81-15-092	275-93-140	REP-P	81-15-092	284-30-005	REP-P	81-15-069
275-88-015	REP-P	81-15-092	275-96-005	REP-P	81-15-092	284-30-005	REP	81-18-038
275-88-020	REP-P	81-15-092	275-96-010	REP-P	81-15-092	284-30-010	REP-P	81-15-069
275-88-025	REP-P	81-15-092	275-96-015	REP-P	81-15-092	284-30-010	REP	81-18-038
275-88-030	REP-P	81-15-092	275-96-021	REP-P	81-15-092	284-30-100	REP-P	81-15-069
275-88-035	REP-P	81-15-092	275-96-022	REP-P	81-15-092	284-30-100	REP	81-18-038
275-88-040	REP-P	81-15-092	275-96-025	REP-P	81-15-092	284-30-100	REP-P	81-15-069
275-88-045	REP-P	81-15-092	275-96-030	REP-P	81-15-092	284-30-110	REP	81-18-038
275-88-050	REP-P	81-15-092	275-96-045	REP-P	81-15-092	284-30-120	REP-P	81-15-069
275-88-055	REP-P	81-15-092	275-96-050	REP-P	81-15-092	284-30-120	REP	81-18-038
275-88-060	REP-P	81-15-092	275-96-055	REP-P	81-15-092	284-30-130	REP-P	81-15-069
275-88-065	REP-P	81-15-092	275-96-060	REP-P	81-15-092	284-30-130	REP	81-18-038
275-88-070	REP-P	81-15-092	275-96-065	REP-P	81-15-092	284-30-140	REP-P	81-15-069
275-88-075	REP-P	81-15-092	275-96-070	REP-P	81-15-092	284-30-140	REP	81-18-038
275-88-080	REP-P	81-15-092	275-102-475	REP-P	81-15-092	284-30-150	REP-P	81-15-069
275-88-085	REP-P	81-15-092	275-102-480	REP-P	81-15-092	284-30-150	REP	81-18-038
275-88-090	REP-P	81-15-092	275-102-485	REP-P	81-15-092	284-30-160	REP-P	81-15-069
275-88-093	REP-P	81-15-092	275-102-490	REP-P	81-15-092	284-30-160	REP	81-18-038
275-88-095	REP-P	81-15-092	275-102-495	REP-P	81-15-092	284-30-170	REP-P	81-15-069
275-88-097	REP-P	81-15-092	275-110-020	AMD-E	81-09-047	284-30-170	REP	81-18-038
275-88-100	REP-P	81-15-092	275-110-020	AMD-P	81-09-048	284-30-180	REP-P	81-15-069
275-88-105	REP-P	81-15-092	275-110-020	AMD-E	81-12-027	284-30-180	REP	81-18-038
275-88-110	REP-P	81-15-092	275-110-020	AMD-P	81-12-035	284-30-190	REP-P	81-15-069
275-88-115	REP-P	81-15-092	275-110-020	AMD	81-15-061	284-30-190	REP	81-18-038
275-88-120	REP-P	81-15-092	275-110-040	AMD-E	81-09-047	284-30-200	REP-P	81-15-069
275-88-130	REP-P	81-15-092	275-110-040	AMD-P	81-09-048	284-30-200	REP	81-18-038
275-91-011	REP-P	81-15-092	275-110-040	AMD-E	81-12-027	284-30-990	REP-P	81-15-069
275-91-021	REP-P	81-15-092	275-110-040	AMD-P	81-12-035	284-30-990	REP	81-18-038
275-91-031	REP-P	81-15-092	275-110-040	AMD	81-15-061	284-30-991	REP-P	81-15-069
275-91-041	REP-P	81-15-092	275-110-050	AMD-E	81-12-027	284-30-991	REP	81-18-038
275-91-050	REP-P	81-15-092	275-110-050	AMD-P	81-12-035	284-44-060	REP-P	81-12-047
275-91-060	REP-P	81-15-092	275-110-050	AMD	81-15-061	284-44-060	REP	81-15-070
275-91-070	REP-P	81-15-092	275-110-060	AMD-E	81-12-027	284-44-100	NEW-P	81-12-047
275-92-310	REP-P	81-15-092	275-110-060	AMD-P	81-12-035	284-44-100	NEW	81-15-070
275-92-315	REP-P	81-15-092	275-110-060	AMD	81-15-061	284-44-110	NEW-P	81-12-047
275-92-320	REP-P	81-15-092	275-110-070	AMD-E	81-12-027	284-44-110	NEW	81-15-070
275-92-325	REP-P	81-15-092	275-110-070	AMD-P	81-12-035	284-44-120	NEW-P	81-12-047
275-92-330	REP-P	81-15-092	275-110-070	AMD	81-15-061	284-44-120	NEW	81-15-070
275-92-335	REP-P	81-15-092	275-110-080	AMD-E	81-09-047	284-44-130	NEW-P	81-12-047
275-92-340	REP-P	81-15-092	275-110-080	AMD-P	81-09-048	284-44-130	NEW	81-15-070
275-92-345	REP-P	81-15-092	275-110-080	AMD-E	81-12-027	284-44-140	NEW-P	81-12-047
275-92-350	REP-P	81-15-092	275-110-080	AMD-P	81-12-035	284-44-140	NEW	81-15-070
275-92-355	REP-P	81-15-092	275-110-080	AMD	81-15-061	284-44-150	NEW-P	81-12-047
275-92-400	REP-P	81-15-092	275-110-090	AMD-E	81-09-047	284-44-150	NEW	81-15-070
275-92-405	REP-P	81-15-092	275-110-090	AMD-P	81-09-048	284-44-160	NEW-P	81-12-047
275-92-410	REP-P	81-15-092	275-110-090	AMD-E	81-12-027	284-44-160	NEW	81-15-070
275-92-415	REP-P	81-15-092	275-110-090	AMD-P	81-12-035	284-44-170	NEW-P	81-12-047
275-92-510	REP-P	81-15-092	275-110-090	AMD	81-15-061	284-44-170	NEW	81-15-070
275-92-515	REP-P	81-15-092	275-216-010	REP-P	81-15-009	284-44-180	NEW-P	81-12-047
275-92-520	REP-P	81-15-092	275-216-020	REP-P	81-15-009	284-44-180	NEW	81-15-070
275-92-525	REP-P	81-15-092	284-12-024	REP-P	81-15-069	284-44-190	NEW-P	81-12-047
275-92-530	REP-P	81-15-092	284-12-024	REP	81-18-038	284-44-190	NEW	81-15-070
275-92-535	REP-P	81-15-092	284-12-025	REP-P	81-15-069	284-44-200	NEW-P	81-12-047
275-92-540	REP-P	81-15-092	284-12-025	REP	81-18-038	284-44-200	NEW	81-15-070
275-92-545	REP-P	81-15-092	284-12-027	REP-P	81-15-069	284-44-210	NEW-P	81-12-047
275-92-550	REP-P	81-15-092	284-12-027	REP	81-18-038	284-44-210	NEW	81-15-070
275-92-555	REP-P	81-15-092	284-12-028	REP-P	81-15-069	284-44-220	NEW-P	81-12-047
275-92-560	REP-P	81-15-092	284-12-028	REP	81-18-038	284-44-220	NEW	81-15-070
275-92-565	REP-P	81-15-092	284-15-010	NEW	81-03-082	284-51-010	NEW-P	81-09-008
275-92-407	NEW	81-05-001	284-15-020	NEW	81-03-082	284-51-010	NEW	81-14-001
275-93-005	REP-P	81-15-092	284-15-030	NEW	81-03-082	284-51-020	NEW-P	81-09-008
275-93-010	REP-P	81-15-092	284-15-040	NEW	81-03-082	284-51-020	NEW	81-14-001

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
284-51-030	NEW-P	81-09-008	289-16-120	NEW	81-08-014
284-51-030	NEW	81-14-001	289-16-130	NEW	81-08-014
284-51-040	NEW-P	81-09-008	289-16-140	NEW	81-08-014
284-51-040	NEW	81-14-001	289-16-150	NEW	81-08-014
284-51-050	NEW-P	81-09-008	289-16-160	NEW	81-08-014
284-51-050	NEW	81-14-001	289-16-200	NEW	81-07-057
284-51-060	NEW-P	81-09-008	289-16-210	NEW	81-07-057
284-51-060	NEW	81-14-001	289-16-220	NEW	81-07-057
284-51-070	NEW-P	81-09-008	289-16-230	NEW-P	81-04-063
284-51-070	NEW	81-14-001	289-16-230	NEW	81-07-057
284-51-080	NEW-P	81-09-008	289-16-230	AMD	81-08-001
284-51-080	NEW	81-14-001	289-16-240	NEW	81-07-057
284-51-090	NEW-P	81-09-008	289-16-250	NEW	81-07-057
284-51-090	NEW	81-14-001	289-16-260	NEW	81-07-057
284-51-100	NEW-P	81-09-008	289-18	NEW-P	81-04-062
284-51-100	NEW	81-14-001	289-18-010	REP	81-07-057
284-51-110	NEW-P	81-09-008	289-18-020	REP	81-07-057
284-51-110	NEW	81-14-001	289-18-030	REP	81-07-057
284-51-120	NEW-P	81-09-008	289-18-040	REP	81-07-057
284-51-120	NEW	81-14-001	289-18-050	REP	81-07-057
284-51-130	NEW-P	81-09-008	289-18-100	NEW	81-08-014
284-51-130	NEW	81-14-001	289-18-110	NEW	81-08-014
284-51-140	NEW-P	81-09-008	289-18-120	NEW	81-08-014
284-51-140	NEW	81-14-001	289-18-200	NEW	81-07-057
284-51-150	NEW-P	81-09-008	289-18-210	NEW	81-07-057
284-51-150	NEW	81-14-001	289-18-220	NEW	81-07-057
284-51-160	NEW-P	81-09-008	289-19	NEW-P	81-04-062
284-51-160	NEW	81-14-001	289-19-010	NEW	81-08-014
284-51-170	NEW-P	81-09-008	289-19-100	NEW	81-08-014
284-51-170	NEW	81-14-001	289-19-110	NEW	81-08-014
284-51-180	NEW	81-14-001	289-19-120	NEW	81-08-014
289-13-070	AMD	81-03-029	289-19-130	NEW	81-08-014
289-13-075	NEW	81-03-029	289-19-200	NEW	81-07-057
289-13-110	AMD	81-03-029	289-19-210	NEW	81-07-057
289-13-110	AMD-P	81-08-072	289-19-220	NEW	81-07-057
289-13-110	AMD	81-11-068	289-19-230	NEW	81-07-057
289-13-170	AMD	81-03-029	289-20	NEW-P	81-04-062
289-13-170	AMD-E	81-13-051	289-20-010	REP	81-07-057
289-13-170	AMD-P	81-14-075	289-20-020	REP	81-07-057
289-13-170	AMD-E	81-18-077	289-20-030	REP	81-07-057
289-13-170	AMD	81-18-078	289-20-040	REP	81-07-057
289-13-190	AMD-P	81-08-072	289-20-050	REP	81-07-057
289-13-190	AMD	81-11-068	289-20-100	NEW	81-08-014
289-14	AMD-P	81-04-062	289-20-105	NEW	81-08-014
289-14-005	AMD	81-07-057	289-20-110	NEW	81-08-014
289-14-005	AMD	81-08-014	289-20-120	NEW	81-08-014
289-14-010	AMD	81-07-057	289-20-130	NEW	81-08-014
289-14-020	REP	81-07-057	289-20-140	NEW	81-08-014
289-14-030	REP	81-07-057	289-20-150	NEW	81-08-014
289-14-100	NEW	81-08-014	289-20-160	NEW	81-08-014
289-14-120	NEW	81-08-014	289-20-165	NEW	81-08-014
289-14-130	NEW	81-08-014	289-20-170	NEW	81-08-014
289-14-200	NEW	81-07-057	289-20-170	AMD-P	81-18-080
289-14-210	NEW	81-07-057	289-20-180	NEW	81-08-014
289-14-220	NEW	81-07-057	289-20-180	AMD-P	81-18-080
289-14-230	NEW	81-07-057	289-20-190	NEW	81-08-014
289-15	NEW-P	81-04-062	289-20-200	NEW	81-07-057
289-15-100	NEW	81-08-014	289-20-205	NEW	81-07-057
289-15-110	NEW	81-08-014	289-20-210	NEW	81-07-057
289-15-120	NEW	81-08-014	289-20-220	NEW	81-07-057
289-15-130	NEW	81-08-014	289-20-230	NEW	81-07-057
289-15-200	NEW	81-07-057	289-20-240	NEW	81-07-057
289-15-210	NEW	81-07-057	289-20-250	NEW	81-07-057
289-15-220	NEW-P	81-04-063	289-20-260	NEW	81-07-057
289-15-220	NEW	81-08-001	289-20-260	AMD-P	81-18-080
289-15-220	AMD-P	81-14-076	289-20-265	NEW	81-07-057
289-15-230	NEW	81-07-057	289-20-270	NEW	81-07-057
289-16	NEW-P	81-04-062	289-20-270	AMD-P	81-18-080
289-16-010	REP	81-07-057	289-20-280	NEW	81-07-057
289-16-020	REP	81-07-057	289-20-290	NEW	81-07-057
289-16-030	REP	81-07-057	289-22	NEW-P	81-04-062
289-16-040	REP	81-07-057	289-22-010	REP	81-07-057
289-16-100	NEW	81-08-014	289-22-020	REP	81-07-057
289-16-110	NEW	81-08-014	289-22-100	NEW	81-08-014
289-22-110	NEW	81-08-014	289-22-200	NEW	81-07-057
289-22-210	NEW	81-07-057	289-22-210	NEW-P	81-04-062
289-24	NEW-P	81-04-062	289-24-010	REP	81-07-057
289-24-010	REP	81-07-057	289-24-010	AMD	81-08-014
289-24-020	REP	81-07-057	289-24-020	REP	81-07-057
289-24-030	REP	81-07-057	289-24-030	REP	81-07-057
289-24-040	REP	81-07-057	289-24-040	REP	81-07-057
289-24-050	REP	81-07-057	289-24-050	REP	81-07-057
289-24-100	NEW	81-08-014	289-24-100	NEW	81-08-014
289-24-110	NEW	81-08-014	289-24-110	NEW	81-08-014
289-24-120	NEW	81-08-014	289-24-120	NEW	81-08-014
289-24-200	NEW	81-07-057	289-24-200	NEW	81-07-057
289-24-210	NEW	81-07-057	289-24-210	NEW	81-07-057
289-24-220	NEW	81-07-057	289-24-220	NEW	81-07-057
289-30-060	NEW	81-07-057	289-30-060	NEW-P	81-04-064
289-30-060	REP-P	81-14-077	289-30-060	NEW	81-07-058
289-30-060	REP	81-18-079	289-30-060	REP-P	81-14-077
296-15-040	REP	81-10-052	296-15-040	REP	81-10-052
296-15-044	NEW-P	81-08-063	296-15-044	NEW-P	81-08-063
296-15-044	NEW	81-10-052	296-15-044	NEW	81-10-052
296-15-070	AMD-E	81-14-071	296-15-070	AMD-E	81-14-071
296-15-070	AMD-E	81-15-020	296-15-070	AMD-E	81-15-020
296-15-215	NEW-E	81-14-070	296-15-215	NEW-E	81-14-070
296-17-350	AMD-E	81-14-069	296-17-350	AMD-E	81-14-069
296-17-765	NEW-E	81-14-069	296-17-765	NEW-E	81-14-069
296-17-766	NEW-E	81-14-069	296-17-766	NEW-E	81-14-069
296-17-895	AMD	81-04-024	296-17-895	AMD	81-04-024
296-17-895	AMD-E	81-14-069	296-17-895	AMD-E	81-14-069
296-17-904	NEW	81-04-024	296-17-904	NEW	81-04-024
296-17-905	AMD	81-04-024	296-17-905	AMD	81-04-024
296-17-907	NEW	81-04-024	296-17-907	NEW	81-04-024
296-17-910	AMD	81-04-024	296-17-910	AMD	81-04-024
296-17-911	NEW	81-04-024	296-17-911	NEW	81-04-024
296-17-912	NEW	81-04-024	296-17-912	NEW	81-04-024
296-17-913	NEW	81-04-024	296-17-913	NEW	81-04-024
296-17-914	NEW	81-04-024	296-17-914	NEW	81-04-024
296-17-915	NEW	81-04-024	296-17-915	NEW	81-04-024
296-17-916	NEW	81-04-024	296-17-916	NEW	81-04-024
296-17-917	NEW	81-04-024	296-17-917	NEW	81-04-024
296-17-919	NEW	81-04-024	296-17-919	NEW	81-04-024
296-17-91901	NEW	81-04-024	296-17-91901	NEW	81-04-024
296-17-91902	NEW	81-04-024	296-17-91902	NEW	81-04-024
296-24	AMD-P	81-13-035	296-24	AMD-P	81-13-035
296-24-060	AMD-P	81-07-051	296-24-060	AMD-P	81-07-051
296-24-060	AMD	81-13-053	296-24-060	AMD	81-13-053
296-24-070	AMD-P	81-07-051	296-24-070	AMD-P	81-07-051
296-24-070	AMD	81-13-053	296-24-070	AMD	81-13-053
296-24-67515	AMD-P	81-07-051	296-24-67515	AMD-P	81-07-051
296-24-081	REP-P	81-07-051	296-24-081	REP-P	81-07-051
296-24-081	REP-P	81-16-008	296-24-081	REP-P	81-16-008
296-24-081	REP	81-16-016	296-24-081	REP	81-16-016
296-24-08101	REP-P	81-07-051	296-24-08101	REP-P	81-07-051
296-24-08101	REP-P	81-16-008	296-24-08101	REP-P	81-16-008
296-24-08101	REP	81-16-016	296-24-08101	REP	81-16-016
296-24-08103	REP-P	81-07-051	296-24-08103	REP-P	81-07-051
296-24-08103	REP	81-16-016	296-24-08103	REP	81-16-016
296-24-08105	REP-P	81-07-051	296-24-08105	REP-P	81-07-051
296-24-08105	REP-P	81-16-008	296-24-08105	REP-P	81-16-008
296-24-08105	REP	81-16-016	296-24-08105	REP	81-16-016
296-24-08107	REP-P	81-07-051	296-24-08107	REP-P	81-07-051
296-24-08107	REP-P	81-16-008	296-24-08107	REP-P	81-16-008
296-24-08107	REP	81-16-016	296-24-08107	REP	81-16-016
296-24-08109	REP-P	81-07-051	296-24-08109	REP-P	81-07-051
296-24-08109	REP-P	81-16-008	296-24-08109	REP-P	81-16-008
296-24-08109	REP	81-16-016	296-24-08109	REP	81-16-016
296-24-08111	REP-P	81-07-051	296-24-08111	REP-P	81-07-051
296-24-08111	REP-P	81-16-008	296-24-08111	REP-P	81-16-008
296-24-08111	REP	81-16-016	296-24-08111	REP	81-16-016
296-24-08113	REP-P	81-07-051	296-24-08113	REP-P	81-07-051
296-24-08113	REP-P	81-16-008	296-24-08113	REP-P	81-16-008

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
296-24-08113	REP	81-16-016	296-37-575	AMD	81-18-029	296-62-05213	NEW-P	81-13-027
296-24-960	NEW-P	81-07-027	296-45	AMD-P	81-13-035	296-62-05213	NEW	81-18-029
296-24-964	NEW-P	81-07-027	296-45-660	NEW-E	81-07-049	296-62-05215	NEW-P	81-13-027
296-27	AMD-P	81-06-026	296-45-660	NEW-P	81-07-051	296-62-05215	NEW	81-18-029
296-27-160	NEW-P	81-03-071	296-45-660	NEW-E	81-13-052	296-62-05217	NEW-P	81-13-027
296-27-160	NEW-E	81-08-035	296-45-660	NEW	81-13-053	296-62-05217	NEW	81-18-029
296-27-160	NEW-P	81-10-059	296-45-66001	NEW-E	81-07-049	296-62-05219	NEW-P	81-13-027
296-27-160	NEW	81-14-006	296-45-66001	NEW-P	81-07-051	296-62-05219	NEW	81-18-029
296-27-160	NEW-E	81-14-020	296-45-66001	NEW-E	81-13-052	296-62-05221	NEW-P	81-13-026
296-27-16001	NEW-P	81-03-071	296-45-66001	NEW	81-13-053	296-62-05221	NEW	81-18-029
296-27-16001	NEW-E	81-08-035	296-45-66003	NEW-E	81-07-049	296-62-05223	NEW-P	81-13-026
296-27-16001	NEW-P	81-10-059	296-45-66003	NEW-P	81-07-051	296-62-05223	NEW	81-18-029
296-27-16001	NEW	81-14-006	296-45-66003	NEW-E	81-13-052	296-62-071	NEW-P	81-07-027
296-27-16001	NEW-E	81-14-020	296-45-66003	NEW	81-13-053	296-62-071	NEW-P	81-16-008
296-27-16003	NEW-P	81-03-071	296-45-66005	NEW-E	81-07-049	296-62-071	NEW	81-16-016
296-27-16003	NEW-E	81-08-035	296-45-66005	NEW-P	81-07-051	296-62-07101	NEW-P	81-07-027
296-27-16003	NEW-P	81-10-059	296-45-66005	NEW-E	81-13-052	296-62-07101	NEW	81-16-016
296-27-16003	NEW	81-14-006	296-45-66005	NEW	81-13-053	296-62-07103	NEW-P	81-07-027
296-27-16003	NEW-E	81-14-020	296-45-66007	NEW-E	81-07-049	296-62-07103	NEW	81-16-016
296-27-16005	NEW-P	81-03-071	296-45-66007	NEW-P	81-07-051	296-62-07105	NEW-P	81-07-027
296-27-16005	NEW-E	81-08-035	296-45-66007	NEW-E	81-13-052	296-62-07105	NEW	81-16-016
296-27-16005	NEW-P	81-10-059	296-45-66007	NEW	81-13-053	296-62-07107	NEW-P	81-07-027
296-27-16005	NEW	81-14-006	296-45-66009	NEW-E	81-07-049	296-62-07107	NEW	81-16-016
296-27-16005	NEW-E	81-14-020	296-45-66009	NEW-P	81-07-051	296-62-07109	NEW-P	81-07-027
296-27-16007	NEW-P	81-03-071	296-45-66009	NEW-E	81-13-052	296-62-07109	NEW	81-16-016
296-27-16007	NEW-E	81-08-035	296-45-66009	NEW	81-13-053	296-62-07111	NEW-P	81-07-027
296-27-16007	NEW-P	81-10-059	296-45-66011	NEW-E	81-07-049	296-62-07111	NEW	81-16-016
296-27-16007	NEW	81-14-006	296-45-66011	NEW-P	81-07-051	296-62-07113	NEW-P	81-07-027
296-27-16007	NEW-E	81-14-020	296-45-66011	NEW-E	81-13-052	296-62-07113	NEW	81-16-016
296-27-16009	NEW-P	81-03-071	296-45-66011	NEW	81-13-053	296-62-07115	NEW-P	81-07-027
296-27-16009	NEW-E	81-08-035	296-46	AMD-P	81-05-019	296-62-07115	NEW	81-16-016
296-27-16009	NEW-P	81-10-059	296-46	AMD-P	81-05-025	296-62-07117	NEW-P	81-07-027
296-27-16009	NEW	81-14-006	296-46-110	AMD	81-06-037	296-62-07117	NEW	81-16-016
296-27-16009	NEW-E	81-14-020	296-46-115	NEW	81-06-037	296-62-07119	NEW-P	81-07-027
296-27-16011	NEW-P	81-03-071	296-46-130	AMD	81-06-037	296-62-07119	NEW	81-16-016
296-27-16011	NEW-E	81-08-035	296-46-140	AMD	81-06-037	296-62-07121	NEW-P	81-07-027
296-27-16011	NEW-P	81-10-059	296-46-150	AMD	81-06-037	296-62-07121	NEW	81-16-016
296-27-16011	NEW	81-14-006	296-46-335	AMD	81-06-037	296-62-07123	NEW-P	81-07-027
296-27-16011	NEW-E	81-14-020	296-46-350	AMD	81-06-037	296-62-07125	NEW-P	81-07-027
296-27-16013	NEW-P	81-03-071	296-46-355	NEW	81-06-037	296-62-07302	AMD	81-07-048
296-27-16013	NEW-E	81-08-035	296-46-40101	REP	81-06-037	296-62-07304	AMD	81-07-048
296-27-16013	NEW-P	81-10-059	296-46-424	AMD	81-06-037	296-62-07306	AMD-P	81-07-051
296-27-16013	NEW	81-14-006	296-46-500	AMD	81-06-037	296-62-07306	AMD	81-16-016
296-27-16013	NEW-E	81-14-020	296-46-501	NEW	81-06-037	296-62-07310	AMD	81-07-048
296-27-16015	NEW-P	81-03-071	296-46-506	NEW	81-06-037	296-62-07312	AMD	81-07-048
296-27-16015	NEW-E	81-08-035	296-46-510	REP	81-06-037	296-62-07329	AMD-P	81-07-051
296-27-16015	NEW-P	81-10-059	296-46-515	REP	81-06-037	296-62-07329	AMD-P	81-13-027
296-27-16015	NEW	81-14-006	296-46-520	REP	81-06-037	296-62-07329	AMD	81-16-016
296-27-16015	NEW-E	81-14-020	296-46-525	REP	81-06-037	296-62-07329	AMD	81-18-029
296-27-16017	NEW-P	81-03-071	296-46-910	AMD	81-06-037	296-62-07341	AMD-P	81-07-051
296-27-16017	NEW-E	81-08-035	296-48-800	AMD-E	81-15-050	296-62-07341	AMD-P	81-13-027
296-27-16017	NEW-P	81-10-059	296-52-030	AMD	81-07-048	296-62-07341	AMD	81-16-016
296-27-16017	NEW	81-14-006	296-52-043	AMD	81-07-048	296-62-07341	AMD	81-18-029
296-27-16017	NEW-E	81-14-020	296-52-050	AMD	81-07-048	296-62-07345	AMD-P	81-07-051
296-27-16019	NEW-P	81-10-059	296-52-090	AMD	81-07-048	296-62-07345	AMD-P	81-13-027
296-27-16019	NEW	81-14-006	296-52-095	AMD	81-07-048	296-62-07345	AMD	81-16-016
296-27-16021	NEW-P	81-03-071	296-54-559	AMD	81-05-013	296-62-07345	AMD	81-18-029
296-27-16021	NEW-E	81-08-035	296-54-565		81-05-013	296-62-07347	AMD-P	81-07-051
296-27-16021	NEW-P	81-10-059	296-54-567	AMD	81-05-013	296-62-07347	AMD-P	81-13-027
296-27-16021	NEW	81-14-006	296-62	AMD-P	81-16-008	296-62-07347	AMD	81-16-016
296-27-16021	NEW-E	81-14-020	296-62-052	NEW-P	81-13-027	296-62-07347	AMD	81-18-029
296-27-16023	NEW-P	81-03-071	296-62-052	NEW	81-18-029	296-62-07349	AMD-P	81-07-051
296-27-16023	NEW-E	81-08-035	296-62-05201	NEW-P	81-13-027	296-62-07349	AMD-P	81-13-027
296-27-16023	NEW-P	81-10-059	296-62-05201	NEW	81-18-029	296-62-07349	AMD	81-16-016
296-27-16023	NEW	81-14-006	296-62-05203	NEW-P	81-13-027	296-62-07349	AMD	81-18-029
296-27-16023	NEW-E	81-14-020	296-62-05203	NEW	81-18-029	296-62-07501	AMD-P	81-07-051
296-27-16025	NEW-P	81-03-071	296-62-05205	NEW-P	81-13-027	296-62-07501	AMD	81-16-016
296-27-16025	NEW-E	81-08-035	296-62-05205	NEW	81-18-029	296-62-07515	AMD-P	81-07-051
296-27-16025	NEW-P	81-14-020	296-62-05207	NEW-P	81-13-027	296-62-07515	AMD	81-16-016
296-37-510	AMD-E	81-02-029	296-62-05207	NEW	81-18-029	296-62-07517	AMD-P	81-07-051
296-37-510	AMD	81-07-048	296-62-05209	NEW-P	81-13-027	296-62-07517	AMD-P	81-13-027
296-37-550	AMD-E	81-02-029	296-62-05209	NEW	81-18-029	296-62-07517	AMD	81-16-016
296-37-550	AMD	81-07-048	296-62-05211	NEW-P	81-13-027	296-62-07517	AMD	81-18-029
296-37-575	AMD-P	81-13-027	296-62-05211	NEW	81-18-029	296-62-07519	NEW-P	81-07-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-62-07519	NEW-P	81-16-008	296-78-180	REP-P	81-13-027	296-78-375	REP-P	81-13-027
296-62-07519	NEW	81-16-016	296-78-180	REP	81-18-029	296-78-375	REP	81-18-029
296-62-09011	AMD-P	81-07-027	296-78-185	REP-P	81-13-027	296-78-380	REP-P	81-13-027
296-62-09011	AMD-P	81-13-027	296-78-185	REP	81-18-029	296-78-380	REP	81-18-029
296-62-09011	AMD	81-16-016	296-78-190	REP-P	81-13-027	296-78-385	REP-P	81-13-027
296-62-09015	NEW-P	81-07-027	296-78-190	REP	81-18-029	296-78-385	REP	81-18-029
296-62-09017	NEW-P	81-07-027	296-78-195	REP-P	81-13-027	296-78-390	REP-P	81-13-027
296-62-09019	NEW-P	81-07-027	296-78-195	REP	81-18-029	296-78-390	REP	81-18-029
296-62-09021	NEW-P	81-07-027	296-78-200	REP-P	81-13-027	296-78-395	REP-P	81-13-027
296-62-09023	NEW-P	81-07-027	296-78-200	REP	81-18-029	296-78-395	REP	81-18-029
296-62-09025	NEW-P	81-07-027	296-78-205	REP-P	81-13-027	296-78-400	REP-P	81-13-027
296-62-09027	NEW-P	81-07-027	296-78-205	REP	81-18-029	296-78-400	REP	81-18-029
296-62-09029	NEW-P	81-07-027	296-78-210	REP-P	81-13-027	296-78-405	REP-P	81-13-027
296-62-09031	NEW-P	81-07-027	296-78-210	REP	81-18-029	296-78-405	REP	81-18-029
296-62-09033	NEW-P	81-07-027	296-78-215	REP-P	81-13-027	296-78-410	REP-P	81-13-027
296-62-09035	NEW-P	81-07-027	296-78-215	REP	81-18-029	296-78-410	REP	81-18-029
296-62-09037	NEW-P	81-07-027	296-78-220	REP-P	81-13-027	296-78-415	REP-P	81-13-027
296-62-09039	NEW-P	81-07-027	296-78-220	REP	81-18-029	296-78-415	REP	81-18-029
296-62-09041	NEW-P	81-07-027	296-78-225	REP-P	81-13-027	296-78-420	REP-P	81-13-027
296-62-09043	NEW-P	81-07-027	296-78-225	REP	81-18-029	296-78-420	REP	81-18-029
296-62-09045	NEW-P	81-07-027	296-78-230	REP-P	81-13-027	296-78-425	REP-P	81-13-027
296-62-09047	NEW-P	81-07-027	296-78-230	REP	81-18-029	296-78-425	REP	81-18-029
296-62-09049	NEW-P	81-07-027	296-78-235	REP-P	81-13-027	296-78-430	REP-P	81-13-027
296-62-09051	NEW-P	81-07-027	296-78-235	REP	81-18-029	296-78-430	REP	81-18-029
296-62-09053	NEW-P	81-07-027	296-78-240	REP-P	81-13-027	296-78-450	REP-P	81-13-027
296-62-09055	NEW-P	81-07-027	296-78-240	REP	81-18-029	296-78-450	REP	81-18-029
296-62-09057	NEW-P	81-07-027	296-78-245	REP-P	81-13-027	296-78-500	NEW-P	81-13-027
296-62-09059	NEW-P	81-07-027	296-78-245	REP	81-18-029	296-78-500	NEW	81-18-029
296-62-09061	NEW-P	81-07-027	296-78-250	REP-P	81-13-027	296-78-505	NEW-P	81-13-027
296-62-09063	NEW-P	81-07-027	296-78-250	REP	81-18-029	296-78-505	NEW	81-18-029
296-62-100	AMD-P	81-07-051	296-78-255	REP-P	81-13-027	296-78-510	NEW-P	81-13-027
296-62-100	AMD	81-16-015	296-78-255	REP	81-18-029	296-78-510	NEW	81-18-029
296-62-11015	AMD-P	81-07-051	296-78-260	REP-P	81-13-027	296-78-515	NEW-P	81-13-027
296-62-11015	AMD	81-16-015	296-78-260	REP	81-18-029	296-78-515	NEW	81-18-029
296-62-11019	AMD-P	81-07-051	296-78-265	REP-P	81-13-027	296-78-520	NEW-P	81-13-027
296-62-11019	AMD	81-16-015	296-78-265	REP	81-18-029	296-78-520	NEW	81-18-029
296-62-11021	AMD-P	81-07-051	296-78-270	REP-P	81-13-027	296-78-525	NEW-P	81-13-027
296-62-11021	AMD	81-16-015	296-78-270	REP	81-18-029	296-78-525	NEW	81-18-029
296-62-14507	AMD-P	81-07-051	296-78-275	REP-P	81-13-027	296-78-530	NEW-P	81-13-027
296-62-14507	AMD	81-16-015	296-78-275	REP	81-18-029	296-78-530	NEW	81-18-029
296-62-14531	AMD-P	81-07-051	296-78-280	REP-P	81-13-027	296-78-535	NEW-P	81-13-027
296-62-14531	AMD-P	81-13-027	296-78-280	REP	81-18-029	296-78-535	NEW	81-18-029
296-62-14531	AMD	81-16-015	296-78-285	REP-P	81-13-027	296-78-540	NEW-P	81-13-027
296-62-14531	AMD	81-18-029	296-78-285	REP	81-18-029	296-78-540	NEW	81-18-029
296-62-14533	AMD-P	81-07-051	296-78-290	REP-P	81-13-027	296-78-545	NEW-P	81-13-027
296-62-14533	AMD	81-16-015	296-78-290	REP	81-18-029	296-78-545	NEW	81-18-029
296-62-146	NEW-P	81-13-026	296-78-295	REP-P	81-13-027	296-78-550	NEW-P	81-13-027
296-62-146	NEW	81-18-029	296-78-295	REP	81-18-029	296-78-550	NEW	81-18-029
296-62-14601	NEW-P	81-13-026	296-78-300	REP-P	81-13-027	296-78-555	NEW-P	81-13-027
296-62-14601	NEW	81-18-029	296-78-300	REP	81-18-029	296-78-555	NEW	81-18-029
296-62-14603	NEW-P	81-13-026	296-78-305	REP-P	81-13-027	296-78-560	NEW-P	81-13-027
296-62-14603	NEW	81-18-029	296-78-305	REP	81-18-029	296-78-560	NEW	81-18-029
296-62-14605	NEW-P	81-13-026	296-78-315	REP-P	81-13-027	296-78-565	NEW-P	81-13-027
296-62-14605	NEW	81-18-029	296-78-315	REP	81-18-029	296-78-565	NEW	81-18-029
296-62-14607	NEW-P	81-13-026	296-78-320	REP-P	81-13-027	296-78-56501	NEW-P	81-13-027
296-62-14607	NEW	81-18-029	296-78-320	REP	81-18-029	296-78-56501	NEW	81-18-029
296-62-20011	AMD-P	81-07-051	296-78-325	REP-P	81-13-027	296-78-56503	NEW-P	81-13-027
296-62-20011	AMD	81-16-015	296-78-325	REP	81-18-029	296-78-56503	NEW	81-18-029
296-62-20023	AMD-P	81-13-027	296-78-330	REP-P	81-13-027	296-78-56505	NEW-P	81-13-027
296-62-20023	AMD	81-18-029	296-78-330	REP	81-18-029	296-78-56505	NEW	81-18-029
296-78-005	REP-P	81-13-027	296-78-335	REP-P	81-13-027	296-78-56507	NEW-P	81-13-027
296-78-005	REP	81-18-029	296-78-335	REP	81-18-029	296-78-56507	NEW	81-18-029
296-78-007	REP-P	81-13-027	296-78-340	REP-P	81-13-027	296-78-56509	NEW-P	81-13-027
296-78-007	REP	81-18-029	296-78-340	REP	81-18-029	296-78-56509	NEW	81-18-029
296-78-030	REP-P	81-13-027	296-78-345	REP-P	81-13-027	296-78-56511	NEW-P	81-13-027
296-78-030	REP	81-18-029	296-78-345	REP	81-18-029	296-78-56511	NEW	81-18-029
296-78-035	REP-P	81-13-027	296-78-350	REP-P	81-13-027	296-78-56513	NEW-P	81-13-027
296-78-035	REP	81-18-029	296-78-350	REP	81-18-029	296-78-56513	NEW	81-18-029
296-78-040	REP-P	81-13-027	296-78-355	REP-P	81-13-027	296-78-570	NEW-P	81-13-027
296-78-040	REP	81-18-029	296-78-355	REP	81-18-029	296-78-570	NEW	81-18-029
296-78-045	REP-P	81-13-027	296-78-360	REP-P	81-13-027	296-78-575	NEW-P	81-13-027
296-78-045	REP	81-18-029	296-78-360	REP	81-18-029	296-78-575	NEW	81-18-029
296-78-170	REP-P	81-13-027	296-78-365	REP-P	81-13-027	296-78-580	NEW-P	81-13-027
296-78-170	REP	81-18-029	296-78-365	REP	81-18-029	296-78-580	NEW	81-18-029

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-78-585	NEW-P	81-13-027	296-78-71011	NEW-P	81-13-027	296-78-84001	NEW-P	81-13-027
296-78-585	NEW	81-18-029	296-78-71011	NEW	81-18-029	296-78-84001	NEW	81-18-029
296-78-590	NEW-P	81-13-027	296-78-71013	NEW-P	81-13-027	296-78-84003	NEW-P	81-13-027
296-78-590	NEW	81-18-029	296-78-71013	NEW	81-18-029	296-78-84003	NEW	81-18-029
296-78-595	NEW-P	81-13-027	296-78-71015	NEW-P	81-13-027	296-78-84005	NEW-P	81-13-027
296-78-595	NEW	81-18-029	296-78-71015	NEW	81-18-029	296-78-84005	NEW	81-18-029
296-78-600	NEW-P	81-13-027	296-78-71017	NEW-P	81-13-027	296-78-84007	NEW-P	81-13-027
296-78-600	NEW	81-18-029	296-78-71017	NEW	81-18-029	296-78-84007	NEW	81-18-029
296-78-605	NEW-P	81-13-027	296-78-71019	NEW-P	81-13-027	296-78-84009	NEW-P	81-13-027
296-78-605	NEW	81-18-029	296-78-71019	NEW	81-18-029	296-78-84009	NEW	81-18-029
296-78-610	NEW-P	81-13-027	296-78-71021	NEW-P	81-13-027	296-78-84011	NEW-P	81-13-027
296-78-610	NEW	81-18-029	296-78-71021	NEW	81-18-029	296-78-84011	NEW	81-18-029
296-78-615	NEW-P	81-13-027	296-78-71023	NEW-P	81-13-027	296-79	AMD-P	81-03-006
296-78-615	NEW	81-18-029	296-78-71023	NEW	81-18-029	296-79	AMD-P	81-13-035
296-78-620	NEW-P	81-13-027	296-78-71025	NEW-P	81-13-027	296-79-140	AMD	81-03-007
296-78-620	NEW	81-18-029	296-78-71025	NEW	81-18-029	296-79-140	AMD-P	81-07-051
296-78-625	NEW-P	81-13-027	296-78-715	NEW-P	81-13-027	296-79-140	AMD	81-13-053
296-78-625	NEW	81-18-029	296-78-715	NEW	81-18-029	296-79-170	AMD	81-03-007
296-78-630	NEW-P	81-13-027	296-78-71501	NEW-P	81-13-027	296-79-170	AMD-P	81-07-051
296-78-630	NEW	81-18-029	296-78-71501	NEW	81-18-029	296-79-170	AMD	81-13-053
296-78-635	NEW-P	81-13-027	296-78-71503	NEW-P	81-13-027	296-79-180	AMD	81-03-007
296-78-635	NEW	81-18-029	296-78-71503	NEW	81-18-029	296-79-220	AMD	81-03-007
296-78-640	NEW-P	81-13-027	296-78-71505	NEW-P	81-13-027	296-79-220	AMD-P	81-07-051
296-78-640	NEW	81-18-029	296-78-71505	NEW	81-18-029	296-79-220	AMD	81-13-053
296-78-645	NEW-P	81-13-027	296-78-720	NEW-P	81-13-027	296-79-29029	AMD	81-03-007
296-78-645	NEW	81-18-029	296-78-720	NEW	81-18-029	296-79-300	AMD	81-03-007
296-78-650	NEW-P	81-13-027	296-78-725	NEW-P	81-13-027	296-104-200	AMD-P	81-08-022
296-78-650	NEW	81-18-029	296-78-725	NEW	81-18-029	296-104-200	AMD	81-12-012
296-78-655	NEW-P	81-13-027	296-78-730	NEW-P	81-13-027	296-116-080	AMD-P	81-17-064
296-78-655	NEW	81-18-029	296-78-730	NEW	81-18-029	296-116-185	AMD-P	81-03-072
296-78-660	NEW-P	81-13-027	296-78-735	NEW-P	81-13-027	296-116-185	AMD	81-07-009
296-78-660	NEW	81-18-029	296-78-735	NEW	81-18-029	296-116-300	AMD-P	81-03-072
296-78-665	NEW-P	81-13-027	296-78-740	NEW-P	81-13-027	296-116-300	AMD-P	81-06-054
296-78-665	NEW	81-18-029	296-78-740	NEW	81-18-029	296-116-300	AMD-P	81-09-013
296-78-670	NEW-P	81-13-027	296-78-745	NEW-P	81-13-027	296-116-300	AMD	81-12-017
296-78-670	NEW	81-18-029	296-78-745	NEW	81-18-029	296-116-300	AMD-E	81-12-018
296-78-675	NEW-P	81-13-027	296-78-750	NEW-P	81-13-027	296-150A-700	AMD-E	81-15-050
296-78-675	NEW	81-18-029	296-78-750	NEW	81-18-029	296-155	AMD-P	81-13-035
296-78-680	NEW-P	81-13-027	296-78-755	NEW-P	81-13-027	296-155-500	AMD-P	81-07-051
296-78-680	NEW	81-18-029	296-78-755	NEW	81-18-029	296-155-500	AMD	81-13-053
296-78-685	NEW-P	81-13-027	296-78-760	NEW-P	81-13-027	296-155-505	AMD-P	81-07-051
296-78-685	NEW	81-18-029	296-78-760	NEW	81-18-029	296-155-505	AMD	81-13-053
296-78-690	NEW-P	81-13-027	296-78-765	NEW-P	81-13-027	296-155-50501	NEW-P	81-07-051
296-78-690	NEW	81-18-029	296-78-765	NEW	81-18-029	296-155-50501	NEW	81-13-053
296-78-695	NEW-P	81-13-027	296-78-770	NEW-P	81-13-027	296-155-650	AMD-P	81-07-051
296-78-695	NEW	81-18-029	296-78-770	NEW	81-18-029	296-155-650	AMD	81-13-053
296-78-700	NEW-P	81-13-027	296-78-775	NEW-P	81-13-027	296-155-655	AMD-P	81-07-051
296-78-700	NEW	81-18-029	296-78-775	NEW	81-18-029	296-155-655	AMD	81-13-053
296-78-705	NEW-P	81-13-027	296-78-780	NEW-P	81-13-027	296-155-660	AMD-P	81-07-051
296-78-705	NEW	81-18-029	296-78-780	NEW	81-18-029	296-155-660	AMD	81-13-053
296-78-70501	NEW-P	81-13-027	296-78-785	NEW-P	81-13-027	296-155-665	AMD-P	81-07-051
296-78-70501	NEW	81-18-029	296-78-785	NEW	81-18-029	296-155-665	AMD	81-13-053
296-78-70503	NEW-P	81-13-027	296-78-790	NEW-P	81-13-027	296-155-66501	AMD	81-13-053
296-78-70503	NEW	81-18-029	296-78-790	NEW	81-18-029	296-155-66505	AMD-P	81-07-051
296-78-70505	NEW-P	81-13-027	296-78-795	NEW-P	81-13-027	296-155-66505	AMD	81-13-053
296-78-70505	NEW	81-18-029	296-78-795	NEW	81-18-029	296-200-005	NEW-P	81-18-053
296-78-70507	NEW-P	81-13-027	296-78-800	NEW-P	81-13-027	296-200-010	REP-P	81-18-053
296-78-70507	NEW	81-18-029	296-78-800	NEW	81-18-029	296-200-015	NEW-P	81-18-053
296-78-70509	NEW-P	81-13-027	296-78-805	NEW-P	81-13-027	296-200-020	REP-P	81-18-053
296-78-70509	NEW	81-18-029	296-78-805	NEW	81-18-029	296-200-025	NEW-P	81-18-053
296-78-70511	NEW-P	81-13-027	296-78-810	NEW-P	81-13-027	296-200-030	REP-P	81-18-053
296-78-70511	NEW	81-18-029	296-78-810	NEW	81-18-029	296-200-035	NEW-P	81-18-053
296-78-710	NEW-P	81-13-027	296-78-815	NEW-P	81-13-027	296-200-040	NEW-P	81-18-053
296-78-710	NEW	81-18-029	296-78-815	NEW	81-18-029	296-200-050	NEW-P	81-18-053
296-78-71001	NEW-P	81-13-027	296-78-820	NEW-P	81-13-027	296-200-060	NEW-P	81-18-053
296-78-71001	NEW	81-18-029	296-78-820	NEW	81-18-029	296-200-070	NEW-P	81-18-053
296-78-71003	NEW-P	81-13-027	296-78-825	NEW-P	81-13-027	296-200-080	NEW-P	81-18-053
296-78-71003	NEW	81-18-029	296-78-825	NEW	81-18-029	296-200-090	NEW-P	81-18-053
296-78-71005	NEW-P	81-13-027	296-78-830	NEW-P	81-13-027	296-200-100	NEW-P	81-18-053
296-78-71005	NEW	81-18-029	296-78-830	NEW	81-18-029	296-200-900	NEW-P	81-18-053
296-78-71007	NEW-P	81-13-027	296-78-835	NEW-P	81-13-027	296-401	AMD-P	81-05-019
296-78-71007	NEW	81-18-029	296-78-835	NEW	81-18-029	296-401	AMD-P	81-05-025
296-78-71009	NEW-P	81-13-027	296-78-840	NEW-P	81-13-027	296-401-020	AMD	81-06-037
296-78-71009	NEW	81-18-029	296-78-840	NEW	81-18-029	296-401-050	REP	81-06-037

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
296-401-080	AMD	81-06-037	308-38-160	NEW	81-17-054	308-97-150	REP	81-16-010
296-401-100	AMD	81-06-037	308-39-100	NEW-P	81-02-032	308-97-175	NEW-P	81-13-054
296-401-140	AMD	81-06-037	308-39-100	NEW	81-06-013	308-97-175	NEW	81-16-010
296-401-150	AMD	81-06-037	308-39-110	NEW-P	81-02-032	308-97-200	REP-P	81-13-054
296-401-160	AMD	81-06-037	308-39-110	NEW	81-06-013	308-97-200	REP	81-16-010
296-401-180	AMD	81-06-037	308-39-120	NEW-P	81-02-032	308-97-205	NEW-P	81-13-054
308-04-001	NEW-E	81-03-046	308-39-120	NEW	81-06-013	308-97-205	NEW	81-16-010
308-04-001	NEW-P	81-04-071	308-40-101	AMD-P	81-04-047	308-97-210	REP-P	81-13-054
308-04-001	NEW	81-07-045	308-40-101	AMD	81-08-043	308-97-210	REP	81-16-010
308-12-300	REP-P	81-15-067	308-42-045	AMD-P	81-14-088	308-97-230	AMD-P	81-13-054
308-12-300	REP	81-18-044	308-42-060	AMD-P	81-14-088	308-97-230	AMD	81-16-010
308-12-311	AMD-P	81-15-067	308-50-055	REP-P	81-05-026	308-97-250	REP-P	81-13-054
308-12-311	AMD	81-18-044	308-50-055	REP	81-09-030	308-97-250	REP	81-16-010
308-16-211	AMD	81-03-015	308-50-080	AMD-P	81-05-026	308-97-270	REP-P	81-13-054
308-16-212	AMD	81-03-015	308-50-080	AMD	81-09-030	308-97-270	REP	81-16-010
308-16-215	AMD	81-03-015	308-51-010	AMD-P	81-08-042	308-97-290	REP-P	81-13-054
308-16-216	AMD	81-03-015	308-51-010	AMD	81-11-005	308-97-290	REP	81-16-010
308-16-217	AMD	81-03-015	308-52-020	REP	81-03-079	308-97-330	REP-P	81-13-054
308-16-218	NEW	81-03-015	308-52-040	AMD	81-03-079	308-97-330	REP	81-16-010
308-24-305	AMD	81-03-016	308-52-110	REP	81-03-079	308-97-370	REP-P	81-13-054
308-24-320	AMD	81-03-016	308-52-120	AMD	81-03-079	308-97-370	REP	81-16-010
308-24-380	REP-P	81-05-035	308-52-132	NEW	81-03-078	308-97-410	REP-P	81-13-054
308-24-380	REP	81-09-031	308-52-137	REP	81-03-078	308-97-410	REP	81-16-010
308-24-382	NEW-P	81-05-035	308-52-138	AMD	81-03-078	308-98-010	REP-P	81-15-068
308-24-382	NEW	81-09-031	308-52-139	AMD	81-03-078	308-98-010	REP	81-18-037
308-24-384	NEW-P	81-05-035	308-52-140	AMD	81-03-078	308-98-020	REP-P	81-15-068
308-24-384	NEW	81-09-031	308-52-141	AMD	81-03-078	308-98-020	REP	81-18-037
308-24-403	AMD	81-03-016	308-52-144	REP	81-03-078	308-98-030	REP-P	81-15-068
308-24-404	AMD	81-03-016	308-52-201	NEW	81-03-078	308-98-030	REP	81-18-037
308-24-430	AMD	81-03-016	308-52-205	NEW	81-03-078	308-98-040	REP-P	81-15-068
308-33-011	AMD	81-02-031	308-52-211	NEW	81-03-078	308-98-040	REP	81-18-037
308-33-015	REP	81-02-031	308-52-215	NEW	81-03-078	308-98-050	REP-P	81-15-068
308-33-020	AMD	81-02-031	308-52-221	NEW	81-03-078	308-98-050	REP	81-18-037
308-33-030	AMD	81-02-031	308-52-250	REP	81-03-079	308-98-060	REP-P	81-15-068
308-36-020	AMD-P	81-04-047	308-52-255	NEW	81-03-079	308-98-060	REP	81-18-037
308-36-020	AMD	81-08-043	308-53-130	AMD	81-06-012	308-98-070	REP-P	81-15-068
308-37-100	NEW-P	81-02-032	308-53-215	NEW	81-06-012	308-98-070	REP	81-18-037
308-37-100	NEW	81-06-013	308-53-230	AMD	81-06-012	308-98-080	REP-P	81-15-068
308-37-110	NEW-P	81-02-032	308-54-120	AMD-P	81-09-022	308-98-080	REP	81-18-037
308-37-110	NEW	81-06-013	308-54-120	AMD	81-14-037	308-120-100	AMD	81-04-007
308-37-120	NEW-P	81-02-032	308-77-280	NEW-P	81-11-040	308-120-160	REP	81-04-007
308-37-120	NEW	81-06-013	308-77-280	NEW	81-14-048	308-120-161	NEW	81-04-007
308-37-130	NEW-P	81-02-032	308-92-010	REP	81-02-030	308-120-162	NEW	81-04-007
308-37-130	NEW	81-06-013	308-92-020	REP	81-02-030	308-120-163	NEW	81-04-007
308-37-140	NEW-P	81-02-032	308-92-030	REP	81-02-030	308-120-164	NEW	81-04-007
308-37-140	NEW	81-06-013	308-92-040	REP	81-02-030	308-120-165	NEW	81-04-007
308-38	NEW-P	81-06-015	308-92-050	REP	81-02-030	308-120-166	NEW	81-04-007
308-38-100	NEW-P	81-02-032	308-92-060	REP	81-02-030	308-120-168	NEW	81-04-007
308-38-100	NEW-P	81-10-072	308-92-070	REP	81-02-030	308-120-170	AMD-P	81-07-011
308-38-100	NEW-P	81-13-042	308-92-080	REP	81-02-030	308-120-170	AMD	81-10-026
308-38-100	NEW	81-17-054	308-92-100	REP	81-02-030	308-120-185	AMD	81-04-007
308-38-110	NEW-P	81-02-032	308-92-110	REP	81-02-030	308-120-410	AMD	81-04-007
308-38-110	NEW-P	81-10-072	308-92-120	REP	81-02-030	308-120-420	AMD	81-04-007
308-38-110	NEW-P	81-13-042	308-92-130	REP	81-02-030	308-120-509	AMD	81-04-007
308-38-110	NEW	81-17-054	308-92-140	REP	81-02-030	308-120-510	AMD-P	81-07-011
308-38-120	NEW-P	81-02-032	308-92-150	REP	81-02-030	308-120-510	AMD	81-10-026
308-38-120	NEW-P	81-10-072	308-92-160	REP	81-02-030	308-120-511	AMD-P	81-07-011
308-38-120	NEW-P	81-13-042	308-92-170	REP	81-02-030	308-120-511	AMD	81-10-026
308-38-120	NEW	81-17-054	308-92-180	REP	81-02-030	308-124-005	AMD	81-05-016
308-38-130	NEW-P	81-02-032	308-92-190	REP	81-02-030	308-124-021	AMD	81-05-016
308-38-130	NEW-P	81-10-072	308-92-200	REP	81-02-030	308-124A-020	AMD	81-05-016
308-38-130	NEW-P	81-13-042	308-97-050	REP-P	81-13-054	308-124A-025	AMD	81-05-016
308-38-130	NEW	81-17-054	308-97-050	REP	81-16-010	308-124A-030	AMD	81-05-016
308-38-140	NEW-P	81-02-032	308-97-060	NEW-P	81-13-054	308-124A-100	AMD	81-05-016
308-38-140	NEW-P	81-10-072	308-97-060	NEW	81-16-010	308-124A-110	NEW	81-05-016
308-38-140	NEW-P	81-13-042	308-97-080	REP-P	81-13-054	308-124A-120	NEW	81-05-016
308-38-140	NEW	81-17-054	308-97-080	REP	81-16-010	308-124A-130	NEW	81-05-016
308-38-150	NEW-P	81-02-032	308-97-090	NEW-P	81-13-054	308-124A-200	AMD	81-05-016
308-38-150	NEW-P	81-10-072	308-97-090	NEW	81-16-010	308-124A-310	REP	81-05-016
308-38-150	NEW-P	81-13-042	308-97-100	REP-P	81-13-054	308-124A-410	NEW	81-05-016
308-38-150	NEW	81-17-054	308-97-100	REP	81-16-010	308-124A-420	NEW	81-05-016
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308-124D-015	NEW-P	81-06-014	320-12-040	AMD-P	81-17-053	332-26-517	NEW-E	81-17-070
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308-124F-050	REP	81-05-015	320-12-070	AMD-P	81-17-053	332-30-164	NEW-P	81-04-069
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308-300-110	AMD-W	81-03-027	322-12-010	REP-P	81-03-084	352-32-250	AMD-P	81-04-049
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314-20-010	AMD-P	81-18-059	332-22-070	NEW	81-03-059	356-15-120	REP-P	81-18-061
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314-20-015	AMD-P	81-18-059	332-22-090	NEW	81-03-059	356-15-130	AMD-P	81-18-061
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314-24-110	AMD-P	81-18-059	332-24-090	AMD-E	81-09-011	356-18-220	AMD-P	81-16-037
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314-24-120	AMD-P	81-18-059	332-26-010	NEW-E	81-15-008	356-18-150	AMD-P	81-07-032
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314-24-200	AMD-P	81-18-059	332-26-060	NEW-E	81-15-008	356-22-090	AMD-P	81-10-045
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314-64-070	NEW-P	81-18-023	332-26-508	NEW-E	81-17-014	356-26-060	AMD-P	81-16-037
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356-34	AMD-P	81-07-031	360-17-020	NEW-P	81-10-024
356-34	AMD-P	81-09-039	360-17-020	NEW-P	81-14-035
356-34	AMD-P	81-11-038	360-17-020	NEW	81-16-036
356-34	AMD-P	81-13-049	360-17-030	NEW-P	81-06-075
356-34	AMD-P	81-15-028	360-17-030	NEW-P	81-10-024
356-34-180	AMD-P	81-03-019	360-17-030	NEW-P	81-14-035
356-34-180	AMD-P	81-07-032	360-17-030	NEW	81-16-036
356-34-180	AMD-P	81-09-038	360-17-040	NEW-P	81-06-075
356-34-220	AMD-P	81-03-019	360-17-040	NEW-P	81-10-024
356-34-220	AMD-P	81-07-032	360-17-040	NEW-P	81-14-035
356-34-220	AMD-P	81-09-038	360-17-040	NEW	81-16-036
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356-47-050	NEW-P	81-16-055	360-17-060	NEW	81-16-036
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356-47-090	NEW-P	81-16-055	360-17-080	NEW-P	81-10-024
356-47-100	NEW-P	81-16-055	360-17-080	NEW-P	81-14-035
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358-20-030	NEW-E	81-17-045	360-17-090	NEW	81-16-036
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388-87-013	AMD-E	81-06-043	388-92-010	REP	81-10-014	388-96-557	AMD	81-06-024
388-87-013	AMD-P	81-06-070	388-92-015	AMD-E	81-06-042	388-96-559	AMD	81-06-024
388-87-013	AMD	81-10-016	388-92-015	AMD-P	81-06-068	388-96-561	AMD	81-06-024
388-87-013	AMD-E	81-12-028	388-92-015	AMD	81-10-014	388-96-563	NEW	81-06-024
388-87-013	AMD-P	81-12-042	388-92-020	REP-E	81-06-042	388-96-565	AMD	81-06-024
388-87-013	AMD	81-16-032	388-92-020	REP-P	81-06-068	388-96-567	AMD	81-06-024
388-87-015	AMD-E	81-12-028	388-92-020	REP	81-10-014	388-96-569	AMD	81-06-024
388-87-015	AMD-P	81-12-042	388-92-025	AMD-E	81-06-042	388-96-571	AMD	81-06-024
388-87-015	AMD	81-16-032	388-92-025	AMD-P	81-06-068	388-96-572	NEW	81-06-024
388-87-025	AMD-E	81-06-043	388-92-025	AMD	81-10-014	388-96-585	AMD	81-06-024
388-87-025	AMD-P	81-06-070	388-92-025	AMD-E	81-12-028	388-96-587	NEW	81-06-024
388-87-025	AMD	81-10-016	388-92-025	AMD-P	81-12-042	388-96-701	REP-P	81-11-060
388-87-025	AMD-E	81-12-028	388-92-025	AMD	81-16-032	388-96-701	REP-E	81-14-062
388-87-025	AMD-P	81-12-042	388-92-030	AMD-E	81-06-042	388-96-701	REP	81-15-049
388-87-025	AMD	81-16-032	388-92-030	AMD-P	81-06-068	388-96-713	AMD-P	81-11-060
388-87-027	AMD-E	81-06-043	388-92-030	AMD	81-10-014	388-96-713	AMD-E	81-14-062
388-87-027	AMD-P	81-06-070	388-92-030	AMD-E	81-12-028	388-96-713	AMD	81-15-049
388-87-027	AMD	81-10-016	388-92-030	AMD-P	81-12-042	388-96-716	AMD-P	81-11-060
388-87-027	AMD-E	81-12-028	388-92-030	AMD	81-16-032	388-96-716	AMD-E	81-14-062
388-87-027	AMD-P	81-12-042	388-92-035	REP-E	81-06-042	388-96-716	AMD	81-15-049
388-87-027	AMD	81-16-032	388-92-035	REP-P	81-06-068	388-96-719	AMD-P	81-11-060
388-87-030	AMD-E	81-06-043	388-92-035	REP	81-10-014	388-96-719	AMD-E	81-14-062
388-87-030	AMD-P	81-06-070	388-92-040	AMD-E	81-06-042	388-96-719	AMD	81-15-049
388-87-030	AMD	81-10-016	388-92-040	AMD-P	81-06-068	388-96-722	AMD	81-06-024
388-87-030	AMD-E	81-12-028	388-92-040	AMD	81-10-014	388-96-722	AMD-P	81-11-060
388-87-030	AMD-P	81-12-042	388-92-040	AMD-E	81-12-028	388-96-722	AMD-E	81-14-062
388-87-030	AMD	81-16-032	388-92-040	AMD-P	81-12-042	388-96-722	AMD	81-15-049
388-87-047	REP-E	81-06-038	388-92-040	AMD	81-16-032	388-96-727	AMD-P	81-11-060
388-87-047	REP-P	81-06-070	388-92-045	AMD-E	81-06-042	388-96-727	AMD-E	81-14-062
388-87-047	REP	81-10-016	388-92-045	AMD-P	81-06-068	388-96-727	AMD	81-15-049
388-87-070	AMD-E	81-06-043	388-92-045	AMD	81-10-014	388-96-735	AMD-P	81-11-060
388-87-070	AMD-P	81-06-070	388-92-050	AMD-E	81-06-042	388-96-735	AMD-E	81-14-062
388-87-070	AMD	81-10-016	388-92-050	AMD-P	81-06-068	388-96-735	AMD	81-15-049
388-87-070	AMD-E	81-12-028	388-92-050	AMD	81-10-014	388-96-743	AMD-P	81-11-060
388-87-070	AMD-P	81-12-042	388-92-055	REP-E	81-06-042	388-96-743	AMD-E	81-14-062
388-87-070	AMD	81-16-032	388-92-055	REP-P	81-06-068	388-96-743	AMD	81-15-049
388-87-075	AMD-E	81-12-028	388-92-055	REP	81-10-014	388-96-750	AMD-P	81-18-062
388-87-075	AMD-P	81-12-042	388-92-060	REP-E	81-06-042	388-99-005	NEW-E	81-12-028
388-87-075	AMD	81-16-032	388-92-060	REP-P	81-06-068	388-99-005	NEW-P	81-12-042
388-87-077	AMD-E	81-06-043	388-92-060	REP	81-10-014	388-99-005	NEW	81-16-032
388-87-077	AMD-P	81-06-070	388-92-065	REP-E	81-06-042	388-99-010	NEW-E	81-12-028
388-87-077	AMD	81-10-016						

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
388-99-010	NEW-P	81-12-042	388-320-180	AMD	81-06-001	391-21-516	REP	81-15-022
388-99-010	NEW	81-16-032	388-320-190	REP	81-06-001	391-21-518	REP	81-15-022
388-99-015	NEW-E	81-12-028	388-320-200	REP	81-06-001	391-21-520	REP	81-15-022
388-99-015	NEW-P	81-12-042	388-320-205	NEW	81-06-001	391-21-522	REP	81-15-022
388-99-015	NEW	81-16-032	388-320-210	NEW	81-06-001	391-21-524	REP	81-15-022
388-99-020	NEW-E	81-12-028	388-320-220	NEW	81-06-001	391-21-526	REP	81-15-022
388-99-020	NEW-P	81-12-042	388-320-225	NEW	81-06-001	391-21-528	REP	81-15-022
388-99-020	NEW	81-16-032	388-320-230	NEW	81-06-001	391-21-530	REP	81-15-022
388-99-030	NEW-E	81-12-028	388-320-235	NEW	81-06-001	391-21-532	REP	81-15-022
388-99-030	NEW-P	81-12-042	388-320-240	NEW	81-06-001	391-21-534	REP	81-15-022
388-99-030	NEW	81-16-032	390-12-250	NEW-P	81-15-095	391-21-535	REP	81-15-022
388-99-035	NEW-E	81-12-028	390-12-250	NEW	81-18-043	391-21-536	REP	81-15-022
388-99-035	NEW-P	81-12-042	390-12-255	NEW-P	81-15-095	391-21-550	REP	81-15-022
388-99-035	NEW	81-16-032	390-12-255	NEW	81-18-043	391-21-556	REP	81-15-022
388-99-040	NEW-E	81-12-028	390-16-031	AMD-P	81-11-008	391-21-700	REP	81-15-022
388-99-040	NEW-P	81-12-042	390-16-031	AMD	81-14-038	391-21-702	REP	81-15-022
388-99-040	NEW	81-16-032	390-20-054	NEW-E	81-04-021	391-21-706	REP	81-15-022
388-99-045	NEW-E	81-12-028	390-20-054	NEW-P	81-05-007	391-21-708	REP	81-15-022
388-99-045	NEW-P	81-12-042	390-20-054	NEW	81-08-025	391-21-712	REP	81-15-022
388-99-045	NEW	81-16-032	390-20-144	NEW	81-03-001	391-21-716	REP	81-15-022
388-99-050	NEW-E	81-12-028	390-20-144	AMD-P	81-14-054	391-21-718	REP	81-15-022
388-99-050	NEW-P	81-12-042	390-20-144	AMD	81-18-043	391-21-719	REP	81-15-022
388-99-050	NEW	81-16-032	391-08-230	NEW	81-02-034	391-21-720	REP	81-15-022
388-99-055	NEW-E	81-12-028	391-21-001	REP	81-15-022	391-21-721	REP	81-15-022
388-99-055	NEW-P	81-12-042	391-21-003	REP	81-15-022	391-21-722	REP	81-15-022
388-99-055	NEW	81-16-032	391-21-100	REP	81-15-022	391-21-723	REP	81-15-022
388-99-060	NEW-E	81-12-028	391-21-102	REP	81-15-022	391-21-724	REP	81-15-022
388-99-060	NEW-P	81-12-042	391-21-104	REP	81-15-022	391-21-726	REP	81-15-022
388-99-060	NEW	81-16-032	391-21-105	REP	81-15-022	391-21-728	REP	81-15-022
388-100-005	NEW-E	81-12-028	391-21-106	REP	81-15-022	391-21-733	REP	81-15-022
388-100-005	NEW-P	81-12-042	391-21-107	REP	81-15-022	391-21-734	REP	81-15-022
388-100-005	NEW	81-16-032	391-21-108	REP	81-15-022	391-21-735	REP	81-15-022
388-100-010	NEW-E	81-12-028	391-21-110	REP	81-15-022	391-21-737	REP	81-15-022
388-100-010	NEW-P	81-12-042	391-21-112	REP	81-15-022	391-21-738	REP	81-15-022
388-100-010	NEW	81-16-032	391-21-113	REP	81-15-022	391-21-800	REP	81-15-022
388-100-015	NEW-E	81-12-028	391-21-114	REP	81-15-022	391-21-802	REP	81-15-022
388-100-015	NEW-P	81-12-042	391-21-115	REP	81-15-022	391-21-804	REP	81-15-022
388-100-015	NEW	81-16-032	391-21-116	REP	81-15-022	391-21-806	REP	81-15-022
388-100-020	NEW-E	81-12-028	391-21-118	REP	81-15-022	391-21-808	REP	81-15-022
388-100-020	NEW-P	81-12-042	391-21-120	REP	81-15-022	391-21-810	REP	81-15-022
388-100-020	NEW	81-16-032	391-21-122	REP	81-15-022	391-21-812	REP	81-15-022
388-100-025	NEW-E	81-12-028	391-21-124	REP	81-15-022	391-21-814	REP	81-15-022
388-100-025	NEW-P	81-12-042	391-21-125	REP	81-15-022	391-21-900	REP	81-15-022
388-100-025	NEW	81-16-032	391-21-126	REP	81-15-022	391-25-110	NEW	81-02-034
388-100-030	NEW-E	81-12-028	391-21-128	REP	81-15-022	391-25-190	NEW	81-02-034
388-100-030	NEW-P	81-12-042	391-21-130	REP	81-15-022	391-30-001	REP	81-15-022
388-100-030	NEW	81-16-032	391-21-132	REP	81-15-022	391-30-100	REP	81-15-022
388-100-035	NEW-E	81-12-028	391-21-134	REP	81-15-022	391-30-102	REP	81-15-022
388-100-035	NEW-P	81-12-042	391-21-136	REP	81-15-022	391-30-104	REP	81-15-022
388-100-035	NEW	81-16-032	391-21-137	REP	81-15-022	391-30-106	REP	81-15-022
388-320	AMD-P	81-02-022	391-21-138	REP	81-15-022	391-30-108	REP	81-15-022
388-320	AMD-P	81-03-026	391-21-140	REP	81-15-022	391-30-110	REP	81-15-022
388-320	AMD-P	81-04-004	391-21-142	REP	81-15-022	391-30-112	REP	81-15-022
388-320-010	AMD	81-06-001	391-21-300	REP	81-15-022	391-30-113	REP	81-15-022
388-320-020	AMD	81-06-001	391-21-302	REP	81-15-022	391-30-114	REP	81-15-022
388-320-055	REP	81-06-001	391-21-304	REP	81-15-022	391-30-116	REP	81-15-022
388-320-060	REP	81-06-001	391-21-306	REP	81-15-022	391-30-118	REP	81-15-022
388-320-070	REP	81-06-001	391-21-308	REP	81-15-022	391-30-120	REP	81-15-022
388-320-090	AMD	81-06-001	391-21-310	REP	81-15-022	391-30-122	REP	81-15-022
388-320-092	AMD	81-06-001	391-21-312	REP	81-15-022	391-30-124	REP	81-15-022
388-320-093	REP	81-06-001	391-21-314	REP	81-15-022	391-30-126	REP	81-15-022
388-320-094	REP	81-06-001	391-21-316	REP	81-15-022	391-30-128	REP	81-15-022
388-320-095	REP	81-06-001	391-21-318	REP	81-15-022	391-30-130	REP	81-15-022
388-320-100	AMD	81-06-001	391-21-320	REP	81-15-022	391-30-132	REP	81-15-022
388-320-110	AMD	81-06-001	391-21-321	REP	81-15-022	391-30-134	REP	81-15-022
388-320-115	AMD	81-06-001	391-21-322	REP	81-15-022	391-30-136	REP	81-15-022
388-320-120	REP	81-06-001	391-21-500	REP	81-15-022	391-30-137	REP	81-15-022
388-320-130	AMD	81-06-001	391-21-502	REP	81-15-022	391-30-138	REP	81-15-022
388-320-135	NEW	81-06-001	391-21-504	REP	81-15-022	391-30-140	REP	81-15-022
388-320-140	AMD	81-06-001	391-21-506	REP	81-15-022	391-30-142	REP	81-15-022
388-320-150	REP	81-06-001	391-21-508	REP	81-15-022	391-30-300	REP	81-15-022
388-320-155	REP	81-06-001	391-21-510	REP	81-15-022	391-30-302	REP	81-15-022
388-320-160	REP	81-06-001	391-21-512	REP	81-15-022	391-30-304	REP	81-15-022
388-320-170	AMD	81-06-001	391-21-514	REP	81-15-022	391-30-306	REP	81-15-022

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
391-30-308	REP	81-15-022	391-50-130	REP	81-15-022	392-109-117	NEW	81-17-005
391-30-310	REP	81-15-022	391-50-132	REP	81-15-022	392-121-105	AMD-P	81-15-078
391-30-312	REP	81-15-022	391-50-134	REP	81-15-022	392-121-105	AMD-E	81-16-052
391-30-314	REP	81-15-022	391-50-136	REP	81-15-022	392-121-115	AMD-P	81-15-078
391-30-316	REP	81-15-022	391-50-137	REP	81-15-022	392-121-115	AMD-E	81-16-052
391-30-318	REP	81-15-022	391-50-138	REP	81-15-022	392-121-120	AMD-P	81-15-078
391-30-320	REP	81-15-022	391-50-140	REP	81-15-022	392-121-120	AMD-E	81-16-052
391-30-321	REP	81-15-022	391-50-142	REP	81-15-022	392-121-121	NEW-P	81-15-078
391-30-322	REP	81-15-022	391-50-300	REP	81-15-022	392-121-121	NEW-E	81-16-052
391-30-500	REP	81-15-022	391-50-302	REP	81-15-022	392-121-125	AMD-P	81-15-078
391-30-502	REP	81-15-022	391-50-304	REP	81-15-022	392-121-125	AMD-E	81-16-052
391-30-504	REP	81-15-022	391-50-306	REP	81-15-022	392-121-126	NEW-P	81-15-078
391-30-506	REP	81-15-022	391-50-308	REP	81-15-022	392-121-126	NEW-E	81-16-052
391-30-508	REP	81-15-022	391-50-310	REP	81-15-022	392-121-127	NEW-P	81-15-078
391-30-510	REP	81-15-022	391-50-312	REP	81-15-022	392-121-127	NEW-E	81-16-052
391-30-512	REP	81-15-022	391-50-314	REP	81-15-022	392-121-145	AMD-P	81-15-078
391-30-514	REP	81-15-022	391-50-316	REP	81-15-022	392-121-145	AMD-E	81-16-052
391-30-516	REP	81-15-022	391-50-318	REP	81-15-022	392-121-155	AMD-P	81-15-078
391-30-518	REP	81-15-022	391-50-320	REP	81-15-022	392-121-155	AMD-E	81-16-052
391-30-520	REP	81-15-022	391-50-321	REP	81-15-022	392-121-170	AMD-P	81-15-078
391-30-522	REP	81-15-022	391-50-322	REP	81-15-022	392-121-170	AMD-E	81-16-052
391-30-524	REP	81-15-022	391-50-700	REP	81-15-022	392-121-175	AMD-P	81-15-078
391-30-526	REP	81-15-022	391-50-702	REP	81-15-022	392-121-175	AMD-E	81-16-052
391-30-528	REP	81-15-022	391-50-706	REP	81-15-022	392-121-176	NEW-P	81-15-080
391-30-530	REP	81-15-022	391-50-708	REP	81-15-022	392-121-177	NEW-P	81-15-082
391-30-532	REP	81-15-022	391-50-710	REP	81-15-022	392-121-186	NEW-P	81-15-078
391-30-534	REP	81-15-022	391-50-712	REP	81-15-022	392-121-186	NEW-E	81-16-052
391-30-535	REP	81-15-022	391-50-714	REP	81-15-022	392-121-195	NEW-P	81-15-078
391-30-536	REP	81-15-022	391-50-716	REP	81-15-022	392-121-195	NEW-E	81-16-052
391-30-550	REP	81-15-022	391-50-718	REP	81-15-022	392-123-005	AMD-E	81-15-086
391-30-552	REP	81-15-022	391-50-720	REP	81-15-022	392-123-005	AMD-P	81-15-072
391-30-554	REP	81-15-022	391-50-722	REP	81-15-022	392-123-010	AMD-E	81-15-086
391-30-556	REP	81-15-022	391-50-724	REP	81-15-022	392-123-010	AMD-P	81-15-072
391-30-560	REP	81-15-022	391-50-728	REP	81-15-022	392-123-051	AMD-E	81-15-086
391-30-700	REP	81-15-022	391-50-730	REP	81-15-022	392-123-051	AMD-P	81-15-072
391-30-702	REP	81-15-022	391-50-732	REP	81-15-022	392-123-054	AMD-E	81-15-086
391-30-704	REP	81-15-022	391-50-734	REP	81-15-022	392-123-054	AMD-P	81-15-072
391-30-706	REP	81-15-022	391-55-335	NEW	81-02-034	392-123-055	AMD-E	81-15-086
391-30-708	REP	81-15-022	391-55-345	NEW	81-02-034	392-123-055	AMD-P	81-15-072
391-30-710	REP	81-15-022	391-70-010	REP	81-15-022	392-123-071	AMD-E	81-15-086
391-30-712	REP	81-15-022	391-70-020	REP	81-15-022	392-123-071	AMD-P	81-15-072
391-30-714	REP	81-15-022	391-70-030	REP	81-15-022	392-123-072	AMD-E	81-15-086
391-30-716	REP	81-15-022	391-70-040	REP	81-15-022	392-123-072	AMD-P	81-15-072
391-30-718	REP	81-15-022	391-70-050	REP	81-15-022	392-123-079	AMD-E	81-15-086
391-30-720	REP	81-15-022	391-70-070	REP	81-15-022	392-123-079	AMD-P	81-15-072
391-30-722	REP	81-15-022	391-70-080	REP	81-15-022	392-123-115	AMD-E	81-15-086
391-30-724	REP	81-15-022	391-70-090	REP	81-15-022	392-123-115	AMD-P	81-15-072
391-30-726	REP	81-15-022	391-70-105	REP	81-15-022	392-123-120	AMD-E	81-15-086
391-30-728	REP	81-15-022	391-70-110	REP	81-15-022	392-123-120	AMD-P	81-15-072
391-30-730	REP	81-15-022	391-70-120	REP	81-15-022	392-123-125	AMD-E	81-15-086
391-30-732	REP	81-15-022	391-70-140	REP	81-15-022	392-123-125	AMD-P	81-15-072
391-30-734	REP	81-15-022	391-70-170	REP	81-15-022	392-123-130	REP-E	81-15-086
391-30-736	REP	81-15-022	391-70-220	REP	81-15-022	392-123-130	REP-P	81-15-072
391-30-738	REP	81-15-022	391-70-245	REP	81-15-022	392-123-140	AMD-E	81-15-086
391-30-900	REP	81-15-022	391-70-260	REP	81-15-022	392-123-140	AMD-P	81-15-072
391-45-552	NEW	81-02-034	391-70-300	REP	81-15-022	392-123-141	NEW-E	81-15-086
391-50-001	REP	81-15-022	391-95-130	NEW	81-02-034	392-125-010	AMD-P	81-15-077
391-50-100	REP	81-15-022	391-95-310	NEW	81-02-034	392-125-011	NEW-P	81-15-077
391-50-102	REP	81-15-022	392-109-055	AMD-P	81-14-086	392-125-015	AMD-P	81-15-077
391-50-104	REP	81-15-022	392-109-055	AMD-E	81-16-047	392-125-020	AMD-P	81-15-077
391-50-105	REP	81-15-022	392-109-055	AMD	81-17-005	392-125-060	AMD-P	81-15-077
391-50-106	REP	81-15-022	392-109-060	AMD-P	81-14-086	392-125-075	REP-P	81-15-077
391-50-108	REP	81-15-022	392-109-060	AMD-E	81-16-047	392-125-085	NEW-P	81-15-077
391-50-110	REP	81-15-022	392-109-060	AMD	81-17-005	392-129-005	AMD-P	81-17-078
391-50-112	REP	81-15-022	392-109-077	NEW-P	81-14-086	392-129-010	AMD-P	81-17-078
391-50-113	REP	81-15-022	392-109-077	NEW-E	81-16-047	392-129-015	AMD-E	81-12-001
391-50-114	REP	81-15-022	392-109-077	NEW	81-17-005	392-129-015	AMD-P	81-17-078
391-50-116	REP	81-15-022	392-109-085	AMD-P	81-14-086	392-129-020	AMD-P	81-17-078
391-50-118	REP	81-15-022	392-109-085	AMD-E	81-16-047	392-131-005	REP-P	81-15-081
391-50-120	REP	81-15-022	392-109-085	AMD	81-17-005	392-131-010	REP-P	81-15-081
391-50-122	REP	81-15-022	392-109-115	AMD-P	81-14-086	392-131-015	REP-P	81-15-081
391-50-124	REP	81-15-022	392-109-115	AMD-E	81-16-047	392-131-020	REP-P	81-15-081
391-50-126	REP	81-15-022	392-109-115	AMD	81-17-005	392-131-025	REP-P	81-15-081
391-50-128	REP	81-15-022	392-109-117	NEW-E	81-16-047	392-135-010	AMD-P	81-15-079

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392-135-010	AMD-E 81-17-052	392-160-010	AMD 81-15-089	392-161-150	REP 81-15-088
392-135-020	AMD-P 81-15-079	392-160-015	AMD 81-15-089	392-161-155	REP-P 81-13-044
392-135-020	AMD-E 81-15-085	392-160-025	REP 81-15-089	392-161-155	REP 81-15-088
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392-135-021	NEW-P 81-15-079	392-160-035	AMD 81-15-089	392-161-160	REP 81-15-088
392-135-021	NEW-E 81-15-085	392-160-040	AMD 81-15-089	392-161-165	REP-P 81-13-044
392-135-021	AMD-E 81-17-052	392-160-045	AMD 81-15-089	392-161-165	REP 81-15-088
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392-139-016	AMD-P 81-17-080	392-160-035	AMD-P 81-13-045	392-161-180	REP-P 81-13-044
392-139-017	AMD-P 81-17-080	392-160-040	AMD-P 81-13-045	392-161-180	REP 81-15-088
392-139-018	AMD-P 81-17-080	392-160-045	AMD-P 81-13-045	392-161-185	REP-P 81-13-044
392-139-026	AMD-P 81-17-080	392-161-005	REP-P 81-13-044	392-161-185	REP 81-15-088
392-139-031	AMD-P 81-17-080	392-161-005	REP 81-13-088	392-171-581	AMD-P 81-15-076
392-139-036	AMD-P 81-17-080	392-161-010	REP-P 81-13-044	392-171-786	REP-E 81-17-035
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392-140-012	NEW-P 81-13-043	392-161-025	REP 81-15-088	402-22-150	NEW 81-16-031
392-140-012	NEW 81-16-042	392-161-030	REP-P 81-13-044	402-52-100	NEW-P 81-12-026
392-140-013	NEW 81-16-042	392-161-030	REP 81-15-088	402-52-100	NEW 81-16-031
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392-140-017	NEW 81-16-042	392-161-045	REP-P 81-13-044	402-52-010	REP 81-16-031
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392-140-025	NEW-E 81-17-033	392-161-075	REP 81-15-088	410-20-070	NEW 81-02-030
392-140-025	NEW-P 81-17-076	392-161-080	REP-P 81-13-044	415-104-800	NEW-E 81-03-028
392-140-026	NEW-E 81-17-033	392-161-080	REP 81-15-088	415-104-800	NEW-P 81-04-022
392-140-026	NEW-P 81-17-076	392-161-085	REP-P 81-13-044	415-104-800	NEW 81-07-017
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392-140-028	NEW-E 81-17-033	392-161-090	REP 81-15-088	415-104-810	NEW 81-07-017
392-140-028	NEW-P 81-17-076	392-161-095	REP-P 81-13-044	415-104-820	NEW-E 81-03-028
392-140-029	NEW-E 81-17-033	392-161-095	REP 81-15-088	415-104-820	NEW-P 81-04-022
392-140-029	NEW-P 81-17-076	392-161-101	REP-P 81-13-044	415-104-820	NEW 81-07-017
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392-140-030	NEW-P 81-17-076	392-161-104	REP-P 81-13-044	446-40-070	AMD 81-04-042
392-140-031	NEW-E 81-17-033	392-161-104	REP 81-15-088	446-50-010	AMD 81-03-008
392-140-031	NEW-P 81-17-076	392-161-116	REP-P 81-13-044	446-50-020	AMD 81-03-008
392-140-032	NEW-E 81-17-033	392-161-116	REP 81-15-088	446-50-080	AMD 81-03-008
392-140-032	NEW-P 81-17-076	392-161-118	REP-P 81-13-044	458-12-285	REP 81-04-054
392-140-033	NEW-E 81-17-033	392-161-118	REP 81-15-088	458-12-290	REP 81-04-054
392-140-033	NEW-P 81-17-076	392-161-118	REP 81-15-088	458-12-380	REP 81-04-054
392-140-034	NEW-E 81-17-033	392-161-120	REP 81-15-088	458-12-400	REP 81-04-054
392-140-034	NEW-P 81-17-076	392-161-120	REP-P 81-13-044	458-12-401	REP 81-04-054
392-140-035	NEW-E 81-17-033	392-161-125	REP-P 81-13-044	458-12-402	REP 81-04-054
392-140-035	NEW-P 81-17-076	392-161-125	REP 81-15-088	458-12-403	REP 81-04-054
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392-140-040	NEW-P 81-17-077	392-161-135	REP-P 81-13-044	458-12-406	REP 81-04-054
392-140-041	NEW-E 81-17-034	392-161-135	REP 81-15-088	458-12-408	REP 81-04-054
392-140-041	NEW-P 81-17-077	392-161-140	REP-P 81-13-044	458-12-410	REP 81-04-054
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392-143-035	AMD-P 81-15-073	392-161-145	REP-P 81-13-044	458-12-414	REP 81-04-054
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458-12-422	REP	81-04-054	458-40-19004	AMD-P	81-10-053	461-08-100	AMD-P	81-14-084
458-14-125	AMD-E	81-16-063	458-40-19004	AMD-E	81-14-046	461-08-105	AMD-P	81-14-084
458-14-125	AMD-P	81-17-057	458-40-19004	AMD	81-14-047	461-08-120	AMD-P	81-14-084
458-14-126	NEW	81-04-053	458-53-150	AMD	81-04-056	461-08-125	AMD-P	81-14-084
458-16-010	AMD	81-05-018	460-20A-100	AMD-P	81-17-086	461-08-130	AMD-P	81-14-084
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458-16-012	NEW	81-05-018	460-20A-220	AMD-P	81-17-086	461-08-150	AMD-P	81-14-084
458-16-013	NEW	81-05-018	460-20A-230	AMD-E	81-17-085	461-08-155	AMD-P	81-14-084
458-16-020	AMD	81-05-018	460-20A-230	AMD-P	81-17-086	461-08-157	NEW-P	81-14-084
458-16-050	AMD	81-05-018	460-24A-050	AMD-E	81-17-085	461-08-160	AMD-P	81-14-084
458-16-060	AMD	81-05-018	460-24A-050	AMD-P	81-17-086	461-08-165	AMD-P	81-14-084
458-16-070	AMD	81-05-018	460-24A-170	AMD-P	81-17-086	461-08-170	AMD-P	81-14-084
458-16-079	NEW	81-05-018	460-42A-020	NEW	81-04-048	461-08-190	AMD-P	81-14-084
458-16-081	AMD	81-04-052	460-44A	AMD-P	81-17-087	461-08-195	AMD-P	81-14-084
458-16-110	AMD	81-05-017	460-44A-010	AMD-P	81-17-087	461-08-200	REP-P	81-14-084
458-16-111	AMD	81-05-017	460-44A-020	AMD-P	81-17-087	461-08-215	AMD-P	81-14-084
458-16-120	AMD	81-05-017	460-44A-025	NEW-P	81-17-087	461-08-220	AMD-P	81-14-084
458-16-130	AMD	81-05-017	460-44A-030	AMD-P	81-17-087	461-08-221	AMD-P	81-14-084
458-16-130	AMD-P	81-17-059	460-44A-041	AMD-P	81-17-087	461-08-225	AMD-P	81-14-084
458-16-150	AMD	81-05-017	460-44A-045	REP-P	81-17-087	461-08-235	AMD-P	81-14-084
458-16-190	AMD-P	81-17-059	460-44A-050	REP-P	81-17-087	461-08-240	AMD-P	81-14-084
458-16-210	AMD	81-05-017	460-44A-060	REP-P	81-17-087	461-08-245	AMD-P	81-14-084
458-16-260	AMD	81-05-017	460-44A-065	REP-P	81-17-087	461-08-260	AMD-P	81-14-084
458-16-270	AMD	81-05-017	460-44A-070	REP-P	81-17-087	461-12-020	AMD-P	81-14-084
458-16-280	AMD-P	81-17-059	460-44A-075	REP-P	81-17-087	461-12-031	AMD-P	81-14-084
458-16-282	NEW-E	81-17-018	460-45A-010	NEW-P	81-17-087	461-12-032	AMD-P	81-14-084
458-16-282	NEW-P	81-17-060	460-45A-020	NEW-P	81-17-087	461-12-034	AMD-P	81-14-084
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458-16-301	NEW-P	81-17-060	460-45A-060	NEW-P	81-17-087	461-12-060	AMD-P	81-14-084
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458-19-550	NEW	81-04-055	460-46A-040	NEW-P	81-17-087	463-30-080	AMD	81-07-019
458-40-18600	AMD-P	81-10-053	460-46A-050	NEW-P	81-17-087	463-30-400	AMD-P	81-17-021
458-40-18600	AMD-E	81-14-046	460-46A-060	NEW-P	81-17-087	463-42-010	AMD-P	81-17-065
458-40-18600	AMD	81-14-047	460-46A-070	NEW-P	81-17-087	463-42-015	NEW-P	81-17-065
458-40-18655	NEW-P	81-10-053	460-46A-080	NEW-P	81-17-087	463-42-020	REP-P	81-17-065
458-40-18655	NEW-E	81-14-046	460-46A-090	NEW-P	81-17-087	463-42-025	NEW-P	81-17-065
458-40-18655	NEW	81-14-047	460-46A-100	NEW-P	81-17-087	463-42-030	REP-P	81-17-065
458-40-18656	NEW-P	81-10-053	460-46A-105	NEW-P	81-17-087	463-42-035	NEW-P	81-17-065
458-40-18656	NEW-E	81-14-046	460-46A-110	NEW-P	81-17-087	463-42-040	REP-P	81-17-065
458-40-18656	NEW	81-14-047	460-46A-115	NEW-P	81-17-087	463-42-045	NEW-P	81-17-065
458-40-18657	NEW-P	81-10-053	460-46A-120	NEW-P	81-17-087	463-42-050	REP-P	81-17-065
458-40-18657	NEW-E	81-14-046	460-46A-125	NEW-P	81-17-087	463-42-055	NEW-P	81-17-065
458-40-18657	NEW	81-14-047	460-46A-130	NEW-P	81-17-087	463-42-060	REP-P	81-17-065
458-40-18658	NEW-P	81-10-053	460-46A-135	NEW-P	81-17-087	463-42-065	NEW-P	81-17-065
458-40-18658	NEW-E	81-14-046	460-46A-140	NEW-P	81-17-087	463-42-070	REP-P	81-17-065
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458-40-18659	NEW-P	81-10-053	460-46A-150	NEW-P	81-17-087	463-42-080	REP-P	81-17-065
458-40-18659	NEW-E	81-14-046	460-46A-155	NEW-P	81-17-087	463-42-085	NEW-P	81-17-065
458-40-18659	NEW	81-14-047	460-47A-010	NEW-P	81-17-087	463-42-090	REP-P	81-17-065
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458-40-18660	NEW	81-14-047	461-08-020	AMD-P	81-14-084	463-42-105	NEW-P	81-17-065
458-40-19000	AMD-P	81-10-053	461-08-030	AMD-P	81-14-084	463-42-110	REP-P	81-17-065
458-40-19000	AMD-E	81-14-046	461-08-040	AMD-P	81-14-084	463-42-115	NEW-P	81-17-065
458-40-19000	AMD	81-14-047	461-08-045	AMD-P	81-14-084	463-42-120	REP-P	81-17-065
458-40-19001	AMD-P	81-10-053	461-08-050	AMD-P	81-14-084	463-42-125	NEW-P	81-17-065
458-40-19001	AMD-E	81-14-046	461-08-053	NEW-P	81-14-084	463-42-130	REP-P	81-17-065
458-40-19001	AMD	81-14-047	461-08-055	AMD-P	81-14-084	463-42-135	NEW-P	81-17-065
458-40-19002	AMD-P	81-10-053	461-08-060	AMD-P	81-14-084	463-42-140	REP-P	81-17-065
458-40-19002	AMD-E	81-14-046	461-08-065	AMD-P	81-14-084	463-42-145	NEW-P	81-17-065
458-40-19002	AMD	81-14-047	461-08-070	AMD-P	81-14-084	463-42-150	REP-P	81-17-065
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463-42-170	REP-P	81-17-065	463-42-540	REP-P	81-17-065
463-42-175	NEW-P	81-17-065	463-42-545	NEW-P	81-17-065
463-42-180	REP-P	81-17-065	463-42-550	REP-P	81-17-065
463-42-185	NEW-P	81-17-065	463-42-555	NEW-P	81-17-065
463-42-190	REP-P	81-17-065	463-42-560	REP-P	81-17-065
463-42-195	NEW-P	81-17-065	463-42-565	NEW-P	81-17-065
463-42-200	REP-P	81-17-065	463-42-570	REP-P	81-17-065
463-42-205	NEW-P	81-17-065	463-42-575	NEW-P	81-17-065
463-42-210	REP-P	81-17-065	463-42-580	REP-P	81-17-065
463-42-215	NEW-P	81-17-065	463-42-585	NEW-P	81-17-065
463-42-220	REP-P	81-17-065	463-42-590	REP-P	81-17-065
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463-42-240	REP-P	81-17-065	463-42-610	REP-P	81-17-065
463-42-245	NEW-P	81-17-065	463-42-615	NEW-P	81-17-065
463-42-250	REP-P	81-17-065	463-42-620	REP-P	81-17-065
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463-42-260	REP-P	81-17-065	463-42-635	NEW-P	81-17-065
463-42-265	NEW-P	81-17-065	463-42-645	NEW-P	81-17-065
463-42-270	REP-P	81-17-065	463-46-055	AMD-P	81-03-055
463-42-275	NEW-P	81-17-065	463-46-055	AMD	81-07-019
463-42-280	REP-P	81-17-065	463-54-070	AMD-E	81-08-023
463-42-285	NEW-P	81-17-065	463-54-070	AMD-P	81-08-037
463-42-290	REP-P	81-17-065	463-54-070	AMD	81-11-011
463-42-295	NEW-P	81-17-065	468-06	REVIEW	81-07-015
463-42-300	REP-P	81-17-065	468-06-030	AMD-P	81-08-008
463-42-305	NEW-P	81-17-065	468-06-030	AMD	81-11-035
463-42-310	REP-P	81-17-065	468-06-050	AMD-P	81-08-008
463-42-315	NEW-P	81-17-065	468-06-050	AMD	81-11-035
463-42-320	REP-P	81-17-065	468-06-070	AMD-P	81-08-008
463-42-325	NEW-P	81-17-065	468-06-070	AMD	81-11-035
463-42-330	REP-P	81-17-065	468-06-130	AMD-P	81-08-008
463-42-335	NEW-P	81-17-065	468-06-130	AMD	81-11-035
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463-42-360	REP-P	81-17-065	468-18	REVIEW	81-07-015
463-42-365	NEW-P	81-17-065	468-18-070	REP-P	81-11-036
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463-42-375	NEW-P	81-17-065	468-30	REVIEW	81-09-040
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463-42-385	NEW-P	81-17-065	468-30-110	NEW-P	81-16-062
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463-42-395	NEW-P	81-17-065	468-38	REVIEW	81-15-011
463-42-400	REP-P	81-17-065	468-38-370	AMD-P	81-11-052
463-42-405	NEW-P	81-17-065	468-38-370	AMD-E	81-11-054
463-42-410	REP-P	81-17-065	468-38-370	AMD	81-15-098
463-42-415	NEW-P	81-17-065	468-38-460	AMD-P	81-11-051
463-42-420	REP-P	81-17-065	468-38-460	AMD-E	81-11-053
463-42-425	NEW-P	81-17-065	468-38-460	AMD	81-15-097
463-42-430	REP-P	81-17-065	468-42	REVIEW	81-15-011
463-42-435	NEW-P	81-17-065	468-46	REVIEW	81-15-011
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463-42-470	REP-P	81-17-065	468-54-050	AMD-E	81-16-019
463-42-475	NEW-P	81-17-065	468-54-050	AMD-P	81-16-020
463-42-480	REP-P	81-17-065	468-54-065	AMD-E	81-16-019
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463-42-510	REP-P	81-17-065	468-58-020	AMD-P	81-16-020
463-42-515	NEW-P	81-17-065	468-58-040	REP-P	81-16-062
463-42-520	REP-P	81-17-065	468-58-050	AMD-E	81-09-033
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468-87-410	NEW-P	81-03-050	468-87-410	NEW-P	81-03-050
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468-87-710	NEW-P	81-03-050	468-87-710	NEW-P	81-03-050
468-87-710	NEW	81-10-058	468-87-710	NEW	81-10-058
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468-300-010	AMD	81-10-044	468-300-010	AMD-E	81-12-009
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468-300-010	AMD-P	81-15-100	468-300-010	AMD-E	81-15-100
468-300-010	AMD	81-15-099	468-300-020	AMD	81-15-099
468-300-010	AMD-E	81-15-100	468-300-020	AMD-E	81-15-100
468-300-020	AMD	81-15-099	468-300-030	AMD	81-15-099
468-300-020	AMD-E	81-15-100	468-300-030	AMD-E	81-15-100
468-300-030	AMD	81-15-099	468-300-040	AMD	81-15-099
468-300-030	AMD-E	81-15-100	468-300-040	AMD-E	81-15-100
468-300-040	AMD	81-15-099	468-300-050	AMD	81-15-099
468-300-040	AMD-E	81-15-100	468-300-050	AMD-E	81-15-100
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468-300-030	AMD	81-08-044	480-62-080	AMD-P	81-07-060
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468-300-030	AMD-P	81-12-009	480-62-090	NEW-P	81-07-059
468-300-040	AMD-P	81-04-031	480-62-090	NEW	81-10-019
468-300-040	AMD	81-08-044	480-62-100	NEW-P	81-07-061
468-300-040	AMD-E	81-10-044	480-62-100	NEW	81-10-018
468-300-040	AMD-P	81-12-009	480-70-350	AMD-P	81-13-050
468-300-050	AMD-P	81-04-031	480-70-350	AMD	81-15-093
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468-300-050	AMD-E	81-10-044	480-70-400	AMD-E	81-16-040
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478-276-010	AMD-P	81-11-031	480-100-043	NEW-P	81-02-043
478-276-040	AMD-P	81-07-026	480-100-043	NEW	81-03-060
478-276-040	AMD-W	81-11-017	480-100-056	AMD-P	81-02-043
478-276-040	AMD-P	81-11-031	480-100-056	AMD	81-03-060
478-276-060	AMD-P	81-07-026	480-100-071	AMD-P	81-02-043
478-276-060	AMD-W	81-11-017	480-100-071	AMD	81-03-060
478-276-060	AMD-P	81-11-031	480-100-131	AMD-P	81-12-040
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478-276-100	AMD-P	81-11-031	480-100-201	AMD	81-15-094
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478-276-120	AMD-W	81-11-017	480-105-005	NEW	81-04-009
478-276-120	AMD-P	81-11-031	480-105-010	NEW	81-04-009
478-276-130	AMD-P	81-07-026	480-105-020	NEW	81-04-009
478-276-130	AMD-W	81-11-017	480-105-030	NEW	81-04-009
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478-276-140	AMD-P	81-07-026	480-105-050	NEW	81-04-009
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478-276-140	AMD-P	81-11-031	480-105-070	NEW	81-04-009
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479-16-060	AMD	81-16-066	480-130-010	REP	81-16-085
479-16-070	AMD	81-04-015	480-130-020	REP-P	81-14-085
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480-04-030	AMD-P	81-03-073	480-130-040	REP-P	81-14-085
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480-04-100	AMD	81-06-061	480-130-050	REP	81-16-085
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480-12-190	AMD-P	81-15-045	480-130-090	REP-P	81-14-085
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