

November 21, 2001

OLYMPIA, WASHINGTON

ISSUE 01-22



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CITATION

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

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the code reviser's office, pursuant to chapter 34.05 RCW, is available for public inspection during normal office hours. The code reviser's office is located on the ground floor of the Legislative Building in Olympia. Office hours are from 8 a.m. to 5 p.m., Monday through Friday, except legal holidays. Telephone inquiries concerning material in the Register or the Washington Administrative Code (WAC) may be made by calling (360) 786-6697.

REPUBLICATION OF OFFICIAL DOCUMENTS

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

CERTIFICATE

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

DENNIS W. COOPER
Code Reviser

STATE MAXIMUM INTEREST RATE

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

The maximum allowable interest rate applicable for the month of November 2001 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

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

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

John G. Schultz
Chair, Statute Law Committee

Dennis W. Cooper
Code Reviser

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Chief Assistant Code Reviser

Kerry S. Radcliff
Editor

Joyce Matzen
Subscription Clerk

STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following eight sections:

- (a) **PREPROPOSAL**-includes the Preproposal Statement of Inquiry that will be used to solicit public comments on a general area of proposed rule making before the agency files a formal notice.
- (b) **PROPOSED**-includes the full text of formal proposals, continuances, supplemental notices, and withdrawals.
- (c) **EXPEDITED RULE MAKING**-includes the full text of the rule being proposed using the expedited rule-making process. Expedited rule makings are not consistently filed and may not appear in every issue of the register.
- (d) **PERMANENT**-includes the full text of permanently adopted rules.
- (e) **EMERGENCY**-includes the full text of emergency rules and rescissions.
- (f) **MISCELLANEOUS**-includes notice of public meetings of state agencies, rules coordinator notifications, summaries of attorney general opinions, executive orders and emergency declarations of the governor, rules of the state Supreme Court, and other miscellaneous documents filed with the code reviser's office under RCW 34.08.020 and 42.30.075.
- (g) **TABLE**-includes a cumulative table of the WAC sections that are affected in the current year.
- (h) **INDEX**-includes a cumulative index of Register Issues 01 through 24.

Documents are arranged within each section of the Register according to the order in which they are filed in the code reviser's office during the pertinent filing period. Each filing is listed under the agency name and then describes the subject matter, type of filing and the WSR number. The three part number in the heading distinctively identifies each document, and the last part of the number indicates the filing sequence with a section's material.

2. PRINTING STYLE—INDICATION OF NEW OR DELETED MATERIAL

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

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

3. MISCELLANEOUS MATERIAL NOT FILED UNDER THE ADMINISTRATIVE PROCEDURE ACT

Material contained in the Register other than rule-making actions taken under the APA (chapter 34.05 RCW) does not necessarily conform to the style and format conventions described above. The headings of these other types of material have been edited for uniformity of style; otherwise the items are shown as nearly as possible in the form submitted to the code reviser's office.

4. EFFECTIVE DATE OF RULES

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

5. EDITORIAL CORRECTIONS

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

2001-2002

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue Number	Closing Dates ¹			Distribution Date	First Agency Hearing Date ³	Expedited Rule making ⁴
	Non-OTS and 30 p. or more	Non-OTS and 11 to 29 p.	OTS ² or 10 p. max. Non-OTS	Count 20 days from -	For hearing on or after	First Agency Adoption Date
For Inclusion in -	File no later than 12:00 noon -					
01 - 13	May 23, 01	Jun 6, 01	Jun 20, 01	Jul 5, 01	Jul 25, 01	N/A
01 - 14	Jun 7, 01	Jun 21, 01	Jul 5, 01	Jul 19, 01	Aug 8, 01	N/A
01 - 15	Jun 20, 01	Jul 5, 01	Jul 18, 01	Aug 1, 01	Aug 21, 01	N/A
01 - 16	Jul 5, 01	Jul 18, 01	Aug 1, 01	Aug 15, 01	Sep 4, 01	Oct 2, 01
01 - 17	Jul 25, 01	Aug 8, 01	Aug 22, 01	Sep 5, 01	Sep 25, 01	Oct 23, 01
01 - 18	Aug 8, 01	Aug 22, 01	Sep 5, 01	Sep 19, 01	Oct 9, 01	Nov 6, 01
01 - 19	Aug 22, 01	Sep 5, 01	Sep 19, 01	Oct 3, 01	Oct 23, 01	Nov 20, 01
01 - 20	Sep 5, 01	Sep 19, 01	Oct 3, 01	Oct 17, 01	Nov 6, 01	Dec 4, 01
01 - 21	Sep 26, 01	Oct 10, 01	Oct 24, 01	Nov 7, 01	Nov 27, 01	Dec 26, 01
01 - 22	Oct 10, 01	Oct 24, 01	Nov 7, 01	Nov 21, 01	Dec 11, 01	Jan 8, 02
01 - 23	Oct 24, 01	Nov 7, 01	Nov 21, 01	Dec 5, 01	Dec 25, 01	Jan 23, 02
01 - 24	Nov 7, 01	Nov 21, 01	Dec 5, 01	Dec 19, 01	Jan 8, 02	Feb 5, 02
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02 - 02	Dec 5, 01	Dec 19, 01	Jan 2, 02	Jan 16, 02	Feb 5, 02	Mar 5, 02
02 - 03	Dec 26, 01	Jan 9, 02	Jan 23, 02	Feb 6, 02	Feb 26, 02	Mar 26, 02
02 - 04	Jan 9, 02	Jan 23, 02	Feb 6, 02	Feb 20, 02	Mar 12, 02	Apr 9, 02
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02 - 19	Aug 21, 02	Sep 4, 02	Sep 18, 02	Oct 2, 02	Oct 22, 02	Nov 19, 02
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02 - 21	Sep 25, 02	Oct 9, 02	Oct 23, 02	Nov 6, 02	Nov 26, 02	Dec 24, 02
02 - 22	Oct 9, 02	Oct 23, 02	Nov 6, 02	Nov 20, 02	Dec 10, 02	Jan 7, 03
02 - 23	Oct 23, 02	Nov 6, 02	Nov 20, 02	Dec 4, 02	Dec 24, 02	Jan 21, 03
02 - 24	Nov 6, 02	Nov 20, 02	Dec 4, 02	Dec 18, 02	Jan 7, 03	Feb 4, 03

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

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

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

⁴ A minimum of forty-five days is required between the distribution date of the Register giving notice of the expedited adoption and the agency adoption date. No hearing is required, but the public may file written objections. See RCW 1.12.040 and 34.05.353.

REGULATORY FAIRNESS ACT

The Regulatory Fairness Act, chapter 19.85 RCW, was enacted in 1982 to minimize the impact of state regulations on small business. Amended in 1994, the act requires a small business economic impact analysis of proposed rules that impose more than a minor cost on twenty percent of the businesses in all industries, or ten percent of the businesses in any one industry. The Regulatory Fairness Act defines industry as businesses within a four digit SIC classification, and for the purpose of this act, small business is defined by RCW 19.85.020 as "any business entity, including a sole proprietorship, corporation, partnership, or other legal entity, that is owned and operated independently from all other businesses, that has the purpose of making a profit, and that has fifty or fewer employees."

Small Business Economic Impact Statements (SBEIS)

A small business economic impact statement (SBEIS) must be prepared by state agencies when a proposed rule meets the above criteria. Chapter 19.85 RCW requires the Washington State Business Assistance Center (BAC) to develop guidelines for agencies to use in determining whether the impact of a rule is more than minor and to provide technical assistance to agencies in developing a SBEIS. All permanent rules adopted under the Administrative Procedure Act, chapter 34.05 RCW, must be reviewed to determine if the requirements of the Regulatory Fairness Act apply; if an SBEIS is required it must be completed before permanent rules are filed with the Office of the Code Reviser.

Mitigation

In addition to completing the economic impact analysis for proposed rules, state agencies must take reasonable, legal, and feasible steps to reduce or mitigate the impact of rules on small businesses when there is a disproportionate impact on small versus large business. State agencies are encouraged to reduce the economic impact of rules on small businesses when possible and when such steps are in keeping with the stated intent of the statute(s) being implemented by proposed rules. Since 1994, small business economic impact statements must contain a list of the mitigation steps taken, or reasonable justification for not taking steps to reduce the impact of rules on small businesses.

When is an SBEIS Required?

When:

The proposed rule has more than a minor (as defined by the BAC) economic impact on businesses in more than twenty percent of all industries or more than ten percent of any one industry.

When is an SBEIS Not Required?

When:

The rule is proposed only to comply or conform with a federal law or regulation, and the state has no discretion in how the rule is implemented;

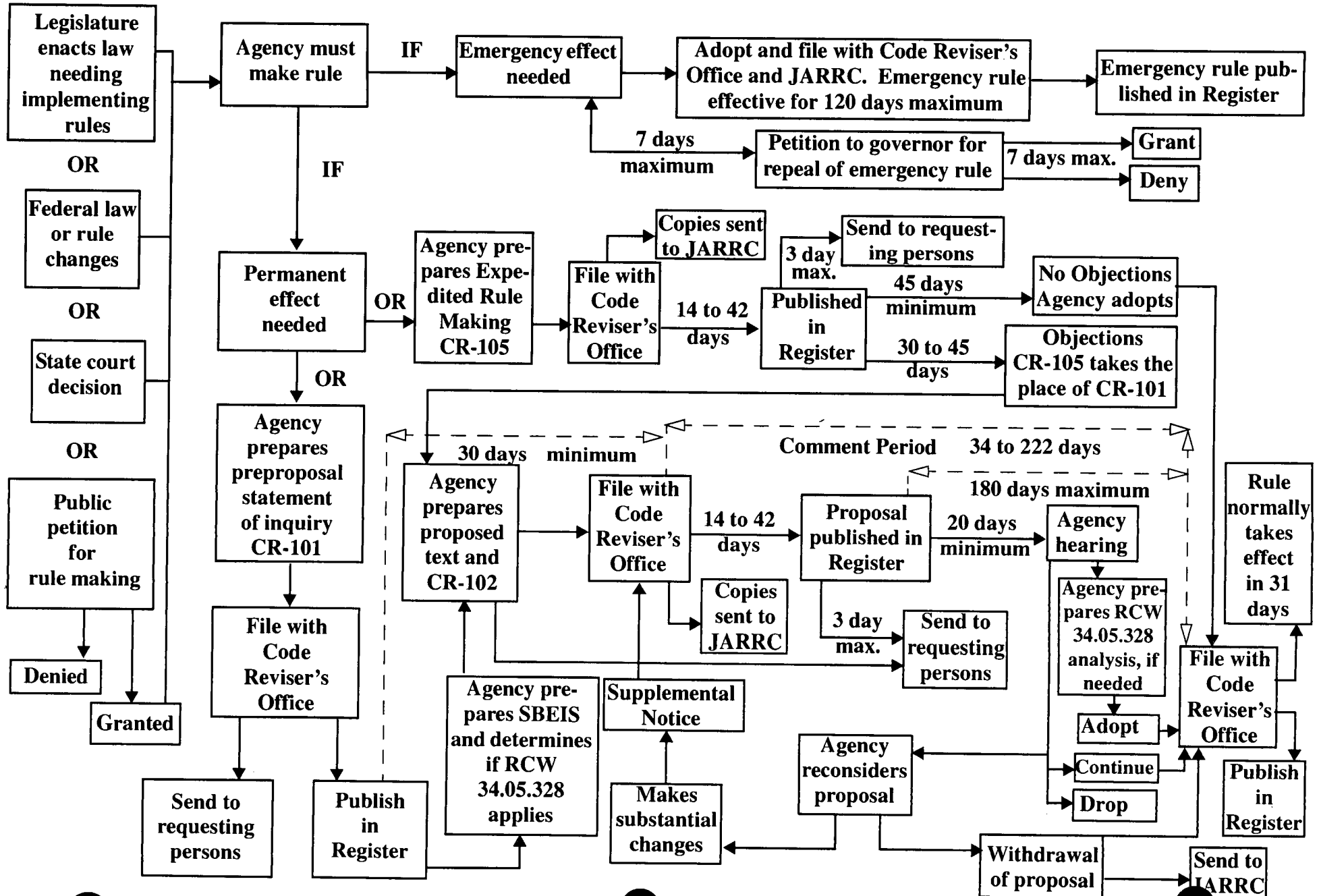
There is less than minor economic impact on business;

The rule REDUCES costs to business (although an SBEIS may be a useful tool for demonstrating this reduced impact);

The rule is adopted as an emergency rule, although an SBEIS may be required when an emergency rule is proposed for adoption as a permanent rule; or

The rule is pure restatement of state statute.

RULE-MAKING PROCESS



WSR 01-22-001**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING****(Board of Registration for Professional Engineers and Land Surveyors)**

[Filed October 25, 2001, 10:45 a.m.]

Subject of Possible Rule Making: Chapter 196-26 WAC, Registered professional engineers and land surveyors fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.43.035 and 18.43.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 196-26 WAC, the rule on fees currently exists. There is a statutory requirement under RCW 43.24.086 that licensing and regulatory groups such as this board be self-supporting. Consequently the Department of Licensing and the Engineer/Land Surveyor Board will review the fee structure in chapter 196-26 WAC to determine if any adjustments to fees must be made. Additionally, some of the language in the rule will be rewritten to make it more clear and easier to read.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Notestine, Project Director, P.O. Box 9649, Olympia, WA 98507-9649, fax (360) 664-2551, phone (360) 664-1578. Persons may comment by mail, fax or phone. Draft language of any rule changes will be sent to the board's mailing list.

October 25, 2001

George A. Twiss

Executive Director

Board of Registration
for Professional Engineers
and Land Surveyors

Among the areas that the commissioner will review are insurer's use of credit information in rating and underwriting and the disclosure of such use to insureds and applicants for insurance.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Federal Trade Commission (FTC) enforces the Fair Credit Reporting Act, 15 U.S.C. § 1681 et seq. The Office of Attorney General (AG) enforces chapter 19.182 RCW, the Washington State Fair Credit Reporting Act. The commissioner seeks to establish criteria that apply to insurers regarding the use of credit information that reflect the unique nature of the business of insurance. Staff from the OIC will inform representatives of the FTC and AG of any proposal.

Process for Developing New Rule: Agency study; and to gather information from interested parties around the state, Commissioner Kreidler is holding a series of public hearings: October 25, 2001, at 6:30 p.m. - 8:30 p.m., Spokane West Coast Ridpath, 515 West Sprague Avenue; on October 29, 2001, at 6:30 p.m. - 8:30 p.m., Yakima Oxford Suites, 1701 East Yakima Avenue; on October 30, 2001, at 6:30 p.m. - 8:30 p.m., Vancouver Red Lion at the Quay, 100 Columbia Street; and on November 1, 2001, at 6:30 p.m. - 8:30 p.m., Seattle Best Western Executive Inn, 200 Taylor Avenue North.

Interested parties have been encouraged to attend these hearings. Written comments will be accepted until December 14, 2001. Submit them to Kacy Scott, P.O. Box 40255, Olympia, WA 98504-0255, fax (360) 664-2782, e-mail Kacyb@oic.wa.gov.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kacy Scott, P.O. Box 40255, Olympia, WA 98504-0255, fax (360) 664-2782, e-mail Kacyb@oic.wa.gov.

October 26, 2001

Mike Kreidler

Insurance Commissioner

WSR 01-22-009**PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF THE
INSURANCE COMMISSIONER**

[Insurance Commissioner No. R 2001-11—Filed October 26, 2001, 11:17 a.m.]

Subject of Possible Rule Making: Unfair practices regarding use of credit information in insurance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.18.100, 48.18.120, 48.18.290, 48.18.2901, 48.18.291, 48.18.292, 48.18.480, 48.18.540, 48.19.020, 48.19.030, 48.19.080, 48.19.370, 48.30.010, 48.30.300, 48.30.320, 49.60.010, 49.60.030, 49.60.178, and 49.60.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The commissioner will consider rules regarding the use of credit scores by insurers.

WSR 01-22-027**PREPROPOSAL STATEMENT OF INQUIRY
UNIVERSITY OF WASHINGTON**

[Filed October 29, 2001, 1:18 p.m.]

Subject of Possible Rule Making: Chapter 478-117 WAC, Parking and traffic rules of the University of Washington, Bothell and amendment to WAC 478-108-010 Matters subject to brief adjudication.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.10.560 and 28B.20.130 for chapter 478-117 WAC; and chapter 34.05 RCW for WAC 478-108-010.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Traffic and parking rules specifically for the colocated University of Washington, Bothell/Cascadia Community College campus are needed for the safety and general welfare of the students, faculty, staff and guests. Since both institutions share the same campus location and parking infrastructure, identical rules are being

sought - as chapter 478-117 WAC, Parking and traffic rules of the University of Washington, Bothell, and as chapter 132Z-116 WAC for Cascadia Community College. Additionally, the University of Washington seeks to amend WAC 478-108-010, the university's list of matters subject to brief adjudication, by adding the appeals process for parking and traffic violations outlined in chapter 478-117 WAC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Cascadia Community College and the University of Washington, Bothell will pursue identical rules governing parking and traffic at their colocated campus facilities, including holding a joint public hearing. The rules will be adopted for Titles 132Z and 478 WAC, respectively.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Written comments or inquiries may be directed to Rebecca Goodwin Deardorff, Director, Administrative Procedures Office by one of the following routes: United States Mail, University of Washington, 4014 University Way N.E., Seattle, WA 98105-6203; campus mail Box 355509; e-mail adminpro@u.washington.edu; or fax (206) 616-6294.

October 25, 2001

Rebecca Goodwin Deardorff
Director, Administrative Procedures

WSR 01-22-035

WITHDRAWAL OF

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF ECOLOGY

[Filed October 30, 2001, 9:40 a.m.]

The Department of Ecology hereby withdraws the following Preproposal Statement of Inquiry (CR-101): WSR 97-03-130, filed January 22, 1997, Administrative Order #97-02, chapter 197-11 WAC, State Environmental Policy Act.

October 29, 2001

Jerome D. Thielen
Regulatory Affairs Manager

WSR 01-22-037

PREPROPOSAL STATEMENT OF INQUIRY BOARD OF ACCOUNTANCY

[Filed October 30, 2001, 2:26 p.m.]

Subject of Possible Rule Making: WAC 4-25-530 Fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055, 18.04.065, and 18.04.105(3).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Remove references to "permits" and "permitholders"; set the fee for a certificateholder to convert to a licensee; consider a request from the CPA examination administration vendor (CPA examination services) to increase CPA examination fees.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 586-0163, fax (360) 664-9190, e-mail danam@cpaboard.wa.gov.

October 29, 2001

Dana M. McInturff, CPA
Executive Director
by Cheryl M. Sexton

WSR 01-22-048

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FINANCIAL INSTITUTIONS

(Securities Division)

[Filed October 31, 2001, 12:38 p.m.]

Subject of Possible Rule Making: Creating a safe harbor from insider trading liability under RCW 21.20.010 for transactions that comply with SEC Rule 10b5-1(c), which provides similar relief from Section 10(b) under the federal Securities Exchange Act of 1934.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 21.20.450, 21.20.900.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Federal judicial opinions construing Section 10(b) and SEC Rule 10b-5, which is substantially identical to RCW 21.20.010, have found Section 10(b) liability when a person purchases or sells a security on the basis material nonpublic information concerning the security or issuer. Rule 10b5-1(c) sets forth affirmative defenses under which a person's purchase or sale of securities will not be deemed to have made on the basis material nonpublic information. There is a concern among securities law practitioners that absent a rule; there may be liability under RCW 21.20.010 for transactions that comply with Rule 10b5-1(c). The proposed rule would clarify that a purchase or sale that complies with Rule 10b5-1(c) would also be protected from liability under RCW 21.20.010.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other state agency regulates this area. As noted above, the proposed rule will be drafted in recognition of existing federal rule, SEC Rule 10b5-1.

Process for Developing New Rule: The rule will be developed based on an analysis of SEC Rule 10b5-1 and with the input of the Securities Committee of the Washington Bar Association.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by sending comments to Bill Beatty, Securities Divi-

sion, P.O. Box 9033, Olympia, WA 98507-9033, voice (360) 902-8723, fax (360) 704-6928, e-mail bbeatty@dfi.wa.gov.

October 29, 2001

Deborah R. Bortner
Director of Securities

WSR 01-22-049

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FINANCIAL INSTITUTIONS**

(Securities Division)

[Filed October 31, 2001, 12:39 p.m.]

Subject of Possible Rule Making: Providing guidance on when a viatical settlement contract is a "security" pursuant to RCW 21.20.005(12).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 21.20.450.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule would clarify when the offer and sale of a viatical settlement contract constitutes the offer and sale of a security under Washington law. This would help eliminate confusion amongst both sellers and purchasers of viatical settlement contracts.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Office of the Insurance Commissioner regulates the relationship between the viator and the viatical settlement provider. Other than the Securities Division, no other state agency regulates the sale of viatical settlement contracts to individual investors.

Process for Developing New Rule: The rule will be developed based on an analysis of existing case law defining the term "security."

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by sending comments to Bill Beatty, Securities Division, P.O. Box 9033, Olympia, WA 98507-9033, voice (360) 902-8723, fax (360) 704-6928, e-mail bbeatty@dfi.wa.gov.

October 30, 2001

Deborah R. Bortner
Director of Securities

WSR 01-22-058

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed November 1, 2001, 11:39 a.m.]

Subject of Possible Rule Making: Fee adjustment for chapter 308-20 WAC, Cosmetologists, barbers, manicurists, and estheticians.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.16.030(2), 43.24.086. Pursuant to RCW 43.135.055, during the 2001-03 fiscal biennium, the department may increase fees in excess of the fiscal growth factor if

the increases are necessary to fully fund the costs of the licensing programs.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Review of current fees for the purpose of having sufficient level of revenue to defray the costs of administering the program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rosie McGrew, Cosmetology Program, Department of Licensing, P.O. Box 9026, Olympia, WA 98507-9026, phone (360) 586-4565, fax (360) 664-2550.

November 1, 2001

Rosie McGrew
Program Manager

WSR 01-22-059

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed November 1, 2001, 11:41 a.m.]

Subject of Possible Rule Making: Fee adjustment for WAC 308-127-160 Timeshares.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 64.36.270, 64.36.081, 43.24.086. Pursuant to RCW 43.135.055, during the 2001-03 fiscal biennium, the department may increase fees in excess of the fiscal growth factor if the increases are necessary to fully fund the costs of the licensing programs.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Fee structure review.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Randy Renfrow, Timeshare Program, Department of Licensing, P.O. Box 9026, Olympia, WA 98507-9026, phone (360) 753-4252, fax (360) 570-4956.

November 1, 2001

Randy Renfrow
Program Manager

WSR 01-22-060

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed November 1, 2001, 11:43 a.m.]

Subject of Possible Rule Making: Fee adjustment for chapter 308-420 WAC, Camping resorts.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.24.086 and 19.105.411. Pursuant to RCW 43.135.055, during the 2001-03 fiscal biennium, the department may increase fees in excess of the fiscal growth factor if the increases are necessary to fully fund the costs of the licensing programs.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Review of current fees for the purpose of having sufficient level of revenue to defray the costs of administering the program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Randy Renfrow, Camping Resort Program, Department of Licensing, P.O. Box 9026, Olympia, WA 98507-9026, phone (360) 586-4575, fax (360) 570-4956.

November 1, 2001

Randy Renfrow

Program Manager

WSR 01-22-061

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed November 1, 2001, 11:45 a.m.]

Subject of Possible Rule Making: Fee adjustment for chapters 36-12, 36-13 and 36-14 WAC, Professional boxing, martial arts, and wrestling.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.08.017(1). Pursuant to RCW 43.135.055, during the 2001-03 fiscal biennium, the department may increase fees in excess of the fiscal growth factor if the increases are necessary to fully fund the costs of the licensing programs.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Fee structure review.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Randy Renfrow, Professional Athletics Program, Department of Licensing, P.O. Box 9026, Olympia, WA 98507-9026, phone (360) 753-3713, fax (360) 570-4956.

November 1, 2001

Randy Renfrow

Program Manager

WSR 01-22-066

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed November 1, 2001, 12:57 p.m.]

Subject of Possible Rule Making: HB 1711, passed in legislature in June of 2000, relating to disclosure of hospital information.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.41.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: HB 1711 allows the Department of Health to disclose previously protected hospital licensing information, including licensing surveys, complaint investigations and adverse event information. A new chapter of WAC would address new disclosure requirements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Yvette Lenz, Department of Health, P.O. Box 47852, Olympia, WA 98502, phone (360) 705-6655, fax (360) 705-6654.

October 29, 2001

Mary C. Selecky

Secretary

WSR 01-22-067

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

(Counselor Programs)

[Filed November 1, 2001, 12:59 p.m.]

Subject of Possible Rule Making: Continuing education for licensed mental health counselor, marriage and family therapists, and social workers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 251, Laws of 2001, WAC 246-809-600 - 246-809-650.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These rules require licensed counselors to obtain continuing education. These rules were adopted, without material change, from the existing rules from the certified counselor program. The licensed counselor program has replaced the certified counselor program and the rules were transferred and adopted under the new statutory authority. The statute does not provide sufficient information and requires further definitions through rule making.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Shellie Pierce, Program Manager,

Department of Health, Counselor Programs, 1300 S.E. Quince Street, Olympia, 98504, (360) 236-4907, fax (360) 236-4909.

October 29, 2001
Mary C. Selecky
Secretary

WSR 01-22-068
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
(Counselor Programs)
[Filed November 1, 2001, 1:00 p.m.]

Subject of Possible Rule Making: Define experience requirements for licensed mental health counselors, marriage and family therapists, and social workers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 251, Laws of 2001.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The 2001 legislature (chapter 251, Laws of 2001) mandated the Department of Health establish experience requirements for licensed mental health counselors, marriage and family therapists, and social workers. This law was effective July 22, 2001. At that time certification was repealed and licensure became effective. The statute does not provide sufficient information and requires further definitions through rule making.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Shellie Pierce, Program Manager, Department of Health, Counselor Programs, 1300 S.E. Quince Street, Olympia, 98504, (360) 236-4907, fax (360) 236-4909.

October 29, 2001
Mary C. Selecky
Secretary

WSR 01-22-082
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Child Support)
[Filed November 2, 2001, 3:58 p.m.]

Subject of Possible Rule Making: Amendments to WAC 388-14A-3130 What happens if a parent makes a timely request for hearing on a support establishment notice?, 388-14A-3925 Who can ask to modify an administrative support order?, 388-14A-5520 What happens if I make a timely objection to a notice of retained support?, 388-14A-5525

What happens at the hearing on a notice of retained support?, and 388-14A-5530 Can I request a late hearing on a notice of retained support?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 26.23.050, 34.05.220(1), 74.08.090, 74.20A.055, 74.20A.056, 74.20A.059.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Division of Child Support (DCS) is planning to amend the rules regarding mailings by the Office of Administrative Hearings (OAH) by certified mail. Sending the Notice of Hearing, Initial Decision and other OAH forms by first class mail would result in substantial savings for DCS.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: DCS is working with OAH on this rule revision.

Process for Developing New Rule: DCS engages in modified collaborative rule making. Those persons wishing to participate in developing the new rules are encouraged to contact Nancy Koptur at the DSHS Division of Child Support (DCS) headquarters as soon as possible. DCS will post information regarding this rule development project and others on its website, which can be found at www.wa.gov/dshs/dcs, or on the DSHS Economic Services Administration's regulatory improvement website, which can be found at <http://www-app2.wa.gov/dshs/esa/extpolicy/blue.asp>. DSHS/DCS encourages the public to take part in developing the rules. After the rules are drafted, DSHS will file a copy with the Office of the Code Reviser with a notice of proposed rule making, and will send a copy to everyone currently on the mailing list and to anyone else who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting the DCS Rules Coordinator, Nancy Koptur, Division of Child Support, P.O. Box 9162, Mailstop 45860, Olympia, WA 98507-9162, phone (360) 664-5065 or 1-800-457-6202, fax (360) 664-5209, e-mail nkoptur@dshs.wa.gov, TTY/TDD (360) 664-5011.

November 1, 2001
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

WSR 01-22-092
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
RETIREMENT SYSTEMS
[Filed November 6, 2001, 1:08 p.m.]

Subject of Possible Rule Making: Uniform Transfer to Minors Act (UTMA), power of attorney, guardianship, etc., as relates to deferred compensation and pension distributions. WAC 415-501-494 (expected to become effective January 1, 2002) and new sections.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.50.050(5), 41.50.770, 41.50.780, chapters 2.10, 41.26, 41.32, 41.34, 41.35, and 41.40 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Department of Retirement

ment Systems (DRS) is exploring whether there is adequate protection for incapacitated persons who are eligible to receive distributions from deferred compensation and pensions. DRS has deferred compensation, WAC 415-501-490 and 415-501-500, dealing with the topics above that it expects to repeal and replace with WAC 415-501-494 effective January 1, 2002. WAC 415-501-494 needs to be expanded to cover powers of attorney and guardianship situations for deferred compensation. DRS is also considering adopting similar rules for distributions from its pension plans.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: State courts enforce UTMA's, powers of attorney, and guardianships. DRS is forming a committee that will include court commissioners and members of the bar who practice in this field to work on the WACs together.

Process for Developing New Rule: Department staff will work on the project, with the assistance of the Office of the Attorney General. DRS will work with an advisory group of members of the bench and bar who specialize in the topics described above. Other members of the public are invited and encouraged to participate, as described below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The Department of Retirement Systems encourages your active participation in the rule-making process. Anyone interested in participating should contact the rules coordinator, below. After the rule(s) is drafted, DRS will file a copy with the Office of the Code Reviser with a notice of proposed rule making, and send a copy to everyone currently on the mailing list and anyone else who requests a copy. For more information on how to participate, please contact Merry A. Kogut, Rules Coordinator, Department of Retirement Systems, Mailstop 48380, P.O. Box 48380, Olympia, WA 98504-8380, voice (360) 664-7291, TTY (360) 586-5450, e-mail merryk@drs.wa.gov, fax (360) 753-3166.

November 6, 2001
Merry A. Kogut
Rules Coordinator

WSR 01-22-093

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF TRANSPORTATION**

[Filed November 6, 2001, 1:21 p.m.]

Subject of Possible Rule Making: WAC 468-38-075 Overlength exemptions and 468-38-390 Winter road conditions, both reference signs used in the mountain passes that will soon be obsolete.

CURRENT SIGNAGE IN USE AT MOUNTAIN PASS LOCATIONS, MEANINGS, AND NEW SIGNS

<u>Current Sign</u>	<u>Means</u>	<u>New Sign</u>
TRACTION TIRES ADVISED	No oversize vehicles may move.	TRACTION <u>ADVISORY</u> OVERSIZED VEHICLES PROHIBITED
TRACTION TIRES REQUIRED	No oversize vehicles may move. Vehicles over 10,000 GVW must use chains.	VEHICLES OVER 10,000 GVWR CHAINS REQUIRED
CHAINS REQUIRED ON <u>ALL VEHICLES</u> EXCEPT ALL-WHEEL DRIVE	plus no oversize vehicles may move.	ALL VEHICLES CHAINS REQUIRED EXCEPT ALL-WHEEL DRIVE

Note: "TRACTION ADVISORY/OVERSIZED VEHICLES PROHIBITED" will be used in conjunction with the "CHAINS REQUIRED" signs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.44.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington State Department of Transportation (WSDOT) will deploy new signage for use in the mountain passes, effective November 1, 2001. The signage will have significant changes in the verbiage used to communicate to motorists, particularly motor carriers. In order for the signs to have a basis for enforcement the rules need to be amended to reference the new verbiage.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The WSDOT is working in coordination with the Washington State Patrol (WSP) to amend WAC 204-24-030 Standards for studded tires and 204-24-050 Use of tire chains or other traction devices, which also references the old verbiage. An emergency WAC change has been filed by both WSDOT and the WSP to ensure enforcement of the new signage during the interim period needed to get a permanent rule change.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Barry Diseth, Washington State Department of Transportation, Motor Carrier Services, P.O. Box 47367, Olympia, WA 98504-7367, e-mail disethb@wsdot.wa.gov, phone (360) 704-6346, fax (360) 704-6350.

October 2, 2001

John F. Conrad

Assistant Secretary

Engineering and Regional Operations

WSR 01-22-100

PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF COMMUNITY,
TRADE AND ECONOMIC DEVELOPMENT

[Filed November 6, 2001, 4:51 p.m.]

Subject of Possible Rule Making: Chapter 130-14 WAC, Child care facility fund, WAC 130-14-010 - 130-14-070.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.31.502 - 43.31.514.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Current rules restrict eligibility for use of child care facility revolving loan fund to employers establishing child care facilities for their employees or to child care businesses contracting with employers to provide child care for employees' children. The Department of Community, Trade and Economic Development is requesting that eligibility restrictions be removed to allow application to the child care facility revolving loan fund by all nonsectarian child care businesses. Other minor rule changes are proposed to bring rules current with loan review and approval process.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting by mail, telephone, or fax to Gail Gosney, Employer Liaison for Child Care Advantages, Department of Community, Trade and Economic Development, 128 10th Avenue S.W., P.O. Box 42525, Olympia, WA 98504-2525, phone (360) 725-4034, fax (360) 586-0873. Notice of proposed rule change will also be sent to the child care facility fund's mailing list.

November 6, 2001

Martha Choe
Director

WSR 01-22-103

PREPROPOSAL STATEMENT OF INQUIRY
WASHINGTON STATE PATROL

[Filed November 7, 2001, 8:15 a.m.]

Subject of Possible Rule Making: WAC 204-24-030 Standards for studded tires and 204-24-050 Use of tire changes or other traction devices, both reference signs used in the mountain passes that will seen be obsolete. In addition WAC 204-24-050 lists locations where vehicles over 10,000 GVW are required to carry chains from November 1 to April 1.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.37.420, 46.12.330, and 46.37.005.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Department of Transportation (WSDOT) will deploy new signage for use in the mountain passes effective November 1, 2001. The signage will have significant changes in the verbiage used to commu-

nicate to motorists, particularly motor carriers. In order for the signs to have to have a basis for enforcement the rules need to be amended to reference the new verbiage. Also, there is a need to include and additional area where carrying chains is required, specifically SR 542, Mt. Baker Highway.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Washington State Patrol (WSP) is working in coordination with the WSDOT to amend WAC 468-38-075 Overlength exemptions and 468-38-390 Winter road conditions, which also references the old sign verbiage. An emergency WAC change has been filed by both WSDOT and the WSP to ensure enforcement of the new signage during the interim period needed to get a permanent rule change.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ms. Christine Fox, Commercial Vehicle Division, Washington State Patrol, P.O. Box 42614, Olympia, WA 98504-2614, e-mail cfox@wsp.wa.gov, phone (360) 753-3697, fax (360) 586-8233.

November 7, 2001

Ronal W. Serpas
Chief

AMENDATORY SECTION (Amending WSR 00-15-009, filed 7/10/00, effective 8/10/00)

WAC 204-24-030 Standards for studded tires. Studded tires shall meet the following specifications:

- (1) Studs shall be metal, tipped with tungsten carbide.
- (2) Metal studs shall be inserted only in a new tire or a newly-recapped tire which has molded in the tread the "pinholes" into which metal studs are to be inserted. Studs shall not be inserted in any new tire or newly-recapped tire after it has been driven on a vehicle.
- (3) Metal studs may be installed only by the tire manufacturer, or by a tire dealer or tire jobber who shall install the metal studs in conformance with the manufacturer's specifications.
- (4) When a tire is sold or offered for sale as a studded tire or when studs are installed in a new tire or a newly-recapped tire, there shall be a minimum of seventy metal studs evenly spaced around the tread of the tire.
- (5) A tire shall contain a minimum of fifty-six metal studs at all times in order to qualify as a "studded tire" or as an approved traction device (~~where traffic control signs marked "approved traction tires required" are posted~~).
- (6) Metal studs shall not be installed in any tire of a vehicle which has a gross vehicle weight of ten thousand pounds or over.
- (7) School buses and fire department equipment tires are exempt from subsection (6) of this section.

AMENDATORY SECTION (Amending WSR 00-03-081, filed 1/19/00, effective 2/19/00)

WAC 204-24-050 Use of tire chains or other traction devices. (1) Vehicles under 10,000 pounds gross vehicle weight.

~~((a))~~ When traffic control signs (~~marked "approved traction tires required"~~) are posted by the department of transportation it shall be unlawful for any vehicle to enter the controlled area without having mounted on its drive tires (~~at least one of~~) the traction device(~~s meeting~~) specified by the sign, which must also meet the requirements of WAC 204-24-040.

~~((b) When traffic control signs marked "chains required" are posted by the department of transportation it shall be unlawful for any vehicle to enter the controlled area without having mounted on its drive tires, tire chains meeting the standards in chapter 204-22 WAC.~~

~~((i))~~ Exception for all wheel drive vehicles. When "chains required" signs are posted, all-wheel drive vehicles shall be exempt from the chain requirement when all wheels are in gear and are equipped with approved traction devices as specified in WAC 204-24-040 provided that tire chains for at least one set of drive tires are carried in the vehicle.

(2) Vehicles or combinations of vehicles over 10,000 pounds gross vehicle weight rating (GVWR).

When traffic control signs marked (~~"approved traction tires required" or~~) "chains required" are posted by the department of transportation it shall be unlawful for any vehicle or combination of vehicles to enter the controlled area without having mounted on its tires, tire chains as follows: Provided, That highway maintenance vehicles operated by the department of transportation for the purpose of snow removal and its ancillary functions are exempt from the following requirements if such vehicle has sanding capability in front of the drive tires.

(a) Vehicles or vehicle combinations with two to four axles including but not limited to trucks, truck-tractors, buses and school buses: For vehicles with a single drive axle, one tire on each side of the drive axle shall be chained. For vehicles with dual drive axles, one tire on each side of one of the drive axles shall be chained. For vehicle combinations including trailers or semi-trailers; one tire on the last axle of the last trailer or semi-trailer, shall be chained. If the trailer or semi-trailer has tandem rear axles, the chained tire may be on either of the last two axles.

(b) Automobile transporters are any vehicle combination designed and used specifically for the transport of assembled (capable of being driven) highway vehicles. For vehicles with single drive axles, one tire on each side of the drive axle shall be chained. For vehicles with dual drive axles, one tire on each side of each of the drive axles shall be chained. For vehicle combinations including trailers or semi-trailers, one tire on the last axle of the last trailer or semi-trailer shall be chained. If the trailer or semi-trailer has tandem rear axles, the chained tire may be on either of the last two axles.

(c) Vehicle combinations with five axles consisting of a truck tractor with dual drive axles and a tandem axled semi-trailer; all tires on one drive axle may be chained or one tire on each side of each of the drive axles may be chained. Chains must be applied to a minimum of four tires on the drive axles. On the tandem axle semi-trailer, the chained tire may be on either of the last two axles.

(d) Vehicle combinations with five axles, consisting of a truck and trailer, or truck tractor and semi-trailer with a single drive axle, or truck tractor, semi-trailer and full trailer: For

vehicles with a single drive axle, all tires on the drive axle shall be chained. For vehicles with dual drive axles, all tires on one of the drive axles shall be chained. For vehicle combinations including trailers or semi-trailers, one tire on the last axle of the last trailer or semi-trailer shall be chained. If the trailer or semi-trailer has tandem rear axles, the chained tire may be on either of the last two axles.

(e) Vehicle combinations with six or more axles, including but not limited to truck and trailer or truck tractor and semi-trailer or truck tractor semi-trailer and full trailer: For vehicles with a single drive axle, all tires on the drive axle shall be chained. For vehicles with dual drive axles where traffic control signs marked "approved traction tires required" are posted, all tires on one of the drive axles shall be chained. For vehicles with dual drive axles where traffic control signs marked "chains required" are posted, all tires on one of the drive axles shall be chained. In addition, one tire on each side of the additional drive axle shall be chained. For vehicle combinations including trailers or semi-trailers, one tire on the last axle shall be chained. For vehicles with tandem axle trailers or semi-trailers, the chained tire may be on either of the last two axles.

(f) All vehicles over 10,000 pounds gross vehicle weight rating (GVWR) shall carry a minimum of two extra chains for use in the event that road conditions require the use of more chains or in the event that chains in use are broken or otherwise made useless.

(g) Approved chains for vehicles over 10,000 pounds gross vehicle weight rating (GVWR) shall have at least two side chains to which are attached sufficient cross chains of hardened metal so that at least one cross chain is in contact with the road surface at all times. Plastic chains shall not be allowed. The state patrol may approve other devices as chains if the devices are equivalent to regular chains in performance.

(h) On the following routes all vehicles and combinations of vehicles over 10,000 gross vehicle weight rating (GVWR) pounds shall carry sufficient tire chains to meet the requirements of this chapter from November 1 to April 1 of each year or at other times when chains are required for such vehicles:

(i) I-90 - between North Bend (MP 32) and Ellensburg (MP 101).

(ii) SR-97 - between (MP 145) and Junction SR-2.

(iii) SR-2 - between Dryden (MP 108) and Index (MP 36).

(iv) SR-12 - between Packwood (MP 135) and Naches (MP 187).

(v) SR-97 - between the Columbia River (MP 0.00) and Toppenish (MP 59.00).

(vi) SR-410 - from Enumclaw to Naches.

(vii) SR-20 - between Tonasket (MP 262) and Kettle Falls (MP 342); and SR-20 between Newhalem (MP 120) and Winthrop (MP 192).

(viii) SR-155 - between Omak (MP 79) and Nespelem (MP 45).

(ix) SR-970 - between (MP 0) and (MP 10).

(x) SR-14 - between Gibbons Creek (MP 18.00) and (MP 108.40) intersection of Cliffs Road.

(xi) SR-542 - Mt. Baker highway between (MP 22.91) and (MP 57.26).

Vehicles making local deliveries as indicated on bills of lading and not crossing the mountain pass are exempt from this requirement if operating outside of a chain required area.

(3) The Washington state department of transportation or Washington state patrol may prohibit any vehicle from entering a chain/approved traction ((tire)) device control area when it is determined that the vehicle will experience difficulty in safely traveling the area.

WSR 01-22-106

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE**

[Filed November 7, 2001, 10:39 a.m.]

Subject of Possible Rule Making: Livestock grazing on department lands.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047, 77.12.210, 77.12.204.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current WAC language is ambiguous. Amendment of this rule is necessary to clarify when livestock grazing is allowed on department lands and to clarify who has authority to approve grazing permits.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dave Brittell, Assistant Director, Wildlife Program, 600 Capitol Way North, Olympia, WA 98501-1091, (360) 902-2515. Contact by December 31, 2001, rule proposal filing expected to be January 2, 2002.

November 7, 2001

Evan Jacoby

Rules Coordinator

WSR 01-22-107

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE**

[Filed November 7, 2001, 10:40 a.m.]

Subject of Possible Rule Making: Fees and penalties for dishonored checks.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department will establish procedures for dishonored checks issued to the department, particularly to the licensing division. These procedures should reduce the tendering of checks with insufficient funds to cover.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:

None as to checks issued to the Washington State Department of Fish and Wildlife, other than potential criminal penalties.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jim Lux, Business Services Program, Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2244. Contact by December 31, 2001, expected proposal filing January 2, 2002.

November 6, 2001

Evan Jacoby

Rules Coordinator

WSR 01-22-108

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE**

[Filed November 7, 2001, 10:41 a.m.]

Subject of Possible Rule Making: Initiate rules to issue experimental fishery permits for commercial fishery harvest of pilchards in an emerging commercial fishery for which there is a need to limit the number of permits.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.70.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The number of active participants in this fishery has been growing in the last two years. The rules are needed to provide an orderly commercial fishery and prevent overcapitalization of the commercial fishing industry.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The National Marine Fisheries Service has promulgated similar rules on this subject in waters to the south of Washington. There are no immediate plans for the National Marine Fisheries Service to institute a similar program in marine waters off of Washington. Coordination with National Marine Fisheries Service will occur through the agency's participation in the Pacific Fishery Management Council.

Process for Developing New Rule: Advisory board recommendations and agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lew Atkins, Fish Program, Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, (360) 902-2651. Contact by December 31, 2001, expected proposal filing January 2, 2002.

November 6, 2001

Evan Jacoby

Rules Coordinator

WSR 01-22-109
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
FISH AND WILDLIFE

[Filed November 7, 2001, 10:43 a.m.]

Subject of Possible Rule Making: Aquaculture disease control rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current shellfish aquaculture disease control rules do not distinguish between importation of shellfish for aquaculture and importation for research. The categorical rule requiring a permit impacts research facilities that have closed system quarantine, and pose no disease threat. By amending the rule to allow imports for research to be outside the individual permit requirement, it will help research into shellfish diseases.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lew Atkins, Fish Program, Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2651. Contact by December 31, 2001, expected proposal filing January 2, 2002.

November 6, 2001

Evan Jacoby
Rules Coordinator

WSR 01-21-105
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Child Support)
[Filed October 23, 2001, 8:31 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-09-027.

Title of Rule: Amending WAC 388-14A-2105 Basic confidentiality rules for the division of child support, 388-14A-2110 How do I make a request for disclosure of DCS public records?, 388-14A-2115 Can the custodial parent waive notice of a request for address information?, 388-14A-2120 Can the noncustodial parent request notice before DCS releases address information to the custodial parent? and 388-14A-2125 Can DCS ever release address information without giving notice?; and new sections WAC 388-14A-2107 Are there special rules for requests for whereabouts information?, 388-14A-2112 When I make a public disclosure request, do I get the information or records immediately?, 388-14A-2114 Does DCS give notice to anyone before releasing information pursuant to a public disclosure request?, 388-14A-2116 How do I request a support order summary from DCS?, 388-14A-2130 What if I object to the release of my address?, 388-14A-2135 When might DCS deny a request for address information without going through the notice and hearing process?, and 388-14A-2140 What happens at a hearing on objection to disclosure of address information?

Purpose: To clarify the rules regarding confidentiality and disclosure of information contained in the Division of Child Support (DCS) records.

Statutory Authority for Adoption: RCW 26.23.120, 74.08.090.

Statute Being Implemented: RCW 26.23.120, 74.08.090.

Summary: DCS has revised its rules regarding confidentiality and disclosure of information contained in DCS records. DCS did this to make the rules more clear and understandable. In addition, DCS has added rules regarding the disclosure of confidential information contained in both court and administrative orders.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Nancy Koptur, DCS Headquarters, P.O. Box 9162, Olympia, WA 98507-9162, (360) 664-5065.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: Revisions to the rules regarding confidentiality and disclosure. Rewritten for clarity and ease of understanding, and to clarify procedures.

Proposal Changes the Following Existing Rules: Amends five existing rules and adds seven new rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not have an economic impact on small businesses. It only affects indi-

viduals who have support obligations or individuals who are owed child support.

RCW 34.05.328 applies to this rule adoption. The rule does meet the definition of a significant legislative rule but DSHS/DCS is exempt from preparing further analysis under RCW 34.05.328 (5)(b)(vii).

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on December 11, 2001, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by December 7, 2001, phone (360) 664-6094, TTY (360) 664-6178, e-mail fernaax@dshs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, DSHS Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 664-6185, by 5:00 p.m., December 11, 2001.

Date of Intended Adoption: No sooner than December 12, 2001.

October 17, 2001

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 01-03-089, filed 1/17/01, effective 2/17/01)

WAC 388-14A-2105 (~~(Does the-)~~) Basic confidentiality rules for the division of child support (~~((keep information about me confidential?))~~), (1) Under RCW 26.23.120, all information and records, concerning persons who owe a support obligation or for whom the division of child support (DCS) provides support enforcement services, are private and confidential.

(2) DCS discloses information and records only (~~(as follows:~~

(a) ~~DCS discloses information and records only to:~~

(i) ~~to a person or entity listed in this section or in RCW 26.23.120, and only for ((the)) a specific purpose ((or purposes stated in))~~ allowed by state or federal law(;

(ii)).

(3) DCS may disclose information to:

(a) The person who is the subject of the information or records, unless the information or records are exempt under RCW 42.17.310;

((iii)) (b) Local, state, and federal government agencies for support enforcement and related purposes;

((iv)) (c) A party to a judicial proceeding or a hearing under chapter 34.05 RCW, if the superior court judge or administrative law judge (ALJ) enters an order to disclose. The ((ALJ)) judge or presiding officer must base the order on a written finding that the need for the information outweighs any reason for maintaining privacy and confidentiality;

((v)) (d) A party under contract with DCS, including a federally recognized Indian tribe, if disclosure ~~((will allow the party to assist in the program's management or operation))~~ is for support enforcement and related purposes;

((vi)) (e) A person or entity with a Title IV-D program, including a federally recognized Indian tribe, when disclosure is necessary to the administration of the child support program or the performance of DCS functions and duties

~~((11))~~ ~~under state and federal law~~ ~~((DCS may publish information about a responsible parent for locate and enforcement purposes))~~;

~~((vii))~~ ~~(f)~~ A person, representative, or entity if the person who is the subject of the information and records consents, in writing, to disclosure;

~~((viii))~~ ~~(g)~~ The office of administrative hearings or the office of appeals for administration of the hearing process under chapter 34.05 RCW. The ALJ or review judge must:

~~(i)~~ Not include the address of either party in an administrative order, or disclose a party's address to the other party ~~((The review judge and the ALJ must:~~

~~(A))~~;

~~(ii)~~ State in support orders that the address is known by the Washington state support registry; and

~~((B))~~ ~~(iii)~~ Inform the parties they may obtain the address by submitting a request for disclosure to DCS under ~~((this section.~~

~~(b)~~ ~~The last known address of, or employment information about, a party to a court or administrative order for, or a proceeding involving, child support may be given to another party to the order. The party receiving the information may only use the information to establish, enforce, or modify a support order. Disclosure of address information is subject to the provisions of WAC 388-14A-2110;~~

~~(c)~~ ~~The last known address of natural or adoptive children may be given to a parent having a court order granting that parent visitation rights with, legal custody of or residential time with the parent's natural or adoptive children. The parent may only use this information to enforce the terms of the court order. Disclosure of this information is subject to the provisions of WAC 388-14A-2110;~~

~~(d))~~ WAC 388-14A-2110.

(4) DCS may publish information about a noncustodial parent (NCP) for locate and enforcement purposes.

(5) WAC 388-14A-2114(1) sets out the rules for disclosure of address, employment or other information regarding the custodial parent (CP) or the children.

(6) WAC 388-14A-2114(2) sets out the rules for disclosure of address, employment or other information regarding the NCP.

(7) DCS may disclose the Social Security Number of a dependent child to the noncustodial parent (NCP) to enable the NCP to claim the dependency exemption as authorized by the Internal Revenue Service~~(;~~

~~(e))~~;

(8) DCS may disclose financial records of an individual obtained from a financial institution ~~((may be disclosed))~~ only for the purpose of, and to the extent necessary, to establish, modify, or enforce a child support obligation of that individual.

~~((2))~~ (9) Except as provided elsewhere in chapter 388-14A WAC, chapter 388-01 WAC governs the process of requesting and disclosing information and records.

~~((3))~~ (10) DCS must take timely action on requests for disclosure. DCS must respond in writing within five working days of receipt of the request.

~~((4))~~ (11) If a child is receiving foster care services, ~~((you))~~ the parent(s) must contact ~~((you))~~ their local commu-

nity services office for disclosure of the child's address information.

~~((5))~~ (12) The rules of confidentiality and penalties for misuse of information and reports that apply to a IV-D agency employee, also apply to a person who receives information under this section.

~~((6))~~ (13) Nothing in these rules:

(a) Prevents DCS from disclosing information and records when such disclosure is necessary to the performance of its duties and functions as provided by state and federal law;

(b) Requires DCS to disclose information and records obtained from a confidential source.

(14) DCS cannot provide copies of the confidential information form contained in court orders. You must go to court to get access to the confidential information form. DCS may disclose information contained within the confidential information form if disclosure is authorized under RCW 26.23.120, chapter 388-01 WAC, or chapter 388-14A WAC.

(15) DCS may provide a Support Order Summary to the parties to an administrative support order under WAC 388-14A-2116.

NEW SECTION

WAC 388-14A-2107 Are there special rules for requests for whereabouts information? (1) Address information is sometimes referred to as whereabouts information, meaning information giving someone's home, work, school or daycare location.

(2) The last known address of, or employment information about, a party to a court or administrative order for, or a proceeding involving, child support may be given to another party to the order. The party receiving the information may only use the information to establish, enforce, or modify a support order.

(3) The last known address of the natural or adoptive children may be given to a parent having a court order granting that parent visitation rights with, legal custody of or residential time with, the parent's natural or adoptive children. The parent may only use this information to enforce the terms of the court order.

(4) The last known address of a party to an order for child support may be given to another party to the order. The party receiving the information may only use the information to establish a parenting plan for the children covered by the support order.

(5) Disclosure of whereabouts information is subject to the provisions of WAC 388-14A-2114.

(6) Requests from law enforcement agencies are subject to the provisions of RCW 74.04.062.

AMENDATORY SECTION (Amending WSR 01-03-089, filed 1/17/01, effective 2/17/01)

WAC 388-14A-2110 How do I ~~((find out the address of my children, or of the other parent of my children))~~ **make a request for disclosure of DCS public records?** (1) You can make a request for disclosure of most DCS records either orally or in writing. If you are requesting whereabouts information, see subsection (2).

(2) You must submit a request for disclosure of a parent or child's address ((must be submitted)) in writing or in person, with satisfactory evidence of identity, at any office of the division of child support (DCS)((; (2))).

(3) If the request is made by your attorney, DCS may waive the provisions regarding submission in person with satisfactory evidence of identity((; (3))).

(4) If you are unable to appear at a DCS office in person, DCS may waive the provision requiring submission in person if you submit a notarized request for disclosure((;

(4)). DCS can provide a form which contains all the required elements for an address disclosure request.

(5) The person seeking disclosure must attach the following to a request for disclosure of an address:

(a) A copy of the superior court order on which the request is based. DCS waives this provision if DCS has a true copy of the order on file;

(b) A sworn statement by the individual that the order has not been modified; and

(c) A statement explaining the purpose of the request and how the requestor intends to use the information.

NEW SECTION

WAC 388-14A-2112 When I make a public disclosure request, do I get the information or records immediately? (1) The division of child support (DCS) must respond to a public disclosure request within five days, under RCW 26.23.120 and WAC 388-01-090.

(2) "Respond" can mean:

(a) Providing the requested documents;

(b) Acknowledging receipt of the request and giving an estimate of how long it will take to provide copies;

(c) Requesting copy and postage fees;

(d) Requesting that you clarify your request if we are not sure what you are asking for;

(e) Notifying you of any other necessary procedural steps, such as notice to the other party or to a third party; or

(f) Denying your request according to WAC 388-01-090(3).

(3) When someone requests address or other whereabouts information, DCS first gives notice as provided in WAC 388-14A-2114, 388-14A-2120, and 388-14A-2115.

NEW SECTION

WAC 388-14A-2114 Does DCS give notice to anyone before releasing information pursuant to a public disclosure request? (1) Prior to disclosing the address of the custodial parent (CP) or a child, DCS mails a notice to the last known address of the CP, except as provided under WAC 388-14A-2115. The notice advises the CP that:

(a) A request for disclosure has been made;

(b) DCS intends to disclose the address after thirty days from the date of the notice, unless:

(i) DCS receives a copy of an order which:

(A) Enjoins disclosure of the address;

(B) Restricts the noncustodial parent's right to contact or visit the CP or a child by imposing conditions to protect the

CP or the child from harm, including, but not limited to, temporary orders for protection under chapter 26.50 RCW; or

(C) States that the health, safety, or liberty of the CP or child would be unreasonably put at risk by disclosure of address or other identifying information; or

(ii) The CP requests an administrative hearing which ultimately results in a decision that release of the address is reasonably anticipated to result in harm to the CP or a dependent child.

(c) In any hearing under this section, either party may participate in the proceeding by telephone, from any prearranged location. The administrative law judge (ALJ) must not disclose the location and phone number.

(2) DCS does not provide notice to the noncustodial parent (NCP) before disclosing NCP's address information to the CP unless NCP has requested prior notice under WAC 388-14A-2120.

(3) Before releasing confidential information concerning someone who is not a party to the case, DCS gives notice to that person according to WAC 388-01-140.

AMENDATORY SECTION (Amending WSR 01-03-089, filed 1/17/01, effective 2/17/01)

WAC 388-14A-2115 ((What are the requirements for making an)) Can the custodial parent waive notice of a request for address ((disclosure request))? (1) ((The following provisions apply to a request for disclosure of the address of a party to the order of a dependent child under chapter 388-14A WAC. The division of child support (DCS) does not release the address if:

(a) The department has determined, under WAC 388-422-0021, that the custodial parent (CP) has good cause for refusing to cooperate;

(b) The order, on which the request is based, restricts or limits the address requesting party's right to contact or visit the other party or the child by imposing conditions to protect the party or the child from harm;

(c) An order has been entered finding that the health, safety, or liberty of a party or child would be unreasonably put at risk by the disclosure of the information; or

(d) DCS has information which gives DCS reason to believe that release of the address may result in physical or emotional harm to the other party or to the children.

(2) Whenever DCS denies a request for disclosure under subsection (1) of this section, DCS notifies the nonrequesting party that disclosure of the address was requested and was denied.

(3) Prior to disclosing the address of a party or a child, DCS mails a notice to the last known address of the party whose address is sought, except as provided under subsection (4) of this section. The notice advises the party that:

(a) A request for disclosure has been made;

(b) DCS will disclose the address after thirty days from the date of the notice, unless:

(i) DCS receives a copy of an order which:

(A) Enjoins disclosure of the address;

(B) Restricts the address requesting party's right to contact or visit the other party or a child by imposing conditions to protect the party or the child from harm, including, but not

limited to, temporary orders for protection under chapter 26.50 RCW; or

(C) States that the health, safety, or liberty of a party or child would be unreasonably put at risk by disclosure of address or other identifying information.

(ii) The party requests an administrative hearing which ultimately results in a decision that release of the address is reasonably anticipated to result in harm to a party or a dependent child;

(iii) In any hearing under this section, either party may participate in the proceeding by telephone, from any prearranged location. The administrative law judge (ALJ) must not disclose the location and phone number.

(4) DCS is not required to mail a notice prior to disclosure if:

(a) The requesting party presents a facially valid warrant or a judicial finding that:

(i) The other party will likely flee to avoid service of process; or

(ii) The other party will likely flee and that:

(A) A court of competent jurisdiction of this state or another state has entered an order giving legal and physical custody of a child whose address is requested to the requesting party; and

(B) The custody order has not been altered, changed, modified, superseded, or dismissed; and

(C) A child was taken or enticed from the address requesting party's physical custody without that party's consent; and

(D) The address requesting party has not subsequently assented to being deprived of physical custody of the children; and

(E) The address requesting party is making reasonable efforts to regain physical custody of the child.

(b) The records of DCS contain a written authorization for address release under WAC 388-14A-2125)) Any party to a support order may authorize the division of child support (DCS) to release his or her address to the other party with no prior notice.

(2) An authorization to release an address must be:

(a) In writing;

(b) Notarized; and

(c) Effective for any period designated by the party up to three years, or until DCS is notified in writing that the party has revoked the authorizations, which is sooner.

NEW SECTION

WAC 388-14A-2116 How do I request a support order summary from DCS? (1) If you are a party to an administrative support order, you may request a support order summary from the division of child support (DCS). The support order summary includes the following information:

(a) The noncustodial parent's residential address, employer's address, Social Security Number; date of birth, and driver's license number; and

(b) The custodial parent's social security number.

(2) DCS provides the most current information DCS has available in the support order summary.

(3) DCS must provide notice to the noncustodial parent (NCP) prior to releasing his or her residential and employer address information if the NCP has requested that he or she be provided notice before DCS releases the address information, as provided in WAC 388-14A-2120.

(4) Nonaddress information contained in the Support Order Summary may be released without notice to the other party to the support order.

AMENDATORY SECTION (Amending WSR 01-03-089, filed 1/17/01, effective 2/17/01)

WAC 388-14A-2120 ((What happens at a hearing on an objection to disclosure of my address)) Can the non-custodial parent request notice before DCS releases address information to the custodial parent? (1) ((In any administrative hearing requested under WAC 388-14A-2115 (3)(b)(ii):

(a) The parent requesting address disclosure and the other party to the order or action are independent parties in the hearing;

(b) Either party may participate by telephone, provided the party:

(i) States in the request for hearing that participation will be by telephone; or

(ii) Advises the office of administrative hearings (OAH) at least five calendar days prior to the scheduled hearing that participation will be by telephone; and

(iii) Provides OAH with a telephone number where the party can be reached for the hearing, at least five calendar days before the scheduled hearing.

(c) The administrative law judge (ALJ) must not disclose the location or phone number from which the party is appearing;

(d) The initial burden of proof is on the party requesting address disclosure, to show that the address request is for a purpose for which chapter 388-14A WAC specifically permits disclosure;

(e) If the party requesting address disclosure:

(i) Fails to meet this burden, the ALJ enters an order denying the address request;

(ii) Establishes that the address was requested for a purpose for which disclosure is permitted, the other party must then show that it is reasonable to anticipate that physical or emotional harm to the party or a child will result from release of the address. The party objecting to address release:

(A) May show reasonable fear of harm by any form of evidence admissible under chapter 34.05 RCW; and

(B) Is not required to provide supporting evidence required by WAC 388-422-0020, to establish a reasonable fear of harm.

(f) If either party fails to appear, the ALJ enters an order on default:

(i) If the party objecting to disclosure fails to appear, the order requires DCS to release the address unless the record contains documentary evidence which provides the basis for a finding that physical or emotional harm will likely result from release of the address;

(ii) If the address requesting party fails to appear, the default order denies the request for address information.

(g) OAH arranges the attendance of the parties by telephone or other procedure showing due regard for the safety of the parties and the children;

(h) DCS issues a final response to the disclosure request within five working days of the exhaustion of administrative remedies.

(2) If the custodial parent (CP) requests a hearing under this section in response to a department initiated review of the support order for modification, both parties to the support order are independent parties in the address disclosure hearing.) The notice and hearing process in WAC 388-14A-2114 and 388-14A-2140 do not apply to requests for address information of the noncustodial parent (NCP).

(2) The NCP may request notice before whereabouts info is released to the custodial parent by notifying the division of child support (DCS), either orally or in writing.

(3) Once an NCP has submitted a request for notice, DCS follows the notice and hearing provisions in WAC 388-14A-2114 and 388-14A-2140 when it receives a request for address information.

AMENDATORY SECTION (Amending WSR 01-03-089, filed 1/17/01, effective 2/17/01)

WAC 388-14A-2125 ((How do I give)) Can DCS ((permission to give my address to the other parent)) ever release address information without ((going through the)) notice ((procedures of WAC 388-14A-2115))? (1) ((Any party to a support order may authorize)) The division of child support (DCS) ((to release his or her address to the other party with no prior notice.

(2) An authorization to release an address must be:

(a) In writing;

(b) Notarized; and

(c) Effective for any period designated by the party up to three years or until DCS is notified in writing that the party has revoked the authorization, whichever is sooner)) does not follow the notice and hearing process of WAC 388-14A-2114 and 388-14A-2140 if:

(a) Disclosure is denied under WAC 388-14A-2135;

(b) The CP has provided a written release as provided in WAC 388-14A-2115;

(c) The NCP has not filed a written request as provided in WAC 388-14A-2120; or

(d) A court order requires DCS to release the address information.

(2) DCS is not required to mail a notice prior to disclosure if the requesting party presents a facially valid warrant or a judicial finding that:

(a) The other party will likely flee to avoid service of process; or

(b) The other party will likely flee and that:

(i) A court of competent jurisdiction of this state or another state has entered an order giving legal and physical custody of a child whose address is requested to the requesting party; and

(ii) The custody order has not been altered, changed, modified, superseded, or dismissed; and

(iii) A child was taken or enticed from the address requesting party's physical custody without that party's consent; and

(iv) The address requesting party has not subsequently assented to being deprived of physical custody of the children; and

(v) The address requesting party is making reasonable efforts to regain physical custody of the child.

NEW SECTION

WAC 388-14A-2130 What if I object to the release of my address? When a party objects to a notice mailed under WAC 388-14A-2114, the division of child support may:

(1) Deny disclosure if the objection provides information based on which DCS would have denied disclosure under WAC 388-14A-2135; or

(2) Request that the office of administrative hearings (OAH) set the case for an administrative hearing under WAC 388-14A-2140.

NEW SECTION

WAC 388-14A-2135 When might DCS deny a request for address information without going through the notice and hearing process? (1) The division of child support (DCS) denies a request for address information without going through the notice process under WAC 388-14A-2114 if:

(a) The department has determined, under WAC 388-422-0021, that the custodial parent (CP) has good cause for refusing to cooperate;

(b) The order, on which the request is based, restricts or limits the address requesting party's right to contact or visit the other party or the child by imposing conditions to protect the party or the child from harm;

(c) An order has been entered finding that the health, safety, or liberty of a party or child would be unreasonably put at risk by the disclosure of the information; or

(d) DCS has information which gives DCS reason to believe that release of the address may result in physical or emotional harm to the other party or to the children.

(2) Whenever DCS denies a request for disclosure under subsection (1) of this section, DCS notifies the nonrequesting party that disclosure of the address was requested and was denied.

NEW SECTION

WAC 388-14A-2140 What happens at a hearing on objection to disclosure of address information? In any administrative hearing requested under WAC 388-14A-2114 (1)(b)(ii):

(1) The parent requesting address disclosure and the other party to the order or action are independent parties in the hearing.

(2) The office of administrative hearings (OAH) sets the hearing as a phone hearing;

(3) Each party must provide OAH with a telephone number where the party can be reached for the hearing, at some time before the scheduled hearing.

(4) The administrative law judge (ALJ) must not disclose the location or phone number from which either party is appearing.

(5) The ALJ may, upon good cause shown, convert the hearing to an in-person hearing for the party requesting disclosure.

(6) The initial burden of proof is on the party requesting address disclosure, to show that the address request is for a purpose for which chapter 388-14A WAC specifically permits disclosure.

(7) If the party requesting address disclosure:

(a) Fails to meet this burden, the ALJ enters an order denying the address request;

(b) Establishes that the address was requested for a purpose for which disclosure is permitted, the other party must then show that it is reasonable to anticipate that physical or emotional harm to the party or a child will result from release of the address. The party objecting to address release:

(i) May show reasonable fear of harm by any form of evidence admissible under chapter 34.05 RCW; and

(ii) Is not required to provide supporting evidence required by WAC 388-422-0020, to establish a reasonable fear of harm.

(8) If either party fails to appear, the ALJ enters an order on default:

(a) If the party objecting to disclosure fails to appear, the order requires DCS to release the address unless the record contains documentary evidence which provides the basis for a finding that physical or emotional harm will likely result from release of the address;

(b) If the address requesting party fails to appear, the default order denies the request for address information.

(9) OAH arranges the attendance of the parties by telephone or other procedure showing due regard for the safety of the parties and the children.

(10) DCS issues a final response to the disclosure request within five working days of the exhaustion of administrative remedies, including any late appeal periods.

(11) If the custodial parent (CP) requests a hearing under this section in response to a department initiated review of the support order for modification, both parties to the support order are independent parties in the address disclosure hearing.

AMENDATORY SECTION (Amending WSR 01-03-089, filed 1/17/01, effective 2/17/01)

WAC 388-14A-2150 How much does it cost to get copies of DCS records? (1) WAC 388-01-030 authorizes the division of child support (DCS) to charge copying and postage costs for responses to public disclosure.

(2) DCS charges fifteen cents per page for copies.

(3) DCS may waive copy fees in appropriate circumstances.

Reviser's note: The above section was filed as an amendatory section; however, there were no amendments made. Pursuant to the requirements of RCW 34.08.040 it is published in the same form as filed by the agency.

WSR 01-22-014

PROPOSED RULES

OLYMPIC AIR

POLLUTION CONTROL AUTHORITY

[Filed October 26, 2001, 2:37 p.m.]

Original Notice.

Exempt from preproposal statement of inquiry under RCW 70.94.141(1).

Title of Rule: OAPCA Regulation 1, Article 3, Section 3.15.

Purpose: To allow the executive director, or designee, to act as hearings officer in absence of the board of directors.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Statute Being Implemented: Chapter 70.94 RCW.

Summary: This change will allow the executive director, or a designee, to act as a hearing officer in the event that a public hearing is held during a time that the board of directors is not available.

Reasons Supporting Proposal: On occasion a hearing needs to be scheduled at a time other than our regularly scheduled board of directors' meeting.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Richard Stedman, Executive Director, 909 Sleater Kinney Road S.E., #1, Lacey, WA 98503, (360) 438-8768.

Name of Proponent: Olympic Air Pollution Control Authority, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Currently OAPCA's board holds permitted or required hearings. In the event the board is not available, the current section allows for the board to appoint a hearings officer, however, it shall be an attorney. The change will allow the board to appoint the executive director as hearings officer.

This change will allow for alternate dates for hearings. This will allow the authority and their sources the flexibility needed to expedite permits as needed.

Proposal Changes the Following Existing Rules: This change will allow the executive director to act as hearings officer.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This agency is not subject to the Regulatory Fairness Act (chapter 19.85 RCW) because air pollution control authorities are not deemed state agencies (RCW 70.94.141).

RCW 34.05.328 does not apply to this rule adoption. Pursuant to RCW 70.94.141(1), RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Olympic Air Pollution Control Authority, 909 Sleater Kinney Road S.E., #1, Lacey, WA 98503, on December 12, 2001, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Craig Weckesser by December 3, 2001.

Submit Written Comments to: Richard Stedman, Executive Director, Olympic Air Pollution Control Authority, 909 Sleater Kinney Road S.E., #1, Lacey, WA 98503, fax (360) 491-6308, by December 11, 2001.

Date of Intended Adoption: December 12, 2001.
 October 23, 2001
 Richard Stedman
 Executive Director

AMENDATORY SECTION

SECTION 3.15 APPOINTMENT OF HEARING OFFICER

(a) In all instances where the Board is permitted or required to hold hearings under the provisions of Chapter 70.94 RCW, such hearings shall be held before the Board; or the Board may appoint a hearing officer, who shall be ~~((an attorney admitted to practice in the state))~~ the Executive Director of the Authority or his/her designee to hold such hearings.

(b) A duly appointed hearing officer shall have all the powers, rights and duties of the Board relating to the ~~((conduct of))~~ hearings.

~~((c) At the conclusion of a hearing at which the hearing officer has presided, the hearing officer shall prepare written findings of fact and conclusions of law and a recommended decision. Parties to the proceeding shall be notified of the proposed decision as provided in RCW 34.04.110 through 34.04.120, as now or hereafter amended.))~~

**WSR 01-22-016
 PROPOSED RULES
 CLARK COLLEGE**

[Filed October 26, 2001, 2:39 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-18-026.

Title of Rule: Chapter 132N-150 WAC, College facilities.

Purpose: To establish regulations governing the use of college facilities.

Statutory Authority for Adoption: RCW 28B.50.140.

Statute Being Implemented: RCW 28B.50.140.

Summary: Repealing WAC 132N-144-010 and 132N-144-020. Adopt new rule to update, correct, and complete regulations for use of college facilities.

Reasons Supporting Proposal: Existing rule is out of date, inaccurate and incomplete.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Tony Birch, Clark College, (360) 992-2123.

Name of Proponent: Clark College, public.

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

Explanation of Rule, its Purpose, and Anticipated Effects: In order to facilitate the public's use of college facilities, rules are necessary to provide for the safety of students, the public, and college employees, and to protect the college's (state) investment in these facilities. The existing rules (chapter 132N-144 WAC) are out of date, inaccurate and

incomplete. They need to be rescinded and replaced with chapter 132N-150 WAC.

Proposal Changes the Following Existing Rules:
 Replaces chapter 132N-144 WAC.

No small business economic impact statement has been prepared under chapter 19.85 RCW.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Board Room, Baird Administration Building, Clark College, 1800 East McLoughlin Boulevard, Vancouver, WA, on December 17, 2001, at 4 p.m.

Assistance for Persons with Disabilities: Contact M. Talley by December 10, 2001, (360) 992-2847.

Submit Written Comments to: Tana Hasart, fax (360) 992-2871, by December 3, 2001.

Date of Intended Adoption: January 28, 2001 [2002].

October 22, 2001

Tana L. Hasart

President

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 132N-144-010	Board policy statement— Rental regulations (campus facilities).
WAC 132N-144-020	Administrative procedures— Rental regulations (campus facilities).

Chapter 132N-150 WAC

COLLEGE FACILITIES

NEW SECTION

WAC 132N-150-010 General. Use of college facilities. The college is committed to providing quality educational and cultural services to the college district. On this basis, college facilities are made available for use by organizations conducting educational, cultural, civic, or community activities. College-related activities of public educational, cultural, civic, or community service nature are given first priority consideration for the use of college facilities.

College facilities may be rented by for-profit, private, or not-for-profit entities, provided that the activity does not conflict with college functions and that charges reflecting the full cost of the facility usage are paid.

College facilities may not be used in ways that interfere with the college's teaching, research, public service, or support programs; conflict with published rules or regulations; or interfere with the flow of pedestrian or vehicular traffic.

NEW SECTION

WAC 132N-150-020 Nondiscrimination. The college reserves the right to deny an application by any group, organization, or individual that discriminates in membership or

limits participation in a manner inconsistent with the college's nondiscrimination policy.

NEW SECTION

WAC 132N-150-030 Administrative control. The board of trustees delegates to the president authority to establish policies and procedures for proper review and approval of the use of college facilities, to establish regulations governing such use, and to establish and revise fee schedules for facilities use. Such policies and procedures may include, but are not limited to, building security, advertising or promotion, signage, use of bulletin boards and display racks, and the sale or distribution of retail and public information materials.

NEW SECTION

WAC 132N-150-040 Reservations/fees. Reservations/fees and financial arrangements are made through the facilities use office and are not final until approved by that office. Exemptions to the published rental fee schedule may be authorized by the president or designee, if deemed to be in the best interests of the college, its faculty, staff, or students.

NEW SECTION

WAC 132N-150-050 Responsibility/hold harmless. All groups using college facilities must identify one person or representative who is legally responsible for theft, damage, or claims to college equipment and/or facilities. This representative must report any damage or claims to the facilities use office.

Permission to use college facilities is with the express understanding and condition that the individual or organization assumes full responsibility for any loss, damage, or claims resulting from such use and agrees to hold harmless and indemnify the college against any loss or damage claim arising out of such use.

NEW SECTION

WAC 132N-150-060 Proof of insurance. When an event in or on college facilities or grounds involves physical activity, or otherwise increases the risk of bodily injury above the level inherent in the facility to be used, the college may require users to furnish proof of liability insurance naming the college as an additional insured, with limits of not less than one million dollars per occurrence, prior to approval for the requested use.

NEW SECTION

WAC 132N-150-070 Occupancy. At no time may the occupancy of a college facility exceed the maximum occupancy as defined by the fire marshal; the fire, life, and safety code; or as posted by the college.

Building occupants are required to comply with all fire, health, and safety rules and regulations. When a building is occupied, required exits and aisles may not be blocked or rendered inoperable.

NEW SECTION

WAC 132N-150-080 Student occupancy and use. Students have the right of access to college facilities, subject to ordinary schedules, regulations, and administrative procedures governing each facility. When using college facilities, students have the responsibility to respect regulations and to comply with the spirit and intent of facilitating the educational purposes of the college. Students are subject to WAC 132N-120-065, Denial of access to Clark College.

NEW SECTION

WAC 132N-150-090 Commercial use/solicitation. The use of college grounds or facilities for commercial or private gain is prohibited except where commercial activity, such as the sale of books, instructional supplies, or food, directly supports an instructional program or purpose or where limited sale is specifically authorized by written permission of the president or designee for the benefit of an approved college activity.

The distribution of materials on college property is subject to reasonable limitations as to time, place, and manner that are consistent with applicable federal and state law. Material that contains or constitutes unprotected speech or expression is not permitted on college property.

Solicitation in or on college-owned or college-operated facilities is expressly prohibited (unless at the specific request of the person or group being solicited) except by written permission of the president or designee, or when conducted pursuant to a contract, lease, or other formal arrangement with the college.

NEW SECTION

WAC 132N-150-100 Bulletin boards. The college intends bulletin boards to be an effective means of communicating to students and employees important information from the college, college organizations, or public agencies serving students. Bulletin boards are not ordinarily to be used for commercial advertising.

NEW SECTION

WAC 132N-150-110 Campus building exteriors/promotional materials and banners. Hanging signs, banners, or flyers on campus building exteriors and grounds, or otherwise marking campus surfaces for advertising or promotion, is prohibited. The facilities use office may authorize the use of outside banners at specified locations.

NEW SECTION

WAC 132N-150-120 Responsibility for personal property. The college is not responsible for loss or damage to personal property brought onto the campus.

NEW SECTION

WAC 132N-150-130 Alcohol consumption. Consumption of alcoholic beverages in or on college-owned or col-

lege-operated facilities is expressly prohibited unless approved by the president or designee.

All groups qualifying for use of alcoholic beverages must adhere to the rules and regulations set forth by the Washington state liquor control board and the Clark College board of trustees.

NEW SECTION

WAC 132N-150-140 Food and beverages. Consumption of food and beverages may be prohibited in or on certain college facilities or grounds at the option of the administration.

NEW SECTION

WAC 132N-150-150 Children on campus. Other than usage associated with the college's services for children and families and other specific college-sponsored programs for children, the general policy of the college is that its facilities are not available for unrestricted usage by children under sixteen years of age. In no cases are children permitted in college-owned or college-operated facilities (including the library, food services areas, lounges, and study areas) without supervision by an adult.

Children are not to be left unattended on campus grounds or in vehicles.

Children are permitted in classrooms only with the specific approval of the faculty member responsible for the class, on an emergency basis and for a specified, limited period of time.

NEW SECTION

WAC 132N-150-160 Animals on campus. All animals (other than laboratory animals) on campus must be under the immediate physical control of the owner at all times, e.g., on leash or carried. Animals cannot be tied to buildings or fixtures, left unattended, or permitted to run at large on campus. Animals must remain outside campus buildings, with the exception of guide or service dogs and laboratory animals. Large animals are not allowed on campus grounds unless specifically approved by the president. A formal complaint may be filed with Clark County animal control authorities against violators of these rules.

NEW SECTION

WAC 132N-150-170 Climbing on college buildings. College buildings, structures, and grounds may not be used for climbing, rappelling, jumping, or other such activities.

NEW SECTION

WAC 132N-150-180 Electronic devices. Radio transmitters, bull horns, amplifiers, and other electronic devices that disrupt college programs or operations are prohibited on college property.

NEW SECTION

WAC 132N-150-190 Fireworks. The use or discharge of fireworks as defined in RCW 70.77.126, Definitions—"Fireworks," is prohibited on or in facilities and grounds owned or operated by the college except in limited areas designated by the president or designee.

NEW SECTION

WAC 132N-150-200 Overnight use. No person shall remain overnight on or in college property or facilities without the express written permission of the president or designee. This policy does not apply to employees specifically directed by their supervisors to work a graveyard shift. Individuals remaining on or in college property or facilities overnight must contact the security/safety office.

NEW SECTION

WAC 132N-150-210 Temporary structures. The erection of tents, awnings, canopies, or similar structures must be cleared with the security/safety office.

NEW SECTION

WAC 132N-150-220 Recreational devices. The use of skateboards, snowmobiles, roller skates, snow sleds, snow boards, scooters, roller blades, and other recreational devices that present a safety hazard or have the potential to damage college property is prohibited.

NEW SECTION

WAC 132N-150-230 Smoking. The inhaling, exhaling, burning, or carrying of any lighted smoking equipment, including cigarettes, cigars, or pipes, is prohibited in the interior of all buildings and vehicles owned or operated by the college. The use of other tobacco products, such as smokeless or chewing tobacco, in college facilities is also prohibited. In addition, smoking is prohibited at any outside areas or locations that may directly or indirectly affect the air supply of buildings or carry smoke into buildings.

NEW SECTION

WAC 132N-150-240 Weapons on campus. Weapons, unless otherwise permitted by law, are not permitted on the college campus, at any other facilities leased or operated by the college, or at any activity under the administration or sponsorship of the college.

Exceptions to this policy are permitted when the weapon is used in conjunction with an approved college instructional program or is carried by a duly commissioned law enforcement officer or campus security officer.

NEW SECTION

WAC 132N-150-250 Denial/revocation. The college reserves the right to deny any application or to revoke any rental agreement at any time if actions resulting from the application or permission constitute unlawful activity or, in

the judgment of the administration, present imminent danger or unlawful activity; or if a prospective user has previously violated the provisions of rules and regulations of the college; or if activities, in the judgment of the president or designee, conflict with, directly compete with, or are incompatible with the programs or mission of the college.

NEW SECTION

WAC 132N-150-260 Denial/trespass. When faced with a situation that he/she judges to be disruptive to the order of the college, to impede the movement of persons or vehicles, or to interfere with the ingress and/or egress of persons from college facilities, the president or designee has the authority to: Advise individuals or groups of the specific nature of any violation; request such individuals to leave college premises; or prohibit the entry or withdraw the license, privilege, or permit of any individual or group to enter or remain in or on any portion of a college facility. Individuals who persist in disruptive or unlawful conduct or remain upon college premises will be subject to arrest under chapter 9A.52 RCW, Burglary and trespass.

NEW SECTION

WAC 132N-150-270 Violation and/or termination of facilities use agreement. The college, at its discretion, has the right to cancel and terminate a contract or revoke any permit for facilities use immediately and without notice upon its discovery of a violation of any term, condition, or provision listed within college procedures. Individuals in violation will be advised of the specific nature of the violation. If they persist in the violation, they will be requested to leave college property. Failure to comply with the request to leave may subject such individuals to arrest under provisions of the criminal trespass statute or other applicable laws and civil sanctions.

NEW SECTION

WAC 132N-150-280 Appellant process. A facilities use decision may be appealed to the vice-president of administrative services. This section applies only if a specific appeal procedure has not otherwise been provided, e.g., chapter 132N-156 WAC, Parking and traffic rules and regulations, or chapter 132N-120 WAC, Code of student conduct.

Upon receipt of an appeal, the vice-president will conduct a brief adjudicative proceeding.

WSR 01-22-021
PROPOSED RULES
LOTTERY COMMISSION
 [Filed October 29, 2001, 10:03 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-18-023.

Title of Rule: WAC 315-20-010 Removal of lottery terminal when license is suspended or revoked.

Purpose: Clarify lottery rules regarding removal of lottery terminal.

Statutory Authority for Adoption: RCW 67.70.040.

Statute Being Implemented: RCW 67.70.040.

Summary: Lottery policy requires removal of a terminal when a license is suspended or revoked. This amendment to WAC 315-20-010 will clarify this policy in the lottery's rules.

Name of Agency Personnel Responsible for Drafting: Mary Jane Ferguson, Olympia, (360) 664-4833; Implementation and Enforcement: Robert C. Benson, Jr., Acting Director, Olympia, (360) 664-4800.

Name of Proponent: [Lottery Commission], governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Lottery policy requires a removal of a terminal when a license is suspended or revoked. This amendment to WAC 315-20-010 will clarify this policy in the lottery's rules. This policy of removal safeguards the integrity of the lottery and prevents financial loss due to the operation of the terminal by a retailer whose license has been suspended or revoked.

Proposal Changes the Following Existing Rules: Before this amendment, WAC 315-20-010 did not address the lottery's policy regarding removal of a retailer's terminal at the time a retailer's license is revoked or suspended.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The lottery has considered whether these rules are subject to the Regulatory Fairness Act, chapter 19.85 RCW, and has determined that they are not for the following reasons: (1) The rules have no economic impact on business' cost of equipment, supplies, labor or administrative costs. The rules are designed to establish rules and procedures for administrative actions in the case of the revocation or suspension of a retailer's license and (2) the rules will have a negligible impact, if any, on the normal operation of business because they are interpretive. They have been promulgated for the purpose of stating policy, procedure and practice and do not include requirements for forms, fees, appearances or other actions by business.

RCW 34.05.328 does not apply to this rule adoption. This section does not apply to these proposed rules because they are not proposed by one of the listed agencies. As the rules are merely interpretive, the lottery does not voluntarily apply this section.

Hearing Location: Criminal Justice Training Center, Education Building, Room 154, 19010 First Avenue South, Seattle, WA 98148, on January 11, 2002, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Mary Jane Ferguson by January 7, 2002, TDD (360) 586-0933, or (360) 664-4833.

Submit Written Comments to: Mary Jane Ferguson, Lottery, fax (360) 586-6586, by January 7, 2002.

Date of Intended Adoption: January 11, 2002.

October 26, 2001

Mary Jane Ferguson
 Rules Coordinator

AMENDATORY SECTION (Amending Order 83, filed 12/16/85)

WAC 315-20-010 Director may temporarily suspend license and remove terminal pending a hearing. (1) After review and consideration, the director may temporarily suspend a license or addendum thereto issued pursuant to these rules pending a hearing upon suspension or revocation of the license, or issuance of a renewal thereof, when in the opinion of the director:

(a) The lottery retailer has obtained the license or addendum by fraud, trick, misrepresentation, concealment, or through inadvertence or mistake; or

(b) The lottery retailer has engaged in any act, practice or course of operation as would operate as a fraud or deceit on any person, or has employed any device, scheme or artifice to defraud any person; or

(c) The lottery retailer has violated, failed, or refused to comply with any of the provisions, requirements, limitations, or duties imposed by chapter 67.70 RCW and any amendments thereto or any rules adopted by the commission pursuant thereto; or

(d) Immediate cessation of the licensed activities by the lottery retailer is necessary for the protection or preservation of the welfare of the community within which these activities are being conducted.

(2) After review and consideration, if the director determines that a retailer's license shall be revoked or suspended, the lottery shall immediately remove all lottery terminals and material from the retailer's store(s), in order to prevent any financial loss or harm to the integrity of the lottery. The retailer shall have the right to appeal the decision of the director, and, if the retailer prevails in a final court action which is not appealed, the lottery shall bear the cost of reinstallation of the lottery terminal(s).

(3) Notice of such temporary suspension((s)) and/or terminal removal shall be served in accordance with WAC 10-08-110.

WSR 01-22-024

PROPOSED RULES

PUBLIC DISCLOSURE COMMISSION

[Filed October 29, 2001, 11:50 a.m.]

Continuance of WSR 01-19-017.

Preproposal statement of inquiry was filed as WSR 01-07-115.

Title of Rule: WAC 390-16-190 Electronic filing.

Purpose: To eliminate this rule.

Statutory Authority for Adoption: RCW 42.17.370(1).

Summary: WAC 390-16-190 requires major political party candidates who are candidates for the office of governor to file campaign finance reports electronically. This rule is superseded by RCW 42.17.3691.

Reasons Supporting Proposal: The repeal of this rule conforms to statutory changes under RCW 42.17.3691 requiring electronic filing by certain candidates and political committees.

Name of Agency Personnel Responsible for Drafting and Implementation: Doug Ellis, Public Disclosure Commission, 711 Capitol Way, Room 206, Olympia, (360) 664-2735; and Enforcement: Phil Stutzman, Public Disclosure Commission, 711 Capitol Way, Room 206, Olympia, (360) 664-8853.

Name of Proponent: Public Disclosure Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule would be repealed since [it] is superseded by RCW 42.17.3691.

Proposal Changes the Following Existing Rules: By repealing this rule, all candidates including gubernatorial candidates are subject to the same statutory electronic filing requirements.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The implementation of this rule does not impact small businesses.

RCW 34.05.328 does not apply to this rule adoption. The Public Disclosure Commission is not an agency listed in subsection (5)(a)(i) of section 201. Further, the Public Disclosure Commission does not voluntarily make section 201 applicable to this rule adoption pursuant to subsection (5)(a)(ii) of section 201, and to date the Joint Administrative Rules Review Committee has not made section 201 applicable to this rule adoption.

Hearing Location: Commission Hearing Room, Evergreen Plaza Building, 711 Capitol Way, Room 206, Olympia, WA, on December 4, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Ruthann Bryant by phone (360) 753-1111.

Submit Written Comments to: Doug Ellis, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908, fax (360) 753-1112, dellis@pdc.wa.gov, by November 20, 2001.

Date of Intended Adoption: December 4, 2001.

October 29, 2001

Vicki Rippie

Executive Director

WSR 01-22-025

PROPOSED RULES

PUBLIC DISCLOSURE COMMISSION

[Filed October 29, 2001, 11:51 a.m.]

Continuance of WSR 01-19-013.

Preproposal statement of inquiry was filed as WSR 01-16-127.

Title of Rule: Title 390 WAC, rules applying to abbreviated and mini reporting and changes in the dollar threshold at which campaigns report occupation and employer information.

Purpose: To simplify and streamline the campaign reporting process for candidates and political committees.

Statutory Authority for Adoption: RCW 42.17.370(1).

Statute Being Implemented: RCW 42.17.370(8).

Summary: The proposed rule changes would repeal two rules, eliminate reference to PDC Form C-4abb, clarify the conditions for granting use of the new mini reporting option, change the title of the rule concerning reporting options, increase the threshold for reporting occupation and employer information and make the necessary changes to PDC Form C-3 to reflect the threshold change.

Reasons Supporting Proposal: The proposed amendments conform to rule changes eliminating the abbreviated reporting option under WAC 390-16-105 and instituting a campaign reporting system having only two options (mini and full) and relieve treasurers of the additional burden of obtaining occupation and employer information on individuals who contribute exactly \$100 in the aggregate.

Name of Agency Personnel Responsible for Drafting and Implementation: Doug Ellis, Public Disclosure Commission, 711 Capitol Way, Room 206, Olympia, (360) 664-2735; and **Enforcement:** Phil Stutzman, Public Disclosure Commission, 711 Capitol Way, Room 206, Olympia, (360) 664-8853.

Name of Proponent: Public Disclosure Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule changes would conform with amendments to WAC 390-16-105 which change the name of abbreviated reporting to mini reporting and adjusts the threshold for using the new mini reporting option. The proposed rule changes would also increase the threshold for campaigns reporting an individual's occupation and employer name and address from \$100 or more to a threshold of more than \$100.

The proposed change from \$100 or more to a threshold of more than \$100 would relieve the burden on candidate and political committee treasurers from gathering additional information on individuals who contribute exactly \$100.

Proposal Changes the Following Existing Rules: The proposed changes simplify and streamline the campaign reporting process for candidates and political committees.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The implementation of these rules does not impact small businesses.

RCW 34.05.328 does not apply to this rule adoption. The Public Disclosure Commission is not an agency listed in subsection (5)(a)(i) of section 201. Further, the Public Disclosure Commission does not voluntarily make section 201 applicable to this rule adoption pursuant to subsection (5)(a)(ii) of section 201, and to date the Joint Administrative Rules Review Committee has not made section 201 applicable to this rule adoption.

Hearing Location: Commission Hearing Room, Evergreen Plaza Building, 711 Capitol Way, Room 206, Olympia, WA, on December 4, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Ruthann Bryant by phone (360) 753-1111.

Submit Written Comments to: Doug Ellis, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908, fax (360) 753-1112, dellis@pdc.wa.gov, by November 20, 2001.

Date of Intended Adoption: December 4, 2001.

October 29, 2001
Vicki Rippie
Executive Director

WSR 01-22-026

PROPOSED RULES

PUBLIC DISCLOSURE COMMISSION

[Filed October 29, 2001, 11:52 a.m.]

Continuance of WSR 01-19-061.

Preproposal statement of inquiry was filed as WSR 01-16-127.

Title of Rule: Title 390 WAC, rule amendment to reflect biennial changes in the Initiative 134 dollar threshold under WAC 390-05-400.

Purpose: To eliminate the need to amend WAC 390-16-071 when the commission adjusts contribution limits to reflect changes in economic conditions.

Statutory Authority for Adoption: RCW 42.17.370(1).

Statute Being Implemented: RCW 42.17.180.

Summary: The proposed rule change would amend WAC 390-16-071 to reference WAC 390-05-400 rather than a specific dollar amount.

Reasons Supporting Proposal: The approach embodied in the proposed amendment is more efficient.

Name of Agency Personnel Responsible for Drafting and Implementation: Doug Ellis, Public Disclosure Commission, 711 Capitol Way, Room 206, Olympia, (360) 664-2735; and **Enforcement:** Phil Stutzman, Public Disclosure Commission, 711 Capitol Way, Room 206, Olympia, (360) 664-8853.

Name of Proponent: Public Disclosure Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule change incorporates a reference to WAC 390-05-400 in WAC 390-16-071 rather than a specific dollar amount. The proposed change would eliminate the need to revise WAC 390-16-071 when the commission adjusts the Initiative 134 dollar amounts in accordance with RCW 42.17.690.

Proposal Changes the Following Existing Rules: The proposed change is not substantive. It simply references the dollar amounts contained in another rule rather than specifying those dollar amounts.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The implementation of these rules does not impact small businesses.

RCW 34.05.328 does not apply to this rule adoption. The Public Disclosure Commission is not an agency listed in subsection (5)(a)(i) of section 201. Further, the Public Disclosure Commission does not voluntarily make section 201 applicable to this rule adoption pursuant to subsection (5)(a)(ii) of section 201, and to date the Joint Administrative Rules Review Committee has not made section 201 applicable to this rule adoption.

Hearing Location: Commission Hearing Room, Evergreen Plaza Building, 711 Capitol Way, Room 206, Olympia, WA, on December 4, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Ruthann Byrant by phone (360) 753-1111.

Submit Written Comments to: Doug Ellis, Public Disclosure Commission, P.O. Box 40908, Olympia, WA 98504-0908, fax (360) 753-1112, dellis@pdc.wa.gov, by November 20, 2001.

Date of Intended Adoption: December 4, 2001.

October 29, 2001

Vicki Rippie
Executive Director

WSR 01-22-034

WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(By the Code Reviser's Office)

[Filed October 30, 2001, 8:39 a.m.]

WAC 388-865-0307, proposed by the Department of Social and Health Services in WSR 01-07-116 appearing in issue 01-09 of the State Register, which was distributed on May 2, 2001, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor
Washington State Register

WSR 01-22-038

WITHDRAWAL OF PROPOSED RULES BOARD OF ACCOUNTANCY

[Filed October 30, 2001, 2:27 p.m.]

The Board of Accountancy hereby withdraws proposed amendments to WAC 4-25-622 Independence, filed with your office on July 18, 2001, WSR 01-15-087.

Dana M. McInturff, CPA
Executive Director
by Cheryl M. Sexton

WSR 01-22-046

PROPOSED RULES DEPARTMENT OF REVENUE

[Filed October 31, 2001, 11:12 a.m.]

Original Notice.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: WAC 458-40-540 Forest land values—2002.

Purpose: RCW 84.33.120 requires that forest land values be adjusted annually by a statutory formula contained in

RCW 84.33.120(2). County assessors will use these published land values for property tax purposes in 2002.

Statutory Authority for Adoption: RCW 82.32.300 and 84.33.096.

Statute Being Implemented: RCW 84.33.120.

Summary: The proposed rule adjusts the table of forest land values in Washington as required by statute.

Reasons Supporting Proposal: RCW 84.33.120 requires the values provided in this rule be adjusted each year.

Name of Agency Personnel Responsible for Drafting: Ed Ratcliffe, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-7126; Implementation and Enforcement: Gary O'Neil, 2735 Harrison N.W., Building 4, Olympia, WA, (360) 753-2871.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-40-540 adjusts the forest land values in accordance with the statutory formula found in RCW 84.33.120(2). County assessors use these land values to assess property tax for 2002.

Proposal Changes the Following Existing Rules: This revises an existing rule, WAC 458-40-540, to recognize that the forest land values are statutorily adjusted to reflect updated values each year. See Explanation of Rule above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required because the rule and the proposed amendments do not impose any requirements or burdens upon small businesses that are not already specifically required by statute.

RCW 34.05.328 does not apply to this rule adoption. The content/values set in this rule are explicitly and specifically dictated by statute. Such rules are not subject to RCW 34.05.328.

Hearing Location: Department of Revenue, Target Place Building, No. 4, Conference Room, 2735 Harrison Avenue N.W., Olympia, WA, on December 11, 2001, at 10 a.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TDD 1-800-451-7985, or (360) 570-6175.

Submit Written Comments to: Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail edr@dor.wa.gov, by December 11, 2001.

Date of Intended Adoption: December 20, 2001.

October 31, 2001

Claire Hesselholt
Rules Manager

AMENDATORY SECTION (Amending WSR 01-02-018, filed 12/21/00, effective 1/1/01)

WAC 458-40-540 Forest land values—~~(2001)~~ 2002. The forest land values, per acre, for each grade of forest land for the ~~((2001))~~ 2002 assessment year are determined to be as follows:

PROPOSED

LAND GRADE	OPERABILITY CLASS	VALUES ROUNDED
		((2001)) <u>2002</u>
1	1	((234)) <u>\$228</u>
	2	((229)) <u>223</u>
	3	((217)) <u>211</u>
	4	((157)) <u>153</u>
2	1	((198)) <u>193</u>
	2	((190)) <u>185</u>
	3	((183)) <u>178</u>
	4	((132)) <u>128</u>
3	1	((154)) <u>150</u>
	2	((149)) <u>145</u>
	3	((148)) <u>144</u>
	4	((113)) <u>110</u>
4	1	((117)) <u>114</u>
	2	((114)) <u>111</u>
	3	((113)) <u>110</u>
	4	((86)) <u>84</u>
5	1	((85)) <u>83</u>
	2	((78)) <u>76</u>
	3	((77)) <u>75</u>
	4	((52)) <u>51</u>
6	1	((43)) <u>42</u>
	2	((39)) <u>38</u>
	3	((39)) <u>38</u>
	4	((37)) <u>36</u>
7	1	((21)) <u>20</u>
	2	((21)) <u>20</u>
	3	((20)) <u>19</u>
	4	((20)) <u>19</u>
8		1

WSR 01-22-047
PROPOSED RULES
DEPARTMENT OF REVENUE
 [Filed October 31, 2001, 11:15 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-18-040.

Title of Rule: WAC 458-40-660 Timber excise tax—Stumpage value tables.

Purpose: Provide taxpayers with stumpage value tables to determine timber excise tax as required by RCW 82.33.-091.

Statutory Authority for Adoption: RCW 82.32.300 and 84.33.096.

Statute Being Implemented: RCW 84.33.091.

Summary: The rule contains eight tables of stumpage values. These eight tables represent the areas in the state in which timber is harvested. Each table breaks out the values by timber species, quality, and a downward adjustment for hauling. The rule also contains two harvest adjustment tables for the volume per acre which is harvested, logging conditions, remote island harvesting, damaged timber and thinning. In addition, the rule also contains a domestic market adjustment table for export restricted public timber not sold through a competitive bidding process.

Reasons Supporting Proposal: RCW 84.33.091 requires the values to be updated twice a year. This is the annual update to be used for the first half of the calendar year 2002.

Name of Agency Personnel Responsible for Drafting: Ed Ratcliffe, 1025 Union Avenue S.E., Suite #4, Olympia, WA, (360) 570-6126; Implementation and Enforcement: Gary O'Neil, 2735 Harrison N.W., Building 4, Olympia, WA, (360) 753-2871.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed amendment of WAC 458-40-660 complies with RCW 84.33.091 that requires the department to publish stumpage values on a semi-annual basis. The tables set out for each stumpage value area the amount that each species or sub-classification of timber would sell for at a voluntary sale made in the ordinary course of business for purposes of immediate harvest. Timber harvesters, other than small harvesters, use the tables as a basis for calculating the amount of timber excise tax owed.

Proposal Changes the Following Existing Rules: This is a proposed revision of an existing rule, WAC 458-40-660. See Explanation of Rule above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required when a legislative rule is being adopted under RCW 34.05.328.

RCW 34.05.328 applies to this rule adoption. These are significant legislative rules pursuant to RCW 34.05.328 (5)(a)(i).

Hearing Location: Department of Revenue, Conference Room, Target Place Building, No. 4, 2735 Harrison Avenue N.W., Olympia, WA, on December 11, 2001, at 10 a.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TDD 1-800-451-7985, or (360) 570-6175.

Submit Written Comments to: Ed Ratcliffe, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail edr@dor.wa.gov, by December 11, 2001.

Date of Intended Adoption: December 20, 2001.

October 31, 2001
 Claire Hesselholt
 Rules Manager

PROPOSED

AMENDATORY SECTION (Amending WSR 01-13-105, filed 6/20/01, effective 7/1/01)

WAC 458-40-660 Timber excise tax—Stumpage value tables—Stumpage value adjustments. (1) **Introduction.** This rule provides stumpage value tables and stumpage value adjustments used to calculate the amount of a harvester's timber excise tax.

(2) **Stumpage value tables.** The following stumpage value tables are used to calculate the taxable value of stumpage harvested from ((July)) January 1 through ((December 31, 2001)) June 30, 2002:

**((TABLE 1—Stumpage Value Table
Stumpage Value Area 1
July 1 through December 31, 2001**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir	DF	1	\$526	\$519	\$512	\$505	\$498
		2	526	519	512	505	498
		3	457	450	443	436	429
		4	295	288	281	274	267
Western Redcedar ⁽²⁾	RC	1	677	670	663	656	649
Western Hemlock and Other Conifer ⁽³⁾	WH	1	309	302	295	288	281
		2	273	266	259	252	245
		3	266	259	252	245	238
		4	223	216	209	202	195
Red Alder	RA	1	338	331	324	317	310
		2	314	307	300	293	286
Black Cottonwood	BC	1	4	+	+	+	+
Other Hardwood	OH	1	192	185	178	171	164
Douglas Fir Poles	DFL	1	1116	1109	1102	1095	1088
Western Redcedar Poles	RCL	1	1116	1109	1102	1095	1088
Chipwood	CHW	1	+	+	+	+	+
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁴⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁵⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁵⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log-scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Alaska Cedar.

⁽³⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁴⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁵⁾ Stumpage value per lineal foot.

**TABLE 2—Stumpage Value Table
Stumpage Value Area 2
July 1 through December 31, 2001**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir	DF	1	\$595	\$588	\$581	\$574	\$567
		2	460	453	446	439	432
		3	434	427	420	413	406
		4	265	258	251	244	237
Western Redcedar ⁽²⁾	RC	1	677	670	663	656	649
Western Hemlock and Other Conifer ⁽³⁾	WH	1	313	306	299	292	285
		2	278	271	264	257	250
		3	277	270	263	256	249
		4	256	249	242	235	228
Red Alder	RA	1	338	331	324	317	310
		2	314	307	300	293	286
Black Cottonwood	BC	1	4	+	+	+	+
Other Hardwood	OH	1	192	185	178	171	164
Douglas Fir Poles	DFL	1	1116	1109	1102	1095	1088
Western Redcedar Poles	RCL	1	1116	1109	1102	1095	1088
Chipwood	CHW	1	+	+	+	+	+
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁴⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁵⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁵⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log-scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Alaska Cedar.

⁽³⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁴⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁵⁾ Stumpage value per lineal foot.

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TABLE 3 - Stumpage Value Table

Species Name	Code	Quality	Hauling											
			Distance	Zone	Number	1	2	3	4	5				
Douglas Fir ⁽³⁾	DF	1	\$526	\$529	\$522	\$515	\$508							
		2	421	414	407	400	393							
		3	356	349	342	335	328							
		4	224	217	210	203	196							
Western Hemlock and Western Redcedar ⁽³⁾	RC	1	677	670	663	656	649							
		2	280	273	266	259	252							
		3	270	272	265	258	251							
		4	230	232	225	218	211							
Western Hemlock and Other Conifer ⁽⁴⁾	WH	1	309	302	295	288	281							
		2	280	273	266	259	252							
		3	270	272	265	258	251							
		4	230	232	225	218	211							
Red Alder	RA	1	338	331	324	317	310							
		2	314	307	300	293	286							
		3	277	270	263	256	249							
		4	250	243	236	229	222							
Black Cottonwood	BC	1	4	4	4	4	4							
		2	192	185	178	171	164							
Other Hardwood	OH	1	116	1109	1102	1095	1088							
Western Redcedar Poles	RCP	1	121	114	107	100	93							
		2	303	296	289	282	275							
Douglas Fir Poles	DPL	1	116	1109	1102	1095	1088							
		2	303	296	289	282	275							
RC Shake Blocks	RCS	1	303	296	289	282	275							
		2	0.45	0.45	0.45	0.45	0.45							
RC Shingle Blocks	RCP	1	121	114	107	100	93							
		2	0.25	0.25	0.25	0.25	0.25							
DF Christmas Trees ⁽⁶⁾	DPX	1	0.25	0.25	0.25	0.25	0.25							
		2	0.50	0.50	0.50	0.50	0.50							
Other Christmas Trees ⁽⁶⁾	OPX	1	0.50	0.50	0.50	0.50	0.50							
		2	0.25	0.25	0.25	0.25	0.25							

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽⁴⁾

July 1 through December 31, 2001

TABLE 4 - Stumpage Value Table

Species Name	Code	Quality	Hauling											
			Distance	Zone	Number	1	2	3	4	5				
Douglas Fir ⁽³⁾	DF	1	\$580	\$573	\$566	\$559	\$552							
		2	465	458	451	444	437							
		3	457	450	443	436	429							
		4	382	375	368	361	354							
Lodgepole Pine	LP	1	224	217	210	203	196							
		2	238	231	224	217	210							
Ponderosa Pine	PP	1	346	339	332	325	318							
		2	238	231	224	217	210							
Western Redcedar ⁽³⁾	RC	1	677	670	663	656	649							
		2	238	231	224	217	210							
Western Hemlock and Other Conifer ⁽⁴⁾	WH	1	309	302	295	288	281							
		2	293	286	279	272	265							
		3	277	270	263	256	249							
		4	250	243	236	229	222							
Red Alder	RA	1	338	331	324	317	310							
		2	314	307	300	293	286							
Black Cottonwood	BC	1	4	4	4	4	4							
		2	192	185	178	171	164							
Other Hardwood	OH	1	116	1109	1102	1095	1088							
Western Redcedar Poles	RCP	1	121	114	107	100	93							
		2	303	296	289	282	275							
Douglas Fir Poles	DPL	1	116	1109	1102	1095	1088							
		2	303	296	289	282	275							
RC Shake Blocks	RCS	1	303	296	289	282	275							
		2	0.45	0.45	0.45	0.45	0.45							
RC Shingle Blocks	RCP	1	121	114	107	100	93							
		2	0.25	0.25	0.25	0.25	0.25							
DF Christmas Trees ⁽⁶⁾	DPX	1	0.25	0.25	0.25	0.25	0.25							
		2	0.50	0.50	0.50	0.50	0.50							
Other Christmas Trees ⁽⁶⁾	OPX	1	0.50	0.50	0.50	0.50	0.50							
		2	0.25	0.25	0.25	0.25	0.25							

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽⁴⁾

July 1 through December 31, 2001

- (1) Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
- (2) Includes Western Larch.
- (3) Includes Alaska Cedar.
- (4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
- (5) Stumpage value per lineal foot or portion thereof.
- (6) Stumpage value per lineal foot.

TABLE 6 - Stumpage Value Table
Stumpage Value Area 6
July 1 through December 31, 2001

Species Name	Species Code	Timber					
		Quantity	Distance	Zone	Number	Number	
Douglas Fir ⁽²⁾	DF	+	\$201	\$294	\$287	\$280	\$273
Lodgepole Pine	LP	+	224	217	210	203	196
Ponderosa Pine	PP	+	346	339	332	325	318
Lodgepole Pine	LP	2	228	231	224	217	210
Western Redcedar ⁽³⁾	RC	+	408	401	394	387	380
True Firs and Spruce ⁽⁴⁾	WH	+	245	238	231	224	217
Western White Pine	WP	+	375	368	361	354	347
Hardwoods	OH	+	50	43	36	29	22
Western Redcedar Poles	RCL	+	516	509	502	495	488
Small Logs	SML	+	25	24	23	22	21
Chipwood	CHW	+	+	+	+	+	+

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

TABLE 5 - Stumpage Value Table
Stumpage Value Area 5
July 1 through December 31, 2001

Species Name	Species Code	Timber					
		Quantity	Distance	Zone	Number	Number	
Douglas Fir ⁽²⁾	DF	+	\$491	\$484	\$477	\$470	\$463
Lodgepole Pine	LP	+	224	217	210	203	196
Ponderosa Pine	PP	+	346	339	332	325	318
Lodgepole Pine	LP	2	238	231	224	217	210
Western Redcedar ⁽³⁾	RC	+	677	670	663	656	649
Western Hemlock and Other Conifer ⁽⁴⁾	WH	+	309	302	295	288	281
Hardwoods	OH	2	293	286	279	272	265
Western Redcedar Poles	RCL	3	279	272	265	258	251
Small Logs	SML	4	253	246	239	232	225
Chipwood	CHW	2	314	307	300	293	286

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber					
		Quantity	Distance	Zone	Number	Number	
Douglas Fir ⁽²⁾	DF	+	\$491	\$484	\$477	\$470	\$463
Lodgepole Pine	LP	+	224	217	210	203	196
Ponderosa Pine	PP	+	346	339	332	325	318
Lodgepole Pine	LP	2	238	231	224	217	210
Western Redcedar ⁽³⁾	RC	+	677	670	663	656	649
Western Hemlock and Other Conifer ⁽⁴⁾	WH	+	309	302	295	288	281
Hardwoods	OH	2	293	286	279	272	265
Western Redcedar Poles	RCL	3	279	272	265	258	251
Small Logs	SML	4	253	246	239	232	225
Chipwood	CHW	2	314	307	300	293	286
Black Cottonwood	BC	+	4	+	+	+	+
Other Hardwood	OH	+	192	185	178	171	164
Douglas Fir Poles	DPL	+	116	1109	1102	1095	1088
Western Redcedar Poles	RCL	+	116	1109	1102	1095	1088
Chipwood	CHW	+	+	+	+	+	+
RC Shake-Blocks	RCS	+	303	296	289	282	275
RC Shingle-Blocks	RCF	+	121	114	107	100	93
RC & Other Posts ⁽⁵⁾	RCP	+	0.45	0.45	0.45	0.45	0.45
DF Christmas-Trees ⁽⁶⁾	DFX	+	0.25	0.25	0.25	0.25	0.25
Other Christmas-Trees ⁽⁶⁾	OPX	+	0.50	0.50	0.50	0.50	0.50

(1) Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Western Larch.
(3) Includes Alaska Cedar.
(4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
(5) Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
(6) Stumpage value per lineal foot.

(1) Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Western Larch.
(3) Includes Alaska Cedar.
(4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
(5) Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
(6) Stumpage value per lineal foot.

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TABLE 7 - Stumpage Value Table
Stumpage Value Area 7
July 1 through December 31, 2001

Species	Name	Code	Quality	Distance/Zone Number	Stumpage Values per Thousand Board Feet Net Scribner Log Scale ⁽⁴⁾				
					1	2	3	4	5
Douglas Fir ⁽²⁾	Douglas Fir ⁽²⁾	DF	+	1	\$301	\$294	\$287	\$280	\$273
					2	3	4	5	
Lodgepole Pine	Lodgepole Pine	LP	+	1	239	232	225	218	211
					2	3	4	5	
Ponderosa Pine	Ponderosa Pine	PP	+	1	340	333	326	319	312
					2	3	4	5	
Western Redcedar ⁽³⁾	Western Redcedar ⁽³⁾	RC	+	1	408	401	394	387	380
					2	3	4	5	
True Firs and Spruce ⁽⁴⁾	Western White Pine	WH	+	1	228	221	214	207	200
					2	3	4	5	
Hardwoods	Western Hemlock and Other Conifer ⁽⁴⁾	OH	+	1	50	43	36	29	22
					2	3	4	5	
Western Redcedar Poles	Western Redcedar Poles	RCP	+	1	516	509	502	495	488
					2	3	4	5	
Small Logs	Small Logs	SML	+	1	21	20	19	18	17
					2	3	4	5	
Chipwood	Chipwood	CHW	+	1	+	+	+	+	+
					2	3	4	5	
R/C Shake & Shingle Blocks	R/C Shake & Shingle Blocks	RCP	+	1	92	85	78	71	64
					2	3	4	5	
LP & Other Posts ⁽⁵⁾	LP & Other Posts ⁽⁵⁾	LPP	+	1	0.35	0.35	0.35	0.35	0.35
					2	3	4	5	
Pine Christmas Trees ⁽⁶⁾	Pine Christmas Trees ⁽⁶⁾	PX	+	1	0.25	0.25	0.25	0.25	0.25
					2	3	4	5	
Other Christmas Trees ⁽⁶⁾	Other Christmas Trees ⁽⁶⁾	DPX	+	1	0.25	0.25	0.25	0.25	0.25
					2	3	4	5	

(1) Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Western Larch.
(3) Includes Alaska Cedar.
(4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
(5) Stumpage value per 8 lineal feet or portion thereof.
(6) Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
(7) DPX
(8) Stumpage value per lineal foot.

TABLE 8 - Stumpage Value Table
Stumpage Value Area 10
July 1 through December 31, 2001

Species	Name	Code	Quality	Distance/Zone Number	Stumpage Values per Thousand Board Feet Net Scribner Log Scale ⁽⁴⁾				
					1	2	3	4	5
Douglas Fir ⁽²⁾	Douglas Fir ⁽²⁾	DF	+	1	\$566	\$559	\$552	\$545	\$538
					2	3	4	5	
Lodgepole Pine	Lodgepole Pine	LP	+	1	224	217	210	203	196
					2	3	4	5	
Ponderosa Pine	Ponderosa Pine	PP	+	1	346	339	332	325	318
					2	3	4	5	
Western Redcedar ⁽³⁾	Western Redcedar ⁽³⁾	RC	+	1	663	656	649	642	635
					2	3	4	5	
Western Hemlock and Other Conifer ⁽⁴⁾	Western Hemlock and Other Conifer ⁽⁴⁾	WH	+	1	295	288	281	274	267
					2	3	4	5	
Hardwoods	Other Hardwood	OH	+	1	178	171	164	157	150
					2	3	4	5	
Douglas Fir Poles	Douglas Fir Poles	DFP	+	1	1102	1095	1088	1081	1074
					2	3	4	5	
Western Redcedar Poles	Western Redcedar Poles	RCP	+	1	1102	1095	1088	1081	1074
					2	3	4	5	
Chipwood	Chipwood	CHW	+	1	+	+	+	+	+
					2	3	4	5	
R/C Shake-Blocks	R/C Shake-Blocks	RCS	+	1	303	296	289	282	275
					2	3	4	5	
R/C Shingle Blocks	R/C Shingle Blocks	RCF	+	1	121	114	107	100	93
					2	3	4	5	
R/C & Other Posts ⁽⁵⁾	R/C & Other Posts ⁽⁵⁾	RCP	+	1	0.45	0.45	0.45	0.45	0.45
					2	3	4	5	
DP Christmas Trees ⁽⁶⁾	DP Christmas Trees ⁽⁶⁾	DPX	+	1	0.25	0.25	0.25	0.25	0.25
					2	3	4	5	
Other Christmas Trees ⁽⁶⁾	Other Christmas Trees ⁽⁶⁾	TFX	+	1	0.50	0.50	0.50	0.50	0.50
					2	3	4	5	

(1) Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Western Larch.
(3) Includes Alaska Cedar.
(4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
(5) Stumpage value per 8 lineal feet or portion thereof.
(6) Stumpage value per lineal foot.
(7) DPX
(8) Stumpage value per lineal foot.

TABLE 1—Stumpage Value Table
Stumpage Value Area 1
 January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$702	\$695	\$688	\$681	\$674
		2	522	515	508	501	494
		3	431	424	417	410	403
		4	360	353	346	339	332
Western Redcedar ⁽²⁾	RC	1	618	611	604	597	590
Western Hemlock and Other Conifer ⁽²⁾	WH	1	279	272	265	258	251
		2	224	217	210	203	196
		3	223	216	209	202	195
		4	196	189	182	175	168
Red Alder	RA	1	321	314	307	300	293
		2	297	290	283	276	269
Black Cottonwood	BC	1	1	1	1	1	
Other Hardwood	OH	1	187	180	173	166	159
Douglas-Fir Poles	DFL	1	1109	1102	1095	1088	1081
Western Redcedar Poles	RCL	1	1109	1102	1095	1088	1081
Chipwood	CHW	1	1	1	1	1	
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁴⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁵⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁵⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Alaska-Cedar.

⁽³⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁴⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁵⁾ Stumpage value per lineal foot.

TABLE 2—Stumpage Value Table
Stumpage Value Area 2
 January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$509	\$502	\$495	\$488	\$481
		2	472	465	458	451	444
		3	443	436	429	422	415
		4	377	370	363	356	349
Western Redcedar ⁽²⁾	RC	1	618	611	604	597	590
Western Hemlock and Other Conifer ⁽²⁾	WH	1	304	297	290	283	276
		2	232	225	218	211	204
		3	224	217	210	203	196
		4	215	208	201	194	187
Red Alder	RA	1	321	314	307	300	293
		2	297	290	283	276	269
Black Cottonwood	BC	1	1	1	1	1	
Other Hardwood	OH	1	187	180	173	166	159
Douglas-Fir Poles	DFL	1	1109	1102	1095	1088	1081
Western Redcedar Poles	RCL	1	1109	1102	1095	1088	1081
Chipwood	CHW	1	1	1	1	1	
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁴⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁵⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁵⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Alaska-Cedar.

⁽³⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁴⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁵⁾ Stumpage value per lineal foot.

PROPOSED

TABLE 3—Stumpage Value Table
Stumpage Value Area 3
 January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ⁽²⁾	DF	1	\$475	\$468	\$461	\$454	\$447
		2	414	407	400	393	386
		3	397	390	383	376	369
		4	355	348	341	334	327
Western Redcedar ⁽³⁾	RC	1	618	611	604	597	590
Western Hemlock and Other Conifer ⁽⁴⁾	WH	1	279	272	265	258	251
		2	224	217	210	203	196
		3	207	200	193	186	179
		4	200	193	186	179	172
Red Alder	RA	1	321	314	307	300	293
		2	297	290	283	276	269
Black Cottonwood	BC	1	1	1	1	1	
Other Hardwood	OH	1	187	180	173	166	159
Douglas-Fir Poles	DFL	1	1109	1102	1095	1088	1081
Western Redcedar Poles	RCL	1	1109	1102	1095	1088	1081
Chipwood	CHW	1	1	1	1	1	
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁵⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁶⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁶⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Western Larch.

⁽³⁾ Includes Alaska-Cedar.

⁽⁴⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁵⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁶⁾ Stumpage value per lineal foot.

TABLE 4—Stumpage Value Table
Stumpage Value Area 4
 January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ⁽²⁾	DF	1	\$540	\$533	\$526	\$519	\$512
		2	447	440	433	426	419
		3	444	437	430	423	416
		4	334	327	320	313	306
Lodgepole Pine	LP	1	181	174	167	160	153
Ponderosa Pine	PP	1	357	350	343	336	329
		2	214	207	200	193	186
Western Redcedar ⁽³⁾	RC	1	618	611	604	597	590
Western Hemlock and Other Conifer ⁽⁴⁾	WH	1	279	272	265	258	251
		2	223	216	209	202	195
		3	223	216	209	202	195
		4	192	185	178	171	164
Red Alder	RA	1	321	314	307	300	293
		2	297	290	283	276	269
Black Cottonwood	BC	1	1	1	1	1	
Other Hardwood	OH	1	187	180	173	166	159
Douglas-Fir Poles	DFL	1	1109	1102	1095	1088	1081
Western Redcedar Poles	RCL	1	1109	1102	1095	1088	1081
Chipwood	CHW	1	1	1	1	1	
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁵⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁶⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁶⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Western Larch.

⁽³⁾ Includes Alaska-Cedar.

⁽⁴⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁵⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁶⁾ Stumpage value per lineal foot.

PROPOSED

TABLE 5—Stumpage Value Table
Stumpage Value Area 5
 January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ⁽²⁾	DF	1	\$496	\$489	\$482	\$475	\$468
		2	459	452	445	438	431
		3	444	437	430	423	416
		4	396	389	382	375	368
Lodgepole Pine	LP	1	181	174	167	160	153
Ponderosa Pine	PP	1	357	350	343	336	329
		2	214	207	200	193	186
Western Redcedar ⁽³⁾	RC	1	618	611	604	597	590
Western Hemlock and Other Conifer ⁽⁴⁾	WH	1	273	266	259	252	245
		2	224	217	210	203	196
		3	223	216	209	202	195
		4	206	199	192	185	178
Red Alder	RA	1	321	314	307	300	293
		2	297	290	283	276	269
Black Cottonwood	BC	1	1	1	1	1	1
Other Hardwood	OH	1	187	180	173	166	159
Douglas-Fir Poles	DFL	1	1109	1102	1095	1088	1081
Western Redcedar Poles	RCL	1	1109	1102	1095	1088	1081
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁵⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁶⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁶⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Western Larch.

⁽³⁾ Includes Alaska-Cedar.

⁽⁴⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁵⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁶⁾ Stumpage value per lineal foot.

TABLE 6—Stumpage Value Table
Stumpage Value Area 6
 January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ⁽²⁾	DF	1	\$280	\$273	\$266	\$259	\$252
Lodgepole Pine	LP	1	181	174	167	160	153
Ponderosa Pine	PP	1	357	350	343	336	329
		2	214	207	200	193	186
Western Redcedar ⁽³⁾	RC	1	426	419	412	405	398
True Firs and Spruce ⁽⁴⁾	WH	1	190	183	176	169	162
Western White Pine	WP	1	360	353	346	339	332
Hardwoods	OH	1	50	43	36	29	22
Western Redcedar Poles	RCL	1	516	509	502	495	488
Small Logs	SML	1	24	23	22	21	20
Chipwood	CHW	1	1	1	1	1	1
RC Shake & Shingle Blocks	RCF	1	92	85	78	71	64
LP & Other Posts ⁽⁵⁾	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁽⁶⁾	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁷⁾	DFX	1	0.25	0.25	0.25	0.25	0.25

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Western Larch.

⁽³⁾ Includes Alaska-Cedar.

⁽⁴⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁵⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁶⁾ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.

⁽⁷⁾ Stumpage value per lineal foot.

PROPOSED

TABLE 7—Stumpage Value Table

Stumpage Value Area 7

January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ⁽²⁾	DF	1	\$283	\$276	\$269	\$262	\$255
Lodgepole Pine	LP	1	238	231	224	217	210
Ponderosa Pine	PP	1	345	338	331	324	317
		2	283	276	269	262	255
Western Redcedar ⁽³⁾	RC	1	426	419	412	405	398
True Firs and Spruce ⁽⁴⁾	WH	1	213	206	199	192	185
Western White Pine	WP	1	360	353	346	339	332
Hardwoods	OH	1	50	43	36	29	22
Western Redcedar Poles	RCL	1	516	509	502	495	488
Small Logs	SML	1	15	14	13	12	11
Chipwood	CHW	1	1	1	1	1	1
RC Shake & Shingle Blocks	RCF	1	92	85	78	71	64
LP & Other Posts ⁽⁵⁾	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁽⁶⁾	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁷⁾	DFX	1	0.25	0.25	0.25	0.25	0.25

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Western Larch.

⁽³⁾ Includes Alaska-Cedar.

⁽⁴⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁵⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁶⁾ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.

⁽⁷⁾ Stumpage value per lineal foot.

TABLE 8—Stumpage Value Table

Stumpage Value Area 10

January 1 through June 30, 2002

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁽¹⁾

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ⁽²⁾	DF	1	\$526	\$519	\$512	\$505	\$498
		2	433	426	419	412	405
		3	430	423	416	409	402
		4	320	313	306	299	292
Lodgepole Pine	LP	1	181	174	167	160	153
Ponderosa Pine	PP	1	357	350	343	336	329
		2	214	207	200	193	186
Western Redcedar ⁽³⁾	RC	1	604	597	590	583	576
Western Hemlock and Other Conifer ⁽⁴⁾	WH	1	265	258	251	244	237
		2	209	202	195	188	181
		3	209	202	195	188	181
		4	178	171	164	157	150
Red Alder	RA	1	307	300	293	286	279
		2	283	276	269	262	255
Black Cottonwood	BC	1	1	1	1	1	
Other Hardwood	OH	1	173	166	159	152	145
Douglas-Fir Poles	DFL	1	1095	1088	1081	1074	1067
Western Redcedar Poles	RCL	1	1095	1088	1081	1074	1067
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁽⁵⁾	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁽⁶⁾	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁽⁶⁾	TFX	1	0.50	0.50	0.50	0.50	0.50

⁽¹⁾ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.

⁽²⁾ Includes Western Larch.

⁽³⁾ Includes Alaska-Cedar.

⁽⁴⁾ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁽⁵⁾ Stumpage value per 8 lineal feet or portion thereof.

⁽⁶⁾ Stumpage value per lineal foot.

PROPOSED

(3) **Harvest value adjustments.** The stumpage values in subsection (2) of this rule for the designated stumpage value areas are adjusted for various logging and harvest conditions, subject to the following:

(a) No harvest adjustment is allowed for special forest products, chipwood, or small logs.

(b) Conifer and hardwood stumpage value rates cannot be adjusted below one dollar per MBF.

(c) Except for the timber yarded by helicopter, a single logging condition adjustment applies to the entire harvest unit. The taxpayer must use the logging condition adjustment class that applies to a majority (more than 50%) of the acreage in that harvest unit. If the harvest unit is reported over more than one quarter, all quarterly returns for that harvest unit must report the same logging condition adjustment. The helicopter adjustment applies only to the timber volume from the harvest unit that is yarded from stump to landing by helicopter.

(d) The volume per acre adjustment is a single adjustment class for all quarterly returns reporting a harvest unit. A harvest unit is established by the harvester prior to harvesting. The volume per acre is determined by taking the volume logged from the unit excluding the volume reported as chipwood or small logs and dividing by the total acres logged. Total acres logged does not include leave tree areas (RMZ, UMZ, forested wetlands, etc.) over 2 acres in size.

(e) A domestic market adjustment applies to timber which meet the following criteria:

(i) **Public timber**—Harvest of timber not sold by a competitive bidding process that is prohibited under the authority of state or federal law from foreign export may be eligible for the domestic market adjustment. The adjustment may be applied only to those species of timber that must be processed domestically. According to type of sale, the adjustment may be applied to the following species:

Federal Timber Sales: All species except Alaska-cedar. (Stat. Ref. - 36 C.F.R. 223.10)

State, and Other Nonfederal, Public Timber Sales: Western Redcedar only. (Stat. Ref. - 50 U.S.C. appendix 2406.1)

(ii) **Private timber**—Harvest of private timber that is legally restricted from foreign export, under the authority of The Forest Resources Conservation and Shortage Relief Act (Public Law 101-382), (16 U.S.C. Sec. 620 et seq.); the Export Administration Act of 1979 (50 U.S.C. App. 2406(i)); a Cooperative Sustained Yield Unit Agreement made pursuant to the act of March 29, 1944 (16 U.S.C. Sec. 583-583i); or Washington Administrative Code (WAC 240-15-015(2)) is also eligible for the Domestic Market Adjustment.

The following harvest adjustment tables apply from ~~((July)) January 1 through ((December 31, 2001)) June 30, 2002~~:

TABLE 9—Harvest Adjustment Table
Stumpage Value Areas 1, 2, 3, 4, 5, and 10
~~((July)) January 1 through ((December 31, 2001)) June 30, 2002~~

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre		
Class 1	Harvest of 30 thousand board feet or more per acre.	\$0.00
Class 2	Harvest of 10 thousand board feet to but not including 30 thousand board feet per acre.	- \$15.00
Class 3	Harvest of less than 10 thousand board feet per acre.	- \$35.00
II. Logging conditions		
Class 1	Ground based logging a majority of the unit using tracked or wheeled vehicles or draft animals.	\$0.00
Class 2	Cable logging a majority of the unit using an overhead system of winch driven cables.	- \$30.00
Class 3	Applies to logs yarded from stump to landing by helicopter. This does not apply to special forest products.	- \$145.00
III. Remote island adjustment:		
	For timber harvested from a remote island	- \$50.00
IV. Thinning		
Class 1	A limited removal of timber described in WAC 458-40-610 (28)	-\$100.00

TABLE 10—Harvest Adjustment Table
Stumpage Value Areas 6 and 7
~~((July)) January 1 through ((December 31, 2001)) June 30, 2002~~

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre		
Class 1	Harvest of more than 8 thousand board feet per acre.	\$0.00
Class 2	Harvest of 3 thousand board feet to 8 thousand board feet per acre.	- \$7.00
Class 3	Harvest of less than 3 thousand board feet per acre.	- \$10.00
II. Logging conditions		
Class 1	The majority of the harvest unit has less than 40% slope. No significant rock outcrops or swamp barriers.	\$0.00
Class 2	The majority of the harvest unit has slopes between 40% and 60%. Some rock outcrops or swamp barriers.	-\$20.00
Class 3	The majority of the harvest unit has rough, broken ground with slopes over 60%. Numerous rock outcrops and bluffs.	-\$30.00
Class 4	Applies to logs yarded from stump to landing by helicopter. This does not apply to special forest products.	- \$145.00

PROPOSED

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
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Note: A Class 2 adjustment may be used for slopes less than 40% when cable logging is required by a duly promulgated forest practice regulation. Written documentation of this requirement must be provided by the taxpayer to the department of revenue.

III. Remote island adjustment:		
For timber harvested from a remote island		- \$50.00

TABLE 11—Domestic Market Adjustment

Class	Area Adjustment Applies	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
Class 1:	SVA's 1 through 6, and 10	\$0.00
Class 2:	SVA 7	\$0.00

Note: The adjustment will not be allowed on special forest products.

(4) **Damaged timber.** Timber harvesters planning to remove timber from areas having damaged timber may apply to the department of revenue for an adjustment in stumpage values. The application must contain a map with the legal descriptions of the area, an accurate estimate of the volume of damaged timber to be removed, a description of the damage sustained by the timber with an evaluation of the extent to which the stumpage values have been materially reduced from the values shown in the applicable tables, and a list of estimated additional costs to be incurred resulting from the removal of the damaged timber. The application must be received and approved by the department of revenue before the harvest commences. Upon receipt of an application, the department of revenue will determine the amount of adjustment to be applied against the stumpage values. Timber that has been damaged due to sudden and unforeseen causes may qualify.

(a) Sudden and unforeseen causes of damage that qualify for consideration of an adjustment include:

(i) Causes listed in RCW 84.33.091; fire, blow down, ice storm, flood.

(ii) Others not listed; volcanic activity, earthquake.

(b) Causes that do not qualify for adjustment include:

(i) Animal damage, root rot, mistletoe, prior logging, insect damage, normal decay from fungi, and pathogen caused diseases; and

(ii) Any damage that can be accounted for in the accepted normal scaling rules through volume or grade reductions.

(c) The department of revenue will not grant adjustments for applications involving timber that has already been harvested but will consider any remaining undisturbed damaged timber scheduled for removal if it is properly identified.

(d) The department of revenue will notify the harvester in writing of approval or denial. Instructions will be included for taking any adjustment amounts approved.

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-10-132.

Title of Rule: Trauma enhanced reimbursement.

Purpose: To allow for accessing federal matching funds for trauma reimbursement to ambulances, physicians, and clinicians.

Statutory Authority for Adoption: RCW 70.168.040 Emergency medical services and trauma care system trust account.

Statute Being Implemented: RCW 70.168.040 Emergency medical services and trauma care system trust account.

Summary: The proposed rule amendments add two more ways for trauma service providers to receive reimbursement monies and allows the maximum amount of federal funds to be available to the Washington trauma system.

Reasons Supporting Proposal: By amending WAC 246-976-935 this would increase the amount of funds channeled into the Washington trauma system and allow for reimbursement to those entitled as intended by the legislature when the trust account was established.

Name of Agency Personnel Responsible for Drafting: Dolly Fernandes, 2725 Harrison Avenue N.W., Suite 500, Olympia, WA 98504-7853, (360) 705-6718; Implementation and Enforcement: Prehospital - Dolly Fernandes, (360) 705-6718 and Physician - Chris Williams, (360) 705-6735, 2725 Harrison Avenue N.W., Suite 500, Olympia, WA 98504-7853.

Name of Proponent: Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-976-935 has been established to disburse funds from the trauma reimbursement fund to allow for reimbursement of hospitals and health care providers for costs incurred while caring for uninsured or underinsured major trauma patients. The rules identify who is eligible to receive funding, and provide a framework for methods of distribution of the funds. At present, these rules limit the trauma enhanced reimbursement payments to prehospital services only through grants, and reimbursement only to services provided on the initial hospitalization.

The proposed rule changes add two more ways for trauma service providers to receive reimbursement monies and allows the maximum amount of federal funds to be available to the Washington trauma system.

Proposal Changes the Following Existing Rules: The proposed rules for prehospital services will allow the prehospital services to either receive the grant or get the federal participation matching funds when they transport Medical Assistance Administration (MAA) patients. The proposed rules for designated trauma service providers will allow these providers to get reimbursed for trauma care services provided within six months of the date of injury for any diagnosis related to the traumatic event.

PROPOSED

No small business economic impact statement has been prepared under chapter 19.85 RCW. The rule has been reviewed and analyzed, and there is not a disproportionate impact between large and small agencies, and it will not impose more than minor costs on businesses. Instead, this rule adds two more ways for trauma service providers to receive reimbursement monies and allows the maximum amount of federal funds to be available to the Washington trauma system.

RCW 34.05.328 applies to this rule adoption. These rules are significant because (1) they subject program ineligibility for not complying with the rule and (2) the rule establishes qualifications or processes for program eligibility. A significant rule analysis is available in the rule-making file.

Hearing Location: Department of Health, 1101 Eastside Street, Olympia, WA, on December 14, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Tami Schweppe by December 7, 2001, TDD (800) 833-6388 or (360) 705-6748.

Submit Written Comments to: Dolly Fernandes, Department of Health, EMS and Trauma Prevention, P.O. Box 47853, Olympia, WA 98504-7853, fax (360) 705-6706, by December 7, 2001.

Date of Intended Adoption: January 21, 2002.

October 29, 2001

Mary C. Selecky

Secretary

AMENDATORY SECTION (Amending WSR 98-05-035, filed 2/10/98, effective 3/13/98)

WAC 246-976-935 Emergency medical services and trauma care system trust account. RCW 70.168.040 establishes the emergency medical services and trauma care system trust account. With the advice of the EMS/TC steering committee, the department will develop a method to budget and distribute funds in the trust account. The department may use an injury severity score to define a major trauma patient. Initially, the method and budget will be based on the department's *Trauma Care Cost Reimbursement Study, final report (October 1991)*. The committee and the department will review the method and the budget at least every two years.

(1) Definitions: The following phrases used in this section mean:

(a) "Initial acute episode of injury" refers to care that is related to a major trauma. This can include prehospital care, resuscitation, stabilization, inpatient care and/or subsequent transfer, and rehabilitation. It does not include ~~((outpatient care or))~~ later readmission or outpatient care.

(b) "Needs grant" is a trust account payment that is based on a demonstrated need to develop and maintain service that meets the trauma care standards of chapter 70.168 RCW and this chapter. Needs grants are awarded to verified trauma care ambulance or aid services. Services must be able to show that they have looked for other resources without success before they will be considered for a needs grant.

(c) "Participation grant" refers to a trust account payment designed to compensate the recipient for participation in the state's comprehensive trauma care system. These grants are

intended as a tool for assuring access to trauma care. Participation grants are awarded to:

- (i) Verified trauma care ambulance or aid services;
- (ii) Designated trauma care services; and
- (iii) Designated trauma rehabilitation services.

(2) The department will distribute trust account funds to:

- (a) Verified trauma care ambulance and aid services;
- (b) Designated trauma care services:

- (i) Levels I-V general; and
- (ii) Levels I-III pediatric;

(c) Physicians and other clinical providers who:

- (i) Are members of designated trauma care services;
- (ii) Meet the response-time standards of this chapter;

(iii) Provide care for major trauma patients during the initial acute episode of injury. This includes psychiatrists who consult on rehabilitation during the acute hospital stay, or who provide care in a designated trauma rehabilitation service;

(iv) Complete trauma records in a timely manner according to the trauma care services current requirements; and

(v) Participate in quality assurance activities;

(d) Designated trauma rehabilitation services:

- (i) Levels I-III; and
- (ii) I-pediatric.

(3) The department's distribution method for verified trauma care ambulance and aid services will include at least:

(a) Participation grants, which will be awarded once a year to services that comply with verification standards. ~~((The department will review the compliance requirements annually;))~~ Services that are eligible to receive Medicaid funds will have the option of either receiving the participation grant or receiving an increased payment by the department of social and health services for medical emergency transportation of medical assistance clients who meet trauma triage criteria;

(b) Needs grants, based on the service's ability to meet the standards of chapter 70.168 RCW and chapter 246-976 WAC (this chapter). The department may consider:

- (i) Level of service (BLS, ILS, ALS);
- (ii) Type of service (aid or ambulance);
- (iii) Response area (rural, suburban, urban, wilderness);
- (iv) Volume of service;
- (v) Other factors that relate to trauma care;

(4) The department's distribution method for designated trauma care services, levels I-V general and I-III-pediatric will include at least:

(a) Participation grants, which will be awarded once a year only to services that comply with designation standards. The department will review the compliance requirements annually. The department may consider:

- (i) Level of designation;
- (ii) Service area (rural, suburban, urban, wilderness);
- (iii) Volume of service;

(iv) The percentage of uncompensated major trauma care;

(v) Other factors that relate to trauma care;

(b) Increased payment by the department of social and health services for major trauma care for medical assistance clients during the initial acute episode of injury;

(5) The department's distribution method for physicians and other clinical providers included in subsection (2)(c) of this section will include at least:

(a) Increased payment by the department of social and health services for trauma care (~~and rehabilitation~~) of medical assistance clients and care provided within six months of the date of injury for inpatient surgical procedures related to the injury, which were planned during the initial acute episode of injury, using Medicare rates as a benchmark;

(b) Partial reimbursement for care of other major trauma patients who meet DOH eligibility criteria. The department's criteria will consider at least:

(i) The patient's ability to pay;

(ii) The patient's eligibility for other health insurance, such as medical assistance or Washington's basic health plan;

(iii) Other sources of payment.

(6) The department's distribution method for designated trauma rehabilitation services, levels I-III and I-pediatric will include at least:

(a) Participation grants, which will be awarded once a year only to services that comply with designation standards. The department will review the compliance requirements annually. The department may consider:

(i) Level of designation;

(ii) Volume of service;

(iii) Other factors that relate to trauma care;

(b) Partial reimbursement for trauma rehabilitation provided during the initial acute episode of injury for major trauma patients who:

(i) Meet DOH eligibility criteria. The department's criteria will include at least:

(A) Residence in Washington at the time of injury;

(B) The patient's ability to pay;

(C) The patient's eligibility for other health insurance, such as medical assistance or Washington's basic health plan;

(D) Other sources of payment;

(ii) Were admitted for rehabilitation service within ninety days of the injury;

(c) The department will give priority to acute inpatient rehabilitation services.

(7) Chapter 70.168 RCW requires regional match of state funds from the emergency medical services and trauma care trust account. Contributions to regional matching funds may include:

(a) Hard match;

(b) Soft match:

(i) The value of services provided by volunteer prehospital agencies;

(ii) Local government support;

(iii) The cost of care by designated trauma care services which exceeds insurance or patient payment;

(iv) The value of volunteer time (excluding any expenses paid with state funds) to establish and operate:

(A) State EMS/TC committees and their subcommittees;

(B) Regional and local EMS/TC councils, and their committees and subcommittees;

(C) Regional and local quality assurance programs;

(D) Injury prevention and public education programs;

(E) EMS training and education programs;

(F) Trauma-related stress management and support programs;

(c) The department will determine the value of personnel time included in soft match, to be applied statewide.

WSR 01-22-065

PROPOSED RULES

DEPARTMENT OF HEALTH

[Filed November 1, 2001, 12:55 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-014.

Title of Rule: Trauma registry data collection (WAC 246-976-330, 246-976-420, and 246-976-430).

Purpose: The purpose of the rule change is to gather pre-hospital data through designated trauma hospitals, to improve the completeness and accuracy of all data collected, and to improve the availability and delivery of prehospital and hospital trauma care services.

Statutory Authority for Adoption: RCW 70.168.060 and 70.168.090.

Statute Being Implemented: RCW 70.168.060 and 70.168.090.

Summary: The statewide trauma registry was established to collect and analyze data on the incidence, severity and causes of trauma, including traumatic brain injury. The registry is used to improve the availability and delivery of prehospital and hospital trauma care services (RCW 70.168.-090, 1990). The trauma registry is recognized as an integral part of the trauma system - necessary for quality improvement, research, monitoring of performance standards, and measuring the impact of a coordinated trauma response on patient outcomes.

Reasons Supporting Proposal: The proposed rule change is intended to improve the availability and delivery of prehospital and hospital trauma care services and therefore minimize the human suffering and costs associated with preventable mortality and morbidity. The proposed rule changes will allow for: (1) Better data for injury surveillance, analysis and prevention programs; (2) better monitoring and evaluating of outcomes of care of major trauma patients; (3) better assessment of compliance with state standards for trauma care; (4) increased information for resource planning, system design and management; (5) an enhanced resource for research and education; (6) concentration of training efforts to improve quality and consistency of data, which includes efforts focused on major trauma patients and efforts focused on eighty hospital trauma registries, rather than five hundred eighty registries (eighty hospitals and five hundred prehospital databases); and (7) prehospital and hospital records to be linked, creating a robust source of data on the clinical care of trauma patients. (Attempts to link prehospital and hospital records under the current procedure have shown only limited success.)

Name of Agency Personnel Responsible for Drafting: Tami Schweppe, 2725 Harrison Avenue N.W., Olympia, WA, (360) 705-6748; Implementation and Enforcement:

Don Fernandes, 2725 Harrison Avenue N.W., Olympia, WA, (360) 705-6734.

Name of Proponent: Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The statewide trauma registry was established to collect and analyze data on the incidence, severity and causes of trauma, including traumatic brain injury. The registry is used to improve the availability and delivery of prehospital and hospital trauma care services (RCW 70.168.090, 1990). The trauma registry is recognized as an integral part of the trauma system - necessary for quality improvement, research, monitoring of performance standards, and measuring the impact of a coordinated trauma response on patient outcomes. The purpose of the rule change is to gather prehospital data through designated trauma hospitals, to improve the completeness and accuracy of all data collected, and to improve the availability and delivery of prehospital and hospital trauma care services. These requirements will improve the quality, quantity, efficiency and effectiveness of the trauma registry, and improve compliance. As a result the proposed rule change will reduce over all costs to providers.

Proposal Changes the Following Existing Rules: The following changes will be made to the existing rule language:

- Transporting prehospital agencies will no longer be required to submit prehospital trauma data directly to OEMTP. Transporting agencies will continue to leave an initial record of care at the receiving hospital.
- Nontransporting prehospital agencies will no longer be required to submit trauma registry data.
- The hospital inclusion criteria (criteria used to identify those injured patients that must be reported in the trauma registry) will be expanded to include:
 - All pediatric patients (ages under fifteen years) admitted to the hospital due to an injury, and
 - All patients who meet the requirements of the state of Washington prehospital trauma triage procedures.
- Amendments will be made to the list of data elements that must be reported (prehospital and hospital) by designated trauma services in the trauma registry.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

This rule has been reviewed under the continuing review requirements of chapter 19.85 RCW and the proposed rule changes are provided to mitigate costs of an existing rule by reducing costs related to trauma reporting for prehospital service providers, which are often small businesses. Hospitals will pick up some of these reporting requirements and some may experience a 10% increase in their reporting costs. This rule change is proposed as cost minimization for an existing rule.

SIC coded businesses that may be affected by the amendments:

- Ground and air ambulance services, SIC 4522, are classified within SIC 4119 Local Passenger Transportation and Air Transportation (nonscheduled). These classifications have a wide variety of service and employment patterns. However, responsibilities under the existing rule are being reduced for all of the emergency services affected by this rule change. The savings are approximately \$138,000.
- Hospitals, SIC 8062, are generally large businesses. Their costs are expected to rise by \$13,800.

Background: The statewide trauma registry was established to collect and analyze data on the incidence, severity and causes of trauma, including traumatic brain injury. The registry is used to improve the availability and delivery of prehospital and hospital trauma care services (RCW 70.168.-090, 1990). The trauma registry is recognized as an integral part of the trauma system - necessary for quality improvement, research, monitoring of performance standards, and measuring the impact of a coordinated trauma response on patient outcomes.

During the establishment of the trauma registry system, constituents helped to define specific data elements (patient information) to be collected and the software (collector) to be used. Two versions of the registry system were created, a prehospital (EMS) registry for prehospital providers and a hospital registry for designated trauma services. The DOH, Office of Emergency Medical and Trauma Prevention (OEMTP), provides free software and training to prehospital agencies and designated trauma care services. In addition, an interface standard was defined and established for those already using existing software. In 1994 the registry began collecting data. The data is sent directly to the OEMTP from both designated trauma care services and verified prehospital agencies.

By 1997, all designated hospitals were reporting to the trauma registry - a 100% compliance rate. By 1999, only 47% of the transporting agencies were reporting data, and the prehospital data being collected and reported to the statewide trauma registry was of questionable quality. The limitations on the data do not allow the DOH to evaluate the trauma system statewide. In addition, the process of collecting prehospital trauma data is inefficient. Of the 330,000+ prehospital records in the database, about 27,000 (8.2%) are true trauma cases. That is, for each trauma record, we handle more than 12 additional nontrauma records. While this over-triage of data would be desirable for a full EMS reporting system, DOH does not have mandate or resources to support this type of data collection. In addition, the prehospital providers have complained that the load is too high for them.

Other states with organized trauma systems have successfully gathered prehospital data through designated trauma hospitals. In an attempt to improve the completeness and accuracy of the data collected and to improve compliance, the following amendments to the established Washington state trauma registry rules are being proposed.

Proposal: The department is proposing the following rule amendments:

- Transporting prehospital agencies will no longer be required to submit prehospital trauma data directly to OEMTP. Transporting agencies will continue to

leave an initial record of care at the receiving hospital. But in addition, for patients meeting the state of Washington prehospital trauma triage (destination) procedures, as described in WAC 246-976-930(3), they will now be required to submit the additional trauma data elements to the receiving facility within ten days.

- Nontransporting prehospital agencies will no longer be required to submit trauma registry data.
- The hospital inclusion criteria (criteria used to identify those injured patients that must be reported in the trauma registry) will be expanded to include:
 - All pediatric patients (ages under fifteen years) admitted to the hospital due to an injury, and
 - All patients who meet the requirements of the state of Washington prehospital trauma triage procedures.
- Amendments will be made to the list of data elements that must be reported (prehospital and hospital) by designated trauma services in the trauma registry.

Cost of Compliance: Prehospital Agencies: Prehospital agency staff time will no longer be needed for registry training, or to record and maintain data and send the records to OEMTP. It takes thirty minutes to record each record. Approximately 9,200 trauma records were reported to the OEMTP in the year 2000. Many EMS agencies are nonprofit companies and rely on volunteer personnel for not only EMS response but also for data submission. Most personnel entering this data are volunteers, but we assume that if paid it would cost approximately \$30 per record. This means prehospital agencies are spending approximately \$138,000 worth of paid and volunteer time producing records.

Prehospital agencies will give the initial record of care, within ten days, to the receiving facility. The selected trauma elements, which must be submitted, have been reduced by eleven (removing twelve elements and adding one).

The rule change drops these data elements:

- Agency incident number.
- Transporting agency identification.
- Incident zip code.
- If patient died at scene: Patient home zip code.
- Illness/injury type code.
- Transported to (code).
- If rendezvous, assisting agency ID number.
- Time call received.
- Code response to scene?
- Code response to destination?
- Time arrival at destination.
- Blunt/penetrating injury.

The rule change adds this data element:

- Pupil dilation.

This will reduce costs for ambulance services that provide immediate response and transport victims to emergency care facilities. These services, ground and air ambulance services, SIC 4522, are classified within SIC 4119 Local Passenger Transportation and Air Transportation (nonscheduled).

Designated Trauma Facilities: Hospitals, in SIC 8062, are generally large businesses. These companies may experi-

ence a 10% increase in costs to fill out the information regarding the initial response.

- Based on the proposed rules, hospital registrars will now be required to enter thirty additional data elements. These are the twenty-eight prehospital data elements that the prehospital agencies used to fill in and two new hospital data elements. Currently there are approximately three hundred data elements per record that must be filled in, and it is estimated to take approximately sixty minutes to complete a record, including abstracting the record and entering the information. The thirty additional data elements represent a 10% increase. The new elements are listed below.
- If these data elements take the same amount of time that the other data elements took, it will take approximately six additional minutes to enter each record.
- Based on year 2000 information approximately 9,200 hospital records were submitted to the statewide trauma registry that met the state inclusion criteria, excluding those transported to designated trauma facilities by private vehicle. This equates to an additional 920 hours of time spread statewide over eighty designated trauma facilities.
- It is estimated that hospital registrars average \$30 per hour (inclusive of benefits). If none of the hospitals were generating this data already, this would mean a \$27,600 increase in operating expenditures for designated trauma facilities collectively.
- Approximately one half of the current volume of records submitted to the trauma registry already include the prehospital data. This is a result of facilities tracking this information for their own benefit.

Therefore the real world cost increase is \$13,800.

There may however be some hospitals which will need to spend an added six minutes to fill out the forms, for a 10% increase in costs. There are one hundred three hospitals that report to Employment Security meeting the classification of a large business, in that they have fifty or more employees. There are forty-three hospitals that have fifty or fewer employees. However, most of these do not meet the definition of a small business. The Regulatory Fairness Act defines a small business as "any business entity, including a sole proprietorship, corporation, partnership, or other legal entity, that is owned and operated independently from all other businesses, that has the purpose of making a profit, and that has fifty or fewer employees. There are no trauma services designated with the DOH that have both fifty or fewer employees and are a profit making business entity, and are required to submit data to the trauma registry. In addition, hospital registrars will now be required to enter all patients into the hospital registry who meet the prehospital trauma triage (destination) procedures. The current registry inclusion criteria captures virtually all of these cases, and as such, less than fifty additional records must be entered into the trauma registry. Any additional time will be insignificant.

These data elements are moved from prehospital to hospital reporting:

- Date and time of incident.
- Prehospital trauma system activated?

- First agency on-scene ID number.
- Respiratory quality.
- Consciousness.
- Incident county code.
- Incident location type.
- Response area type.
- Earliest available prehospital vital signs:
 - Time.
 - Systolic blood pressure.
 - Respiratory rate.
 - Pulse rate.
 - Glasgow coma score (three components).
 - Pupils.
 - Vitals from 1st on-scene agency?
- Extrication time over 20 minutes?
- Prehospital procedures performed.
- Prehospital triage:
 - Vital signs/consciousness.
 - Anatomy of injury.
 - Biomechanics of injury.
 - Other risk factors.
 - Gut feeling of medic.
- Transportation information:
 - Time transporting agency dispatched.
 - Time transporting agency arrived at scene.
 - Time transporting agency left scene.
 - Transportation mode.
 - Personnel level.
 - Transported from.
 - Reason for destination.

These two data elements are new and are added to the hospital reporting:

- ED complications.
- Drugs found.

The department is spending \$16,000 to upgrade Collector, the statewide trauma registry software, of which approximately \$2000 is related to changes required by the proposed rule change. There will be no cost to designated trauma services for software upgrades. In addition, the OEMTP will provide free installation of the upgraded software and free training to those who request it.

Net reduction in costs to business: The estimated net reduction in costs to business from the rule changes is \$124,200. Given the magnitude of the cost reduction and the fact that the rule amendment reduces large costs to small business while increasing trauma reporting costs to a few hospitals by 10%, DOH believes this rule amendment constitutes mitigation in and of itself.

A copy of the statement may be obtained by writing to Tami Schweppe, Department of Health, EMS and Trauma, P.O. Box 47853, Olympia, WA 98504-7853, phone (360) 705-6748, fax (360) 705-6706.

RCW 34.05.328 applies to this rule adoption. The proposed rule is a significant legislative rule because it establishes, alters, or revokes any qualification or standard for the issuance, suspension, or revocation of a license or permit. In this instance being recognized as a designated trauma facility, or licensed as a prehospital EMS service.

Hearing Location: 1101 Eastside Street, Olympia, WA, on December 11, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Tami Schweppe by December 4, 2001, TDD (800) 833-6388, or (360) 705-6748.

Submit Written Comments to: Kathy Schmitt, Trauma Designation, Registry and QA Manager, Department of Health, Office of Emergency Medical and Trauma Prevention, P.O. Box 47853, Olympia, WA 98504-7853, fax (360) 705-6708, by December 4, 2001.

Date of Intended Adoption: December 14, 2001.

Mary C. Selecky
Secretary

AMENDATORY SECTION (Amending WSR 00-08-102, filed 4/5/00, effective 5/6/00)

WAC 246-976-330 Ambulance and aid services—Record requirements. (1) Each ambulance and aid service must maintain a record of:

- (a) Current certification levels of all personnel;
- (b) Make, model, and license number of all vehicles; and
- (c) Each patient contact with at least the following information:
 - (i) Names and certification levels of all personnel;
 - (ii) Date and time of medical emergency;
 - (iii) Age of patient;
 - (iv) Applicable components of system response time as defined in this chapter;
 - (v) Patient vital signs;
 - (vi) Procedures performed on the patient;
 - (vii) Mechanism of injury or type of illness;
 - (viii) Patient destination;
 - (ix) For trauma patients, other data points identified in WAC 246-976-430 for the trauma registry.

(2) Transporting agencies must provide an initial written report of patient care to the receiving facility at the time the patient is delivered. For patients meeting the state of Washington prehospital trauma triage (destination) procedures, as described in WAC 246-976-930(3), the transporting agency must provide additional trauma data elements described in WAC 246-976-430 to the receiving facility within ten days.

(3) Licensed services must make all records available for inspection and duplication upon request of the department.

AMENDATORY SECTION (Amending WSR 00-08-102, filed 4/5/00, effective 5/6/00)

WAC 246-976-420 Trauma registry—Department responsibilities. (1) **Purpose:** The department maintains a trauma registry, as required by RCW 70.168.060 and 70.168.090. The purpose of this registry is to:

- (a) Provide data for injury surveillance, analysis, and prevention programs;
- (b) Monitor and evaluate the outcome of care of major trauma patients, in support of state-wide and regional quality assurance and system evaluation activities;
- (c) Assess compliance with state standards for trauma care;
- (d) Provide information for resource planning, system design and management;
- (e) Provide a resource for research and education.

(2) **Confidentiality:** It is essential for the department to protect information regarding specific patients and providers. Data elements related to the identification of individual patient's, provider's, and facility's care outcomes shall be confidential, shall be exempt from RCW 42.17.250 through 42.17.450, and shall not be subject to discovery by subpoena or admissible as evidence.

(a) The department may release confidential information from the trauma registry in compliance with applicable laws and regulations. No other person may release confidential information from the trauma registry without express written permission from the department.

(b) The department may approve requests for trauma registry data from qualified agencies or individuals, consistent with applicable statutes and rules. The department may charge reasonable costs associated with such requests.

(c) The data elements indicated as confidential in Tables E, F and G below are considered confidential.

(d) The department will establish criteria defining situations in which additional registry information is confidential, in order to protect confidentiality for patients, providers, and facilities.

(e) This paragraph does not limit access to confidential data by approved regional quality assurance programs established under chapter 70.168 RCW and described in WAC 246-976-910.

(3) **Inclusion criteria:**

(a) The department will establish inclusion criteria to identify those injured patients that ~~((providers))~~ designated trauma services must report to the trauma registry.

~~((a) For all licensed prehospital providers these criteria will include injured patients:~~

~~((i) Who were dead at the scene;~~

~~((ii) Who died enroute; or~~

~~((iii) Who met the criteria of the prehospital trauma triage (destination) procedures.~~

~~((b) For designated trauma services))~~ These criteria will include:

~~((i))~~ All patients who were discharged with ICD diagnosis codes of 800.0 - 904.99, 910 - 959.9 (injuries), 994.1 (drowning), 994.7 (asphyxiation), or 994.8 (electrocution) and:

~~((ii))~~ (A) For whom the hospital trauma resuscitation team was activated; or

~~((iii))~~ (B) Who were dead on arrival at your facility; or

~~((iii))~~ (C) Who were dead at discharge from your facility; or

~~((iv))~~ (D) Who were transferred by ambulance into your facility from another facility; or

~~((v))~~ (E) Who were transferred by ambulance out of your facility to another acute care facility; or

~~((vi))~~ (F) Adult patients (age fifteen or greater) who were admitted as inpatients to your facility and have a length of stay greater than two days or forty-eight hours

~~((e)); or~~

(G) Pediatric patients (ages under fifteen years) who were admitted as inpatients to your facility, regardless of length of stay; or

(ii) All patients who meet the requirements of the state of Washington prehospital trauma triage procedures described in WAC 246-976-930(3);

(b) For all licensed rehabilitation services, these criteria will include all patients who were included in the trauma registry for acute care.

(4) **Other data:** The department and regional quality assurance programs may request data from medical examiners and coroners in support of the registry.

(5) **Data linking:** To link data from different sources, the department will establish procedures to assign a unique identifying number (trauma band number) to each trauma patient. All providers reporting to the trauma registry must include this trauma number.

(6) **Data submission:** The department will establish procedures and format for providers to submit data electronically. These will include a mechanism for the reporting agency to check data for validity and completeness before data is sent to the registry.

(7) **Data quality:** The department will establish mechanisms to evaluate the quality of trauma registry data. These mechanisms will include at least:

(a) Detailed protocols for quality control, consistent with the department's most current data quality guidelines.

(b) Validity studies to assess the timeliness, completeness and accuracy of case identification and data collection. The department will report quarterly on the timeliness, accuracy and completeness of data.

(8) **Registry reports:**

(a) Annually, the department will report:

(i) Summary statistics and trends for demographic and related information about trauma care, for the state and for each EMS/TC region;

(ii) Outcome measures, for evaluation of clinical care and system-wide quality assurance and quality improvement programs.

(b) Semiannually, the department will report:

(i) Trends, patient care outcomes, and other data, for each EMS/TC region and for the state, for the purpose of regional evaluation;

(ii) On all patient data entered into the trauma registry during the reporting period;

(iii) Aggregate regional data to the regional EMS/TC council, excluding any confidential or identifying data.

(c) The department will provide:

(i) Provider-specific raw data to the provider that originally submitted it;

(ii) Periodic reports on financial data;

(iii) Registry reports to all providers that have submitted data;

(iv) For the generation of quarterly reports to all providers submitting data to the registry, for the purpose of planning, management, and quality assurance.

AMENDATORY SECTION (Amending WSR 00-08-102, filed 4/5/00, effective 5/6/00)

WAC 246-976-430 Trauma registry—Provider responsibilities. (1) Trauma care providers, prehospital and hospital, must place a trauma ID band on trauma patients, if not already in place from another agency.

(2) ~~((All trauma care services must submit required data to the trauma registry in an approved format.~~

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~~(3))~~ All trauma care providers must protect the confidentiality of data in their possession and as it is transferred to the department.

~~((4))~~ (3) All trauma care providers must correct and resubmit records which fail the department's validity tests described in WAC 246-976-420(6). You must send corrected records to the department within three months of notification.

~~((5))~~ (4) Licensed prehospital services that transport trauma patients must:

- (a) Assure personnel use the trauma ID band.
- (b) Report data as shown in Table E for trauma patients defined in WAC 246-976-420. Data is to be reported to the receiving facility in an approved format within ten days.

~~((e))~~ Report incidents occurring in a calendar quarter by the end of the following quarter. The department encourages more frequent data reporting.

~~(6))~~ (5) Designated trauma services must:

- (a) Assure personnel use the trauma ID band.
- (b) Report data elements shown in Table F for all patients defined in WAC 246-976-420.

(c) Report patients discharged in a calendar quarter in an approved format by the end of the following quarter. The department encourages more frequent data reporting.

~~((7))~~ (6) Designated trauma rehabilitation services must:

- (a) Report data on all patients who were included in the trauma registry for acute care.
- (b) Report either:
 - (i) Data elements shown in Table G; or
 - (ii) If the service submits data to the uniform data set for medical rehabilitation, provide a copy of the data to the department.

TABLE E: Prehospital Data Elements for the Washington Trauma Registry

Data Element	Type of patient ((Pre-Hosp No-Trans))	Pre-Hosp Transport	Inter-Facility
Note: (C) identifies elements that are confidential. See WAC 246-976-420 (2)(c).			
Incident Information			
Agency identification number (C)	((X))	X	X
Date of response (C - day only)	((X))	X	X
Run sheet number (C)	((X))	X	X
((Agency incident number (C))	X	X	X))
First agency on scene identification number (C)	((X))	X	
((Transporting agency identification	X	X))	
Level of ((transporting agency)) personnel	((X))	X	X
Mode of transport	((X))	X	X
Incident county code	((X))	X	
((Incident Zip Code	X	X))	
Incident location (type)	((X))	X	
Incident response area type	((X))	X	
Patient Information			
Patient's trauma identification band number (C)	((X))	X	X
Name (C)	((X))	X	X
Date of birth (C), or Age	((X))	X	X
Sex	((X))	X	X
((If patient died at scene: Patient home Zip Code	X	X))	
Mechanism of injury	((X))	X	
((Illness/Injury type code	X	X))	
Safety restraint or device used	((X))	X	
Transportation			
Transported from (code) (C - if hospital ID)		X	X
((Transported to (code) (C - if hospital ID)		X	X
If rendezvous, assisting agency ID number		X	X))
Reason for destination decision		X	X

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TABLE E: Prehospital Data Elements for the Washington Trauma Registry

Data Element	Type of patient ((Pre-Hosp No-Trans))	Pre-Hosp Transport	Inter-Facility
Times			
((Call received	X	X	(X))
Transporting agency dispatched	((X))	X	X
((Code Response to scene?	X	X	(X))
Transporting agency arrived at scene	((X))	X	X
Transporting agency departed from scene		X	X
((Code response to destination?		X	X
Arrival at destination		X	X
First) Vital Signs			
Time	((X))	X	X
Systolic blood pressure	((X))	X	X
Respiratory rate	((X))	X	X
Pulse	((X))	X	X
Glasgow coma score (three components)	((X))	X	X
Pupils		X	X
Vitals from 1st agency on scene?			
Trauma Triage Criteria			
Vital signs, consciousness level	((X))	X	
Anatomy of injury	((X))	X	
Biomechanics of injury	((X))	X	
Other risk factors	((X))	X	
Gut feeling of medic	((X))	X	
Prehospital trauma system activation?	((X))	X	
Other Severity Measures			
((Blunt/Penetrating injury	X	(X))	
Respiratory ((effort)) quality	((X))	X	
Consciousness	((X))	X	
Time (interval) for extrication	((X))	X	
Treatment: EMS interventions	((X))	X	X

TABLE F: Hospital Data Elements for the Washington Trauma Registry

All licensed hospitals must submit the following data for patients identified in WAC 246-976-420(3):

Note: (C) identifies elements that are confidential. See WAC 246-976-420(2).

Record Identification

- Identification of reporting facility (C);
- Date and time of arrival at reporting facility (C - day only);
- Unique patient identification number assigned to the patient by the reporting facility (C);

Patient's trauma identification band number (C);
Patient Identification

- Name (C);
- Date of birth (C - day only);
- Sex;
- Race;
- Social Security number (C);
- Home zip code;

Prehospital Incident Information

- Date and time of incident (C - day only);
- Prehospital trauma system activated?;
- First agency on-scene ID number;
- Arrival via EMS system?;
- Transporting (reporting) agency ID number;

Transporting agency run number (C);
 Mechanism of injury;
 ((City and county of incident;
 If transfer in, facility patient was transferred from (C);))
Respiratory quality;
Consciousness;
Incident county code;
Incident location type;
Response area type;
 Occupational injury?;
 Safety restraint/device used;

Earliest Available Prehospital Vital Signs

Time;
Systolic blood pressure;
Respiratory rate;
Pulse rate;
Glasgow coma score (three components);
Pupils;
Vitals from 1st on-scene agency?;
Extrication time over twenty minutes?;
Prehospital procedures performed;
Prehospital Triage
Vital signs/consciousness;
Anatomy of injury;
Biomechanics of injury;
Other risk factors;
Gut feeling of medic;

Transportation Information

Time transporting agency dispatched;
Time transporting agency arrived at scene;
Time transporting agency left scene;
Transportation mode;
Personnel level;
Transported from;
Reason for destination;

ED or Admitting Information

Time ED physician called;
 ED physician called "code"?;
 Time ED physician available for patient care;
 Time trauma team activated;
 Level of trauma team activation;
 Time trauma surgeon called;
 Time trauma surgeon available for patient care;
 Vital Signs in ED
 Patient dead on arrival at your facility?;
 First and last systolic blood pressure;
 First and last temperature;
 First and last pulse rate;
 First and last spontaneous respiration rate;
 Lowest systolic blood pressure;
 Glasgow coma scores (eye, verbal, motor);
 Injury Severity scores
 Prehospital Index (PHI) score;
 Revised Trauma Score (RTS) on admission;
 For pediatric patients:
 Pediatric Trauma Score (PTS) on admission;
 Pediatric Risk of Mortality (PRISM) score on admission;
 Pediatric Risk of Mortality - Probability of Survival (PRISM P(s));

Pediatric Overall Performance Category (POPC);
 Pediatric Cerebral Performance Category (PCPC);

ED procedures performed;
ED complications;
 Time of ED discharge;
 ED discharge disposition, including
 If admitted, the admitting service;
 If transferred out, ID of receiving hospital

Diagnostic and Consultative Information

Date and time of head CT scan;
 Date of physical therapy consult;
 Date of rehabilitation consult;
 Blood alcohol content;
 Toxicology screen results;
Drugs found;
 Co-morbid factors/Preexisting conditions;

Surgical Information

For the first operation:
 Date and time patient arrived in operating room;
 Date and time operation started;
 OR procedure codes;
 For later operations:
 Date of operation
 OR Procedure Codes

Critical Care Unit Information

Date and time of admission for primary stay in critical care unit;
 Date and time of discharge from primary stay in critical care unit;
 Length of readmission stay(s) in critical care unit;

Other procedures performed (not in OR)

Discharge Status

Date and time of facility discharge (C - day only);
 Most recent ICD diagnosis codes/discharge codes, including nontrauma codes;
 E-codes, primary and secondary;
 Glasgow Score at discharge;
 Disability at discharge (Feeding/Locomotion/Expression)

Discharge disposition

If transferred out, ID of facility patient was transferred to (C)
 If patient died in your facility
 Date and time of death (C - day only);
 Was an autopsy done?;
 Was case referred to coroner or medical examiner?
 Did coroner or medical examiner accept jurisdiction?
 Was patient evaluated for organ donation?

Financial Information (All Confidential)

For each patient
 Total billed charges;
 Payer sources (by category);
 Reimbursement received (by payer category);
 Annually, submit ratio-of-costs-to-charges, by department.

TABLE G: Data Elements for Designated Rehabilitation Services

Designated trauma rehabilitation services must submit the following data for patients identified in WAC 246-976-420(3).

Note: (C) identifies elements that are confidential. WAC 246-976-420(2)

Rehabilitation services, Levels I and II

Patient Information

- Facility ID (C)
- Facility Code
- Patient Code
- Trauma tag/identification Number (C)
- Date of Birth (C - day only)
- Social Security Number (C)
- Patient Name (C)
- Patient Sex

Care Information

- Date of Admission (C - day only)
- Admission Class
- Date of Discharge (C - day only)
- Impairment Group Code
- ASIA Impairment Scale

Diagnosis (ICD-9) Codes

- Etiologic Diagnosis
- Other significant diagnoses
- Complications/comorbidities
- Diagnosis for transfer or death

Other Information

- Date of onset
- Admit from (Type of facility)
- Admit from (ID of facility)
- Acute trauma care by (ID of facility)
- Prehospital living setting
- Prehospital vocational category
- Discharge-to-living setting

Functional Independence Measure (FIM) - One set on admission and one on discharge

- Self Care
 - Eating
 - Grooming
 - Bathing
 - Dressing - Upper
 - Dressing - Lower
 - Toileting
- Sphincter control
 - Bladder
 - Bowel
- Transfers
 - Bed/chair/wheelchair
 - Toilet
 - Tub/shower
- Locomotion
 - Walk/wheelchair
 - Stairs
- Communication
 - Comprehension
 - Expression

- Social cognition
- Social interaction
- Problem solving
- Memory

Payment Information (all confidential)

- Payer source - primary and secondary
- Total Charges
- Remitted reimbursement by category

Rehabilitation, Level III

Patient Information

- Facility ID (C)
- Patient number (C)
- Trauma tag/identification Number (C)
- Social Security Number (C)
- Patient Name (C)

Care Information

- Date of Admission (C - day only)

Impairment Group Code

Diagnosis (ICD-9) Codes

- Etiologic Diagnosis
- Other significant diagnoses
- Complications/comorbidities

Other Information

- Admit from (Type of facility)
- Admit from (ID of facility) (C)
- Acute trauma care given by (ID of facility) (C)
- Inpatient trauma rehabilitation given by (ID of facility) (C)
- Discharge-to-living setting

Payment Information (all confidential)

- Payer source - primary and secondary
- Total Charges
- Remitted reimbursement by category

WSR 01-22-077

PROPOSED RULES

DEPARTMENT OF REVENUE

[Filed November 2, 2001, 10:04 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-18-008 (WAC 458-16-165 only) and 01-17-120.

Title of Rule: Amendatory sections WAC 458-16-120 Appeals ~~((and notice of determination))~~, 458-16-130 Change in taxable status of ~~((nongovernmental))~~ real property, 458-16-150 Cessation of use—Taxes collectible for prior years, and 458-16-165 Conditions under which nonprofit organizations, associations, or corporations may obtain a property tax exemption.

Purpose: These rules explain how a determination made by the Department of Revenue regarding an exemption may be appealed; what occurs when a change in ownership or use of exempt property causes the property to lose its exempt status; the procedures used to place previously exempt, now taxable, property back on the tax rolls; and the supplemental conditions that most nonprofit entities must satisfy to obtain

PROPOSED

and retain a property tax exemption under chapter 84.36 RCW.

Statutory Authority for Adoption: RCW 84.36.865.

Statute Being Implemented: RCW 84.36.040, 84.36.042, 84.36.045, 84.36.046, 84.36.050, 84.36.385, 84.36.560, 84.36.570, 84.36.800, 84.36.805, 84.36.810, 84.36.812, 84.36.815, 84.36.825, 84.36.835, and 84.40.350 through 84.40.390.

Summary: WAC 458-16-120 outlines the appeal process used when an aggrieved party disagrees with a determination made by the department regarding an exemption. WAC 458-16-130 describes what occurs when taxable property becomes exempt and when exempt property becomes taxable. WAC 458-16-150 explains the process used when exempt property becomes taxable and the conditions under which taxes payable for prior years are collected. WAC 458-16-165 explains the conditions that most nonprofit entities or public hospital districts must satisfy in order to obtain and retain a property tax exemption in addition to the requirements of the underlying statute which confers an exemption.

Reasons Supporting Proposal: To incorporate recent legislation (see Explanation of Rule below, for a more complete explanation) and to clarify existing practices and procedures in the administration of property tax exemptions authorized in chapter 84.36 RCW.

Name of Agency Personnel Responsible for Drafting: Kim M. Qually, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6113; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rules provide information about how a determination made by the department may be appealed to the Board of Tax Appeals. Furthermore, they explain the requirements that must be satisfied to obtain and retain a tax exemption. And finally, the rules explain how property may lose its exempt status and the tax consequences of such a change in taxable status. The department proposes to revise WAC 458-16-120, 458-16-130, 458-16-150, and 458-16-165 to incorporate the following legislative changes and to clarify existing practices and procedures in the administration of property tax and leasehold excise tax exemptions.

Several new property tax exemptions were enacted within the past few years. To the extent that statutory changes were made to RCW 84.36.800, 84.36.805 and 84.36.810, the corresponding rules need to incorporate the contents of the amended statutes.

- Chapter 143, Laws of 1997, authorized an exemption for nonprofit cancer center and clinics, codified as RCW 84.36.046. Chapter 143 also amended RCW 84.36.800, 84.36.805, and 84.36.810 to include the new exemption within the definitions and procedures set forth in these statutes.
- Chapter 202, Laws of 1998, enacted a new exemption for housing for the developmentally disabled, codified as RCW 84.36.042. Chapter 202 also amended RCW

84.36.800, 84.36.805, and 84.36.810 to include this new exemption.

- Chapter 139, Laws of 1999, authorized a new exemption for demonstration farms, codified as RCW 84.36.570. Chapter 139 also amended RCW 84.36.805 and 84.36.810 to include this new exemption.
 - Chapter 203, Laws of 1999, created a new exemption for very low-income housing, codified as RCW 84.36.560. Chapter 203 also amended RCW 84.36.805 and 84.36.810 to include this new exemption. Similarly, technical corrections were made to a number of statutes in recent years.
 - Chapter 156, Laws of 1997, made technical corrections to RCW 84.36.800, 84.36.805, and 84.36.810.
 - Chapter 311, Laws of 1998, made technical corrections to RCW 84.36.800, 84.36.805, 84.36.810, 84.36.815, 84.36.825, and 84.36.835.
- Amendments of existing exemptions:
- Chapter 184, Laws of 1998, amended RCW 84.36.045 to include leased property and RCW 84.36.805.
 - Chapter 185, Laws of 2001, revised RCW 84.36.385 and 84.36.812 to include cross references to the Board of Equalization procedural statute, RCW 84.40.038.
 - Chapter 7, Laws of 2001 1st special session, amended RCW 84.36.560 and 84.36.805 to make substantial changes to the exemption available to housing for very low-income households.
 - Chapter 126, Laws of 2001, expanded the exemption available to hospitals to include property leased to public hospital districts under RCW 84.36.040 and to property owned by a nonprofit foundation but leased to institutions of higher education under RCW 84.36.050. It also amended RCW 84.36.810 relating to the back taxes that are collected when the exemption for leased property to institutions of higher education is cancelled and RCW 84.36.815 relating to the application process for property leased to public hospital districts.

Proposal Changes the Following Existing Rules: WAC 458-16-120 was expanded to include more specific information about the process involved in appealing an exemption determination. WAC 458-16-130 includes information now provided in Property Tax Bulletin 91-5 "Taxation of real property exempt to taxable and property taxable to exempt" and explains how taxes are prorated when an exemption is cancelled. Legislative changes made to RCW 84.36.810 during the 1997, 1998, 1999, and 2001 sessions have been incorporated into WAC 458-16-130 and 458-16-150. WAC 458-16-165 now reflects the changes made to RCW 84.36.805 during the 1997, 1998, 1999, and 2001 legislative sessions. WAC 458-16-165 now also contains a list of exemption statutes to which the rule does not apply. Additionally, the examples regarding irrevocable dedication, and the section regarding property sold subject to an option to repurchase have been updated.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required because the rules and proposed amended amendments do not impose any requirement or burdens upon small business that are not already specifically required by statute.

RCW 34.05.328 does not apply to this rule adoption. These rules are interpretative rules as defined by RCW 34.05.328.

Hearing Location: Capital Plaza Building, 1025 Union Avenue S.E., 4th Floor, Large Conference Room, Olympia, WA, on December 12, 2001, at 10:30 a.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TDD 1-800-451-7985, or (360) 570-6175.

Submit Written Comments to: Kim M. Qually, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail kimq@dor.wa.gov, by December 12, 2001.

Date of Intended Adoption: December 19, 2001.

November 2, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

AMENDATORY SECTION (Amending Order PT 81-7, filed 2/11/81)

WAC 458-16-120 Appeals (~~and notice of determination~~). (~~The department of revenue shall review each completed application and make a determination thereon, by August 1 or within thirty days whichever is later.~~

~~Any property owner aggrieved by the department's denial of an exemption application may, within 30 days of notification thereof, petition the State Board of Tax Appeals at 1010 Cherry Street, Olympia, WA 98504 for review. Any county assessor who feels the department's determination of exemption is unwarranted may, within 30 days after receiving a copy of the notification, petition the state board of tax appeals for review. To determine whether an appeal taken to the board of tax appeals, is timely the period for giving notice of appeal shall commence on the third day following the day upon which the notice was placed in the mail. (WAC 456-08-003, Board of tax appeals)~~

~~Appeal forms shall be available at the board of tax appeals in Olympia and county auditor's offices except in King county where they are available at the office of the clerk of the county council. Appeals shall be filed with the board of tax appeals and, concurrently, a copy shall be filed with the department of revenue. The appellant shall prepare an original and three copies of the notice of appeal. They shall be distributed as follows:~~

~~(1) The original shall be filed with the board of tax appeals.~~

~~(2) One copy shall be filed with the department of revenue.~~

~~(3) If the property owner is the appellant, one copy of the notice must be filed with the assessor of the county in which the property is located. If the assessor is the appellant, one copy of the notice must be provided to the property owner.~~

~~(4) One copy of the notice shall be retained in the appellant's files.~~

~~The state board of tax appeals shall consider any appeals which are timely filed to determine (1) if the property is or is not entitled to an exemption, and (2) the amount or portion thereof.~~

~~Failure to timely file a claim for exemption is not subject to appeal.)~~ **(1) Introduction.** This rule outlines the appeal process an aggrieved party uses when the department issues a determination regarding a property tax exemption with which that party disagrees.

(2) Definitions. For purposes of this rule, the following definitions apply:

(a) "Appellant" means a person, natural or otherwise, who appeals any order or decision made by the department to the board of tax appeals.

(b) "Board" or "BTA" means the state board of tax appeals described in chapter 82.03 RCW and chapters 456-09 and 456-10 WAC.

(c) "Department" means the state department of revenue.

(d) "Formal hearing" means a proceeding before the BTA conducted in accordance with RCW 82.03.160, the Administrative Procedure Act (chapter 34.05 RCW), and chapter 456-09 WAC.

(e) "Informal hearing" means a proceeding before the BTA conducted in accordance with RCW 82.03.150 and chapter 456-10 WAC.

(3) General provisions - formal or informal hearing. Any nonprofit organization, association, or corporation, foreign national government, cemetery, soil and water conservation district, public hospital district, or county assessor may appeal a determination made by the department to the BTA. The duties, responsibilities, and jurisdiction of the BTA are outlined in chapter 82.03 RCW. RCW 82.03.140 allows the party appealing (appellant) to the BTA to request either a formal or informal hearing in its notice of appeal. If the appellant fails to specify the type of hearing requested in the notice, the BTA will conduct an informal hearing. The department also has the right to request a formal hearing after being notified that its determination has been appealed to the BTA.

(a) Formal hearings are usually requested by parties who wish to have a complete record of the appeal that may be used in a subsequent court appeal, if desired. Formal hearings are conducted in accordance with the Administrative Procedure Act, chapter 34.05 RCW.

(b) Informal hearings are requested by the majority of parties appearing before the BTA. Decisions entered in an informal appeal cannot be appealed to court.

(4) Where to obtain an appeal notice. A notice of appeal can be obtained from the BTA or downloaded from the internet site (<http://bta.state.wa.us/>), the department's property tax division, county auditor's offices, or the office of the clerk of the county council in King County.

(5) Deadline to appeal. A notice of appeal must be submitted to the BTA no later than thirty days after the postmark date on the department's notice of determination or the date on which the notice was given to the applicant, whichever is later. Appeals not timely filed will be dismissed. Likewise, appeals not properly filed may be dismissed if the appellant fails to substantially comply with WAC 456-09-320 or 456-10-320.

(6) Grounds for appeal. A party aggrieved by any of the following determinations made by the department may appeal it to the BTA:

(a) A determination denying an exemption on an initial application or renewal declaration;

(b) A determination exempting only a portion of the property from property tax;

(c) A property tax exemption is cancelled or removed, in whole or in part;

(d) The property tax exemption is cancelled or removed and back taxes are assessed in accordance with RCW 84.36.810 or 84.36.262; or

(e) An exemption application or renewal declaration is approved and the assessor of the county in which the property is located believes the exemption should not have been granted (see RCW 84.36.850).

AMENDATORY SECTION (Amending WSR 94-07-008, filed 3/3/94, effective 4/3/94)

WAC 458-16-130 Change in taxable status of ((non-governmental)) real property. (1) Introduction. ((This section explains what occurs when a change in ownership or use of real property owned or used by a nongovernmental entity causes the property to either gain or lose its tax exempt status.

(2) Definitions. For purposes of this section, the following definitions apply:

(a) "Cessation of use" means that an owner or user of exempt real property has ceased to physically use the property for an exempt use. The term also refers to property that has lost its exempt status because it was transferred, loaned, or rented to an owner that is not entitled to an exemption.

(b) "Real property" means real property owned or used by a nongovernmental organization, association, corporation, or private individual.

(c) "Rollback" refers to the provisions of RCW 84.36.810 that make previously exempt property subject to back taxes and interest because of a change in ownership or a cessation of an exempt use unless the subject property has been exempt for at least ten years.

(3) Exempt to taxable status. A change in the ownership or use of real property that makes the property no longer exempt from taxation shall cause the real property to be assessed and taxed as of the date of the cessation of use or change of ownership, as provided in RCW 84.40.350 through 84.40.390. If the owner or new owner begins to use the property for an exempt use within one hundred twenty days of the date the previous exempt use ceased, the property will not be placed back on the tax assessment roll as of the date of cessation. However, if an agreement establishing an alternate exempt use has not been signed or an alternative exempt use has not been found within one hundred twenty days, the property will be placed back on the assessment roll and, if appropriate, the rollback provisions of RCW 84.36.810 will be applied as of the date the cessation of use occurred. All real property that is no longer exempt from taxation shall be subject to a pro rata share of taxes allocable for the remaining portion of the year in which the cessation of use or change in ownership occurred. If only a portion of the property no longer qualifies for tax exemption, only that portion shall be assessed and taxed.

~~(a) Real property changes from exempt to taxable status whenever the property:~~

~~(i) Is transferred through either sale, exchange, gift, or contract from tax exempt ownership to taxable ownership;~~

~~(ii) Is transferred through either sale, exchange, gift, or contract from tax exempt ownership to another nonprofit organization, association, or corporation that has not applied for a property tax exemption;~~

~~(iii) Is converted to a taxable use; or~~

~~(iv) When it otherwise loses its exempt status.~~

~~(b) Examples.~~

~~(i) Example 1. For five years, nonprofit "A" operates a rehabilitative social service facility and receives a property tax exemption for this property. Nonprofit "A" transfers this property to nonprofit "B," who continues to receive the exemption for this property. Two years after acquiring the property nonprofit "B" ceases to use the exempt property for an exempt purpose. One hundred days after the exempt activity ceased, nonprofit "B" sells the exempt property to XYZ Printing Company, a profit seeking business. This property became taxable at the time nonprofit "B" vacated the premises. The provisions of RCW 84.34.810 will be applied as of the date of the move.~~

~~(ii) Example 2. A nonprofit hospital owns and occupies a building for which it receives a property tax exemption. The hospital ceases to use the property on January 1, 1992, and does not intend to use or occupy the exempt property any longer. It intends to rent this property to another nonprofit organization and actively advertises and looks for such a tenant. On April 15, 1992, a nonprofit nursing home signs a lease agreement with the hospital to use and occupy the property for an exempt purpose effective June 1, 1992. In this instance, the property will not be subject to taxation for the interim period.~~

~~(c) The taxes owing when property changes from exempt to taxable ownership shall be prorated as of:~~

~~(i) The date the instrument of sale, exchange, gift, or contract is executed; or~~

~~(ii) The date the property is converted to a taxable use.~~

~~(d) When the status of real property changes from exempt to taxable, the rollback provisions of RCW 84.36.810 apply. Taxes are collected by the county treasurer in accordance with that statute if this property was previously exempt from ad valorem taxation under any of the following provisions:~~

~~(i) It was owned and used by:~~

~~(A) A nonprofit organization, association or corporation for character building, benevolent, protective, or rehabilitative social services (RCW 84.36.030);~~

~~(B) A nonprofit church, denomination, group of churches, or an organization or association, the membership of which is comprised solely of churches and/or their qualified representatives, as a church camp (RCW 84.36.030);~~

~~(C) An organization or society of veterans of any war of the United States (RCW 84.36.030);~~

~~(D) Corporations formed under an act of congress to furnish volunteer aid to members of the armed forces of the United States (RCW 84.36.030);~~

~~(E) Corporations formed under an act of congress to carry on a system of national and international relief to miti-~~

gate and to prevent suffering caused by pestilence, famine, fire, floods, and other national calamities (RCW 84.36.030);

(F) Nonprofit organizations exempt from federal income tax under section 501 (c)(3) of the Internal Revenue Code that are guarantee agencies under the federal guaranteed student loan program or guarantee agencies that issue debt to provide or acquire student loans (RCW 84.36.030);

(G) Nonprofit organizations, associations or corporations in connection with the operation of a public assembly hall, public meeting place, community meeting hall, or community celebration facility (RCW 84.36.037);

(H) Nonprofit organizations for solicitation or collection of gifts, donations, or grants for character building, benevolent, protective, or rehabilitative social services or for distribution to at least five other nonprofit organizations or associations that provide such social services (RCW 84.36.550);

(I) Associations maintaining and exhibiting art, scientific or historical collections for the benefit of the general public and not for profit (RCW 84.36.060);

(J) Fire companies for preventing and fighting fires (RCW 84.36.060); or

(K) Humane societies (RCW 84.36.060).

(ii) It was used by:

(A) Nonprofit day care centers (RCW 84.36.040);

(B) Free public libraries (RCW 84.36.040);

(C) Nonprofit orphanages (RCW 84.36.040);

(D) Nonprofit homes for the sick or infirm or nonprofit hospitals for the sick (RCW 84.36.040);

(E) Nonprofit outpatient dialysis facilities (RCW 84.36.040); or

(F) Nonprofit homes for the aging (RCW 84.36.041).

(iii) It was owned or used for nonprofit schools or colleges (RCW 84.36.050).

(iv) It was owned or leased, and used by:

(A) Nonprofit organizations providing emergency or transitional housing to low income homeless persons or victims of domestic violence (RCW 84.36.043); or

(B) Associations engaged in the production and performance of musical, dance, artistic, dramatic, or literary works for the benefit of the general public and not for profit (RCW 84.36.060).

(e) When real property that was previously exempt under the provisions of RCW 84.36.260, that is, the property was used to conserve ecological systems, natural resources, or open space, becomes taxable, the rollback provisions of RCW 84.36.262 shall apply.

(4) **Acquiring tax exempt status.** Within sixty days of acquiring real property that may qualify for exemption, or within sixty days of converting real property to a use that may qualify for exemption, any nongovernmental organization, association, or corporation that wishes to have the property exempted from ad valorem taxation must file an application with the department of revenue relating to the subject property seeking either a new or continued exemption from property tax under the provisions of chapter 84.36 RCW. All applications must comply with the requirements set forth in WAC 458-16-110 and 458-16-111.

(a) If the application is approved, the property will be exempt from taxes payable the following year.

(b) If exempt property is transferred from one nonprofit organization, association, or corporation to another, the property shall continue to be exempt from taxation upon the timely receipt of the required application from the purchasing organization and after approval of this application.)) This rule explains what occurs when taxable property becomes exempt and when exempt property becomes taxable. It also describes how property will be treated when exempt use is pending.

(2) **Definitions.** For purposes of this rule, the following definitions apply:

(a) "Back taxes" means the property taxes that would have been paid but for the existence of the property tax exemption during the three years immediately preceding the cancellation or removal of the exemption or during the life of the exemption, whichever is less, plus interest at the same rate and computed in the same way as delinquent property taxes, see RCW 84.36.810. However, "back taxes" are calculated differently when an exemption is cancelled or removed from property owned by a not-for-profit foundation established for the exclusive support of an institution of higher education under RCW 84.36.050(2) or a nature conservancy under RCW 84.36.260. See RCW 84.36.810 (1)(b) and WAC 458-16-150 regarding not-for-profit foundations and RCW 84.36.262 and WAC 458-16-290 regarding nature conservancies for a more detailed explanation of the back taxes imposed on these entities.

(b) "Cessation of use" means that an owner or user of exempt real property has ceased to use the property for an exempt purpose. The term also refers to property that has lost its exempt status because it was sold, transferred, loaned, or rented to an owner or user that is not entitled to a property tax exemption under chapter 84.36 RCW.

(c) "Department" means the state department of revenue.

(d) "Real property" means real property, as defined in RCW 84.04.090, owned or used by a nongovernmental nonprofit organization, association, or corporation, a foreign national government, cemetery, soil and water conservation district, and public hospital district established under chapter 70.44 RCW.

(e) "Rollback" means the back taxes and interest imposed in accordance with RCW 84.36.810 because the exempt property lost its exempt status and is now taxable for property tax purposes. However, when an exemption granted to a nature conservancy under RCW 84.36.260 is cancelled or removed different rollback procedures are applied. See RCW 84.36.262 and WAC 458-16-290.

(3) **Acquiring tax exempt status.** Within sixty days of acquiring real property that may qualify for exemption or converting real property to a use that may qualify for exemption, any nongovernmental nonprofit organization, association, or corporation, foreign national government, cemetery, or public hospital district established under chapter 70.44 RCW that wants to obtain a property tax exemption for this property must file an application with the department. The applicant may file an application for either a new or continued exemption from property tax under chapter 84.36 RCW. All applications must comply with the requirements set forth in WAC 458-16-110.

(a) If an application for a new exemption is approved, the property will be exempt for taxes payable during the follow-

ing calendar year. For example, a nonprofit hospital acquires a new building on February 10, 2001, converts it to an exempt use by April 1, 2001, and applies for a property tax exemption on April 14, 2001. If the application is approved, the property tax exemption will be effective for taxes payable in 2002.

(b) When exempt property is acquired by an entity that is eligible for a property tax exemption under chapter 84.36 RCW, the exempt status of the property will continue as long as the purchaser makes an application to continue the property tax exemption within sixty days of the date of acquisition and the application is subsequently approved by the department. For example, if a nonprofit home for the aging acquires exempt property from a nursing home, the exempt status of the property will not change as long as the home for the aging makes application to the department within sixty days of acquiring the nursing home and the application for exemption is later approved by the department.

(4) **Exempt to taxable status - pro rata share of taxes for current tax year.** Real property may lose its exempt status for a number of reasons; when this occurs the property tax exemption will be cancelled or removed. Once the exemption is cancelled or removed, the property becomes subject to the following year's taxes. The property will be assessed and taxed at its true and fair value as of the date of the cessation of use or the change of ownership occurred, as provided in RCW 84.40.350 through 84.40.390. Additionally, the treasurer of the county in which the property is located shall collect a pro rata portion of the taxes allocable to the remaining portion of the current tax year after the date the exemption is cancelled or removed. If only a portion of the property no longer qualifies for a tax exemption, the exempt status for only that portion of the property shall be cancelled and subjected to assessment and taxation during the current tax year.

(a) Real property changes from exempt to taxable status whenever the property is:

(i) Transferred as a result of a sale, exchange, gift, or contract from tax exempt to taxable ownership;

(ii) Transferred as a result of a sale, exchange, gift, or contract from tax exempt ownership to another nonprofit organization, association, or corporation that fails to apply for or has been denied a property tax exemption;

(iii) Converted to a taxable use; or

(iv) Loses its exempt status for some other reason.

(b) The rollback provisions of RCW 84.36.810 apply when the status of real property changes from exempt to taxable. See WAC 458-16-150 for specific information. However, the rollback provisions of RCW 84.36.262 apply when the property was exempt under RCW 84.36.260 for the conservation of ecological systems, natural resources, or open space. When property changes from exempt to taxable status, the taxes owing will be prorated as of:

(i) The date the instrument of sale, exchange, gift, or contract is executed; or

(ii) The date on which the property is converted to a taxable use.

(c) Example 1. For five years, nonprofit "A" operated a day care center and received a property tax exemption for this property. Nonprofit "A" transfers this property to nonprofit "B," a nonprofit hospital, that continues to receive a property

tax exemption for this property. Two years after acquiring the property nonprofit "B" ceases to use the exempt property for an exempt purpose. One hundred days after the exempt activity ceased, nonprofit "B" sells the exempt property to XYZ Printing Company, a profit seeking business. The property became taxable and the provisions of RCW 84.34.810 will be applied as of the date "B" ceased to use the property for an exempt purpose.

(d) Example 2. A nonprofit shelter for low-income persons owned and occupied a building for which it received a property tax exemption. The shelter ceased to use the property on January 1, 2001, and had no intent to reoccupy the property. But it hoped to rent the property to another nonprofit organization for a tax exempt purpose and actively advertised and looked for such a tenant. On June 1, 2001, the nonprofit shelter, which had been unable to find a suitable tax exempt tenant for the property, signed a lease agreement with a for-profit business enterprise, which intended to use and occupy the property effective June 1, 2001. The rollback provisions of RCW 84.36.810 must be applied as of January 1, 2001.

(5) **Change of ownership or use - exempt use pending.** If the ownership of exempt property changes or the use of exempt property ceases but the owner of the property begins to use it for an exempt purpose within one hundred twenty days of the date the ownership changed or the previous exempt use ceased, the property will continue to be exempt from property tax. However, if an agreement establishing an alternate exempt use is not signed or an alternate exempt use is not found within one hundred twenty days, the property becomes taxable and is noted as such on the assessment roll as of the date the ownership changed or the exempt use ceased. Additionally, if appropriate, the rollback provisions of RCW 84.36.810 will be applied or RCW 84.36.262 if the exempt property was exempt as a nature conservancy. A pro rata share of taxes allocable for the remaining portion of the year in which the cessation of use or change in ownership occurred will be collected.

AMENDATORY SECTION (Amending WSR 94-07-008, filed 3/3/94, effective 4/3/94)

WAC 458-16-150 Cessation of use—Taxes collectible for prior years. (1) **Introduction.** ((This section explains what occurs when property loses its tax-exempt status and is placed back on the tax rolls, as well as the back taxes and interest that are collected under the provisions of RCW 84.36.810 when an exempt use ceases, unless the property has been exempt for more than ten years or is otherwise exempt from the provisions of this statute.

(2) **Definitions.** For purposes of this section, the following definitions apply:

(a) "Cessation of use" means that an owner or user of exempt real property has ceased to physically use the property for an exempt purpose. The term also refers to property that has lost its exempt status because it was transferred, loaned, or rented to an owner that is not entitled to an exemption.

(b) "Relocation of the activity" means that a portion or all of an exempt use has been relocated from the original site

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to a new location. The term shall not include undeveloped property of camp facilities.

(e) "Rollback" refers to the provisions of RCW 84.36.810 that make previously exempt property subject to back taxes and interest because of a cessation of an exempt use or a change in ownership unless the subject property has been exempt for at least ten years.

(3) **Applicability of this section.** In accordance with RCW 84.36.810, upon cessation of any exempt use the county treasurer shall collect all taxes that would have been paid if the property had not been exempt during the preceding three years, or for the life of the exemption, whichever is less, plus interest computed at the same rate and in the same manner as that upon delinquent property taxes. If the property has been exempt for more than ten years, this section is not applicable.

(a) When the status of real property changes from exempt to taxable, the rollback provisions of RCW 84.36.810 apply. Taxes are collected by the county treasurer in accordance with that statute if this property was previously exempt from ad valorem taxation under any of the following provisions:

(i) It was owned and used by:

(A) A nonprofit organization, association or corporation for character building, benevolent, protective, or rehabilitative social services (RCW 84.36.030);

(B) A nonprofit church, denomination, group of churches, or an organization or association, the membership of which is comprised solely of churches and/or their qualified representatives, as a church camp (RCW 84.36.030);

(C) An organization or society of veterans of any war of the United States (RCW 84.36.030);

(D) Corporations formed under an act of congress to furnish volunteer aid to members of the armed forces of the United States (RCW 84.36.030);

(E) Corporations formed under an act of congress to carry on a system of national and international relief to mitigate and to prevent suffering caused by pestilence, famine, fire, floods, and other national calamities (RCW 84.36.030);

(F) Nonprofit organizations exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code that are guarantee agencies under the federal guaranteed student loan program or guarantee agencies that issue debt to provide or acquire student loans (RCW 84.36.030);

(G) Nonprofit organizations, associations or corporations in connection with the operation of a public assembly hall, public meeting place, community meeting hall, or community celebration facility (RCW 84.36.037);

(H) Nonprofit organizations for solicitation or collection of gifts, donations, or grants for character building, benevolent, protective, or rehabilitative social services or for distribution to at least five other nonprofit organizations or associations that provide such social services (RCW 84.36.550);

(I) Associations maintaining and exhibiting art, scientific or historical collections for the benefit of the general public and not for profit (RCW 84.36.060);

(J) Fire companies for preventing and fighting fires (RCW 84.36.060); or

(K) Humane societies (RCW 84.36.060).

(ii) It was used by:

(A) Nonprofit day care centers (RCW 84.36.040);

(B) Free public libraries (RCW 84.36.040);

(C) Nonprofit orphanages (RCW 84.36.040);

(D) Nonprofit homes for the sick or infirm or nonprofit hospitals for the sick (RCW 84.36.040);

(E) Nonprofit outpatient dialysis facilities (RCW 84.36.040); or

(F) Nonprofit homes for the aging (RCW 84.36.041).

(iii) It was owned or used for nonprofit schools or colleges (RCW 84.36.050).

(iv) It was owned or leased, and used by:

(A) Nonprofit organizations providing emergency or transitional housing to low income homeless persons or victims of domestic violence (RCW 84.36.043); or

(B) Associations engaged in the production and performance of musical, dance, artistic, dramatic, or literary works for the benefit of the general public and not for profit (RCW 84.36.060).

(b) This section applies only when the ownership of the property is transferred or when fifty one percent or more of the area has lost its exempt status. For example, if a nonprofit school or college that owns or uses two hundred acres for educational purposes and is receiving a property tax exemption for this property transfers ten acres, the ten acres are subject to the rollback provisions set forth in subsection (3) of this section if the property has been exempt for less than ten years. The nonprofit school or college will continue to receive a property tax exemption for the remaining one hundred ninety acres as long as the exempt property is used for the exempt use.

(e) This additional tax shall not be imposed if the cessation of use results solely from any of the following:

(i) Transfer to a nonprofit organization, association, or corporation for a use that also qualifies for and is granted exemption under the provisions of chapter 84.36 RCW;

(ii) A taking through an exercise of the power of eminent domain;

(iii) A sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of this power;

(iv) An official action by an agency of the state of Washington or by the county or city within which the exempt property is located that disallows the present exempt use of the property;

(v) A natural disaster (such as a flood, windstorm, earthquake, or other such calamity) that changes the use of the property;

(vi) Relocation of the activity and use of another location or site;

(vii) Cancellation of a lease on property previously exempt as:

(A) A nonprofit day care center;

(B) A library;

(C) An orphanage;

(D) A home for the sick or infirm;

(E) A hospital;

(F) An outpatient dialysis facility;

(G) A nonprofit home for the aging;

(H) A nonpermanent shelter for low income homeless persons or victims of domestic violence; and

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~~(I) An organization that either produces or performs, or both, musical, dance, artistic, dramatic, or literary works.~~

~~(viii) A change in the exempt portion of a home for the aging, as long as some portion of the home remains exempt; or~~

~~(ix) The conversion of a home for the aging from full exemption to a partial exemption or to taxable status for taxes payable in 1994, 1995, and 1996 (RCW 84.36.041).~~

~~(4) Duty to notify.~~

~~(a) An owner of exempt property who knows of or who has information regarding a change in the use of exempt property shall notify the department of revenue of this change. An owner of exempt property must also report the loan or rental of all or a portion of the exempt property since the loan or rental of exempt property may change its taxable status.~~

~~(b) Any other person who knows or has information regarding a change in use of exempt property shall notify the county assessor of any such change. The assessor, in turn, shall report this information to the department of revenue.~~

~~(c) After being notified about a change in use of exempt property, the department may physically inspect the property to determine if the reported change has taken place.~~

~~(d) After a change in use, the final determination of the taxable status of the subject property will be made by the department of revenue.~~

~~(5) Notice to owner.~~ When it is determined that a change in use has occurred and the rollback provisions may apply, the department of revenue shall notify the current owner of exempt property and, in the case of a transfer, the previous legal owner of exempt property that the change in use changed the taxable status of the property and that the property may be subject to the rollback provisions set forth in subsection (3) of this section. The owner(s) of this property shall have thirty days from the date of the notice to submit any comments or information to the department as to why the rollback provisions should not be applied. The department shall then issue a final determination.

~~(6) County treasurer.~~ Upon notification from the department of revenue that the exempt use of the property has ceased, the county treasurer shall compute and collect the taxes payable, including interest computed at the same rate and in the same manner as that upon delinquent property taxes. The interest collected shall be placed in the county current expense fund.)) This rule explains what occurs when property loses its tax exempt status and is placed back on the tax rolls. It also describes the back taxes and interest that are collected when an exempt use ceases, unless the property has been exempt for more than ten consecutive years or is otherwise exempt from the provisions of RCW 84.36.810. This rule does not apply to property that received an exemption as a nature conservancy under RCW 84.36.260; see RCW 84.36.262 and WAC 458-16-290 for more information about the collection of back taxes in this situation.

(2) Definitions. For purposes of this rule, the following definitions apply:

(a) "Back taxes" means the property taxes that would have been paid but for the existence of the property tax exemption during the three years immediately preceding the cancellation or removal of the exemption or during the life of

the exemption, whichever is less, plus interest at the same rate and computed in the same way as delinquent property taxes. However, if the property was exempt under RCW 84.36.050(2), "back taxes" means the taxes that would have been collected but for the existence of the property tax exemption during the seven years immediately preceding the cancellation or removal of the exemption or during the life of the exemption, whichever is less.

(b) "Cessation of use" means that an owner or user of exempt real property has ceased to use the property for an exempt purpose. The term also refers to property that has lost its exempt status because it was transferred, loaned, or rented to an owner that is not entitled to an exemption.

(c) "Department" means the state department of revenue.

(d) "Relocation of the activity" means that a portion or all of an exempt use has been relocated from the original site to a new location. The term shall not include undeveloped property of camp facilities.

(e) "Rollback" means the back taxes and interest imposed in accordance with RCW 84.36.810 because the exempt property has lost its exempt status and is now taxable. However, when an exemption granted to a nature conservancy under RCW 84.36.260 is cancelled or removed different rollback procedures are applied, see RCW 84.36.262 and WAC 458-16-290.

(3) Applicability of this rule. Upon cessation of a use for which an exemption was granted under one of the statutes listed below and if directed to do so by the department, the county treasurer shall collect all taxes which would have been paid but for the existence of the property tax exemption. If the property was exempt for more than ten consecutive years, no back taxes or interest are due. Back taxes and interest will be collected only when ownership of property is transferred or when fifty-one percent or more of the total exempt property loses its exempt status.

(a) Generally applied rollback - three years of back taxes plus interest. When the status of real property changes from exempt to taxable, all taxes that would have been collected but for the existence of the exemption during the three preceding years, or the life of the exemption, whichever is less, plus interest at the same rate and computed in the same way as that upon delinquent property taxes are due. The rollback provisions of RCW 84.36.810 apply if the property was previously exempt from property tax under any of the following statutes:

TYPE OF EXEMPT ORGANIZATION	AUTHORIZING STATUTE
A nonprofit character building, benevolent, protective, or rehabilitative social service organization, association or corporation	RCW 84.36.030
A church camp owned by a nonprofit church, denomination, group of churches, or an organization or association, the membership of which is comprised solely of churches and/or their qualified representatives	RCW 84.36.030
A nonprofit organization or association engaged in character building of boys and girls under eighteen years of age or to serve boys and girls up to twenty-one years if the charter of the nonprofit organization or association requires it	RCW 84.36.030

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<u>An organization or society of veterans of any war of the United States</u>	RCW 84.36.030
<u>Corporations formed under an act of Congress to furnish volunteer aid to members of the armed forces of the United States</u>	RCW 84.36.030
<u>Corporations formed under an act of Congress to carry on a system of national and international relief to mitigate and to prevent suffering caused by pestilence, famine, fire, floods, and other national calamities</u>	RCW 84.36.030
<u>Nonprofit organizations exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code that are guarantee agencies under the federal guaranteed student loan program or guarantee agencies that issue debt to provide or acquire student loans</u>	RCW 84.36.030
<u>Nonprofit organizations, associations or corporations in connection with the operation of a public assembly hall, public meeting place, community meeting hall, or community celebration facility</u>	RCW 84.36.037
<u>Nonprofit day care centers</u>	RCW 84.36.040
<u>Free public libraries</u>	RCW 84.36.040
<u>Nonprofit orphanages</u>	RCW 84.36.040
<u>Nonprofit homes for the sick or infirm or nonprofit hospitals for the sick</u>	RCW 84.36.040
<u>Nonprofit outpatient dialysis facilities</u>	RCW 84.36.040
<u>Public hospital district established under chapter 70.44 RCW for hospital purposes</u>	RCW 84.36.040
<u>Nonprofit homes for the aging</u>	RCW 84.36.041
<u>A nonprofit organization, corporation, or association providing housing for low income eligible persons with developmental disabilities</u>	RCW 84.36.042
<u>Nonprofit organizations providing emergency or transitional housing to low-income homeless persons or victims of domestic violence</u>	RCW 84.36.043
<u>A nonprofit organization, corporation, or association in connection with a nonprofit cancer clinic or center</u>	RCW 84.36.046
<u>Nonprofit schools or colleges</u>	RCW 84.36.050
<u>Associations maintaining and exhibiting art, scientific or historical collections for the benefit of the general public and not for profit</u>	RCW 84.36.060
<u>Associations engaged in the production and performance of musical, dance, artistic, dramatic, or literary works for the benefit of the general public and not for profit</u>	RCW 84.36.060
<u>Fire companies for preventing and fighting fires</u>	RCW 84.36.060
<u>Humane societies</u>	RCW 84.36.060
<u>Nonprofit organizations created for the solicitation or collection of gifts, donations, or grants for character building, benevolent, protective, or rehabilitative social services or for the distribution of funds to at least five other nonprofit organizations or associations that provide such social services</u>	RCW 84.36.550
<u>A nonprofit organization, corporation, or association providing rental housing for very low-income households</u>	RCW 84.36.560

<u>A nonprofit organization, corporation, or association providing a demonstration farm with research and extension facilities, a public agricultural museum, and an educational tour site, which is used by a state university for agricultural research and education programs</u>	RCW 84.36.570
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(b) Exception to general rollback provision - property exempt under RCW 84.36.050(2) - seven years of back taxes plus interest. If property owned by a not-for-profit foundation but leased to and used by an institution of higher education, as defined in RCW 28B.10.016, loses its exempt status and it has not been exempt for at least ten consecutive years under RCW 84.36.050(2), the county treasurer, if directed by the department to do so, will collect all taxes that would have been paid on the property but for the existence of the exemption during the seven preceding years, or the life of the exemption, whichever is less, plus interest at the same rate and computed in the same way as that upon delinquent property taxes are due.

(c) No rollback imposed. Back taxes and interest are not imposed if the cessation of use results solely from any of the following:

(i) Transfer to a nonprofit organization, association, or corporation for a use that also qualifies for and is granted exemption under the provisions of chapter 84.36 RCW;

(ii) A taking through an exercise of the power of eminent domain;

(iii) A sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of this power;

(iv) An official action by an agency of the state of Washington or by the county or city within which the exempt property is located that disallows the present exempt use of the property;

(v) A natural disaster (such as a flood, windstorm, earthquake, or other such calamity) that changes the use of the property;

(vi) Relocation of the activity and use of another location or site except for undeveloped properties of camp facilities exempt under RCW 84.36.030. This exemption does not apply to property leased to a state institution of higher education and exempt under RCW 84.36.050(2);

(vii) Cancellation of a lease on property previously exempt as:

- (A) A nonprofit day care center;**
- (B) A library;**
- (C) An orphanage;**
- (D) A home for the sick or infirm;**
- (E) A hospital;**
- (F) An outpatient dialysis facility;**
- (G) A nonprofit home for the aging;**
- (H) A nonpermanent shelter for low-income homeless persons or victims of domestic violence;**
- (I) An organization that either produces or performs, or both, musical, dance, artistic, dramatic, or literary works;**
- (J) Housing for low-income eligible persons with developmental disabilities;**
- (K) A nonprofit cancer clinic or center; or**
- (L) Rental housing for very low-income households.**

(viii) A change in the exempt portion of a home for the aging that is partially exempt from property tax, as long as some portion of the home remains exempt.

(4) Duty to notify.

(a) An owner of exempt property who knows of or who has information regarding a change in the use of exempt property shall notify the department of this change. If any portion of the exempt property is loaned or rented, the owner is required to report this change to the department because the loan or rental may affect the taxable status of the property (see RCW 84.36.813).

(b) Any other person who knows or has information regarding a change in use of exempt property is to notify the county assessor of any such change. The assessor, in turn, is required to report this information to the department.

(c) The department may physically inspect exempt property after being notified about a change in the use or ownership of exempt property. It may also conduct physical inspections at any time that it deems necessary to ascertain the exempt use of the property; this may include routine inspections.

(d) The department will determine whether the property may retain its exempt status or whether it will become taxable after a change in use is reported.

(5) Notice to owner. The department must notify the current owner and, in the case of a transfer, the previous legal owner of the exempt property that the cessation of use of the property for an exempt purpose has changed the property's taxable status. The notice must address the applicability of the rollback provisions set forth in subsection (3) of this rule. Within thirty days of receiving this notice, the owner(s) may submit comments or information to the department as to why the exemption should not be removed or rollback provisions should not be applied. The department will then issue a final determination.

(6) County treasurer. The treasurer will compute and collect the back taxes and interest due when the department notifies the treasurer that the property tax exemption is to be cancelled or removed. The interest will be computed at the same rate and in the same manner as that upon delinquent property taxes. The back taxes collected are to be disbursed to the taxing districts impacted by the previous property tax exemption. The interest collected is to be placed in the county current expense fund.

AMENDATORY SECTION (Amending WSR 98-18-006, filed 8/20/98, effective 9/20/98)

WAC 458-16-165 Conditions under which nonprofit organizations, associations, or corporations may obtain a property tax exemption. (1) **Introduction.** ~~(Nonprofit organizations, associations, and corporations may obtain a property tax exemption under the provisions of RCW 84.36.030, 84.36.035, 84.36.037, 84.36.040, 84.36.041, 84.36.043, 84.36.045, 84.36.046, 84.36.047, 84.36.050, 84.36.060, 84.36.350, 84.36.480, 84.36.550, and chapter 202, Laws of 1998. To be exempt from property taxation, these nonprofit organizations, associations, or corporations must also comply with the requirements contained in RCW 84.36.805 and RCW 84.36.840. This section explains the~~

~~conditions and requirements set forth in RCW 84.36.805 and 84.36.840. Property exempt under RCW 84.36.030 is not subject to the requirements of RCW 84.36.840.)~~ In order to receive the property tax exemption authorized in chapter 84.36 RCW, most nonprofit organizations, associations, and corporations must also satisfy the conditions set forth in RCW 84.36.805 and 84.36.840. This rule describes these conditions.

(2) **Definitions.** For purposes of this ~~((section))~~ rule, the following definitions apply:

(a) "Department" means the state department of revenue.
(b) "Maintenance and operation expenses" means items of expense allowed under generally accepted accounting principles to maintain and operate the loaned or rented portion of the exempt property.

~~((b))~~ (c) "Revenue" means income received from the loan or rental of exempt property when the income exceeds the amount of maintenance and operation expenses attributable to the portion of the property loaned or rented.

~~((e))~~ (d) "Personal service contract" means a contract between a nonprofit organization, association, or corporation and an independent contractor under which the independent contractor provides a service on the organization's, association's, or corporation's tax exempt property. (See example contained in subsection ~~((3))~~ (4)(c) of this ~~((section))~~ rule.)

(3) **Applicability of this rule.** This rule does not apply to exemptions granted to:

(a) Public burying grounds or cemeteries under RCW 84.36.020;

(b) Churches, parsonages, convents, and church grounds under RCW 84.36.020;

(c) Administrative offices of nonprofit recognized religious organizations under RCW 84.36.032;

(d) Water distribution property owned by a nonprofit corporation or cooperative association under RCW 84.36.250; or

(e) Property used for the conservation of ecological systems, natural resources, or open space by a nonprofit corporation or association under RCW 84.36.260.

(4) **Exclusive use.** ~~((Unless the applicable statute states otherwise, the))~~ Exempt property ~~((shall))~~ must be exclusively used for the actual operation of the activity for which the nonprofit organization, association, or corporation ~~((applied and))~~ or public hospital district established under chapter 70.44 RCW received the property tax exemption unless the authorizing statute states otherwise. The ~~((amount of exempt))~~ property exempted from taxation shall not exceed an area reasonably necessary to facilitate the exempt purpose.

(a) Loan or rental of exempt property. As a general rule, the loan or rental of exempt property does not make it taxable if the rents or donations received for the use of the property are reasonable and do not exceed the maintenance and operation expenses attributable to the portion of the property loaned or rented and the property would be exempt from tax if owned by the organization to which it is loaned or rented. Property owned by organizations and societies of war veterans, public assembly halls, public meeting places, community meeting halls, and community celebration facilities are not subject to these limitations.

(i) Exception - loaned or rented for less than fifteen days. The status of exempt property will not be affected if:

(A) The property is loaned or rented for a period of fifteen consecutive days or less;

(B) The property is loaned or rented to another nonprofit organization, association, or corporation or public hospital district established under chapter 70.44 RCW that would qualify for exemption if it owned the loaned or rented property (~~This limitation does not apply to exempt property owned by organizations and societies of war veterans, public assembly halls, public meeting places, community meeting halls, and community celebration facilities~~); and

(C) All income received from the rental is devoted exclusively to the exempt purpose of the nonprofit organization, association, or corporation or public hospital district established under chapter 70.44 RCW receiving the tax exemption.

(ii) Loaned or rented to produce income. If the lessor or lessee of exempt property intends to produce income from exempt property (~~loaned or rented~~), the property will lose its exempt status. Property loaned or rented to produce income must be segregated from (~~exempt~~) property used for exempt purposes. However, property exempt under RCW 84.36.030(4) (an organization or society of veterans of any war of the United States for veterans) and RCW 84.36.037 (public assembly halls, public meeting places, community meeting halls, and community celebration facilities) may be loaned or rented;

(A) For pecuniary gain or to promote business activities for a maximum of seven days each assessment year; or

(B) In a county with less than ten thousand people, the property may be used to promote the following business activities: Dance lessons; art classes; or music lessons (see WAC 458-16-300 and 458-16-310).

(iii) Example. If a portion of a building owned by a nonprofit hospital is rented to a (~~pharmacy and the hospital and/or the pharmacy intend to use this area to produce income~~) sandwich shop, this portion of the hospital must be segregated from the remainder of the building that is being used for exempt hospital purposes. The portion of the building rented to the (~~pharmacy~~) sandwich shop is subject to property tax.

(b) Fund-raising activities. The use of exempt property for fund-raising activities sponsored by an exempt organization, association, or corporation or public hospital district established under chapter 70.44 RCW does not (~~subject the property to taxation~~) jeopardize the exemption if the fund-raising activities are consistent with the purposes for which the exemption was granted. The term "fund-raising" means any revenue-raising activity limited to less than five days in length that disburses fifty-one percent or more of the profits realized from the activity to the exempt nonprofit (~~organization, association, or corporation~~) entity holding the fund-raising event.

(i) Example 1. A nonprofit social service agency holds an art auction in the auditorium of its tax exempt facility to raise funds. The activity must be less than five days in length and fifty-one percent of the profits must be disbursed to the social service agency because the fund-raising activity is being held on exempt property.

(ii) Example 2. A nonprofit school has a magazine subscription drive to raise funds and the subscriptions are being sold door-to-door by students. There are no limitations on this fund-raising activity because the subscription drive is not being held on exempt property.

(c) Personal service contract - exempt programs. Programs provided under a personal service contract will not jeopardize the exemption if the following conditions are met:

(i) The program is compatible and consistent with the purposes of the exempt organization, association, or corporation;

(ii) The exempt organization, association, or corporation maintains separate financial records as to all receipts and expenses related to the program; and

(iii) A summary of all receipts and expenses of the program are provided to the department (~~of revenue~~) upon request.

(iv) Example. A nonprofit school may decide to contract with a provider to offer aerobic classes to promote general health and fitness. All brochures and bulletins advertising these classes must show that the school is sponsoring the classes. Under the terms of the contract between the nonprofit school and the aerobic instructor, an independent contractor, the instructor must provide the classes for a predetermined fee. All fees collected from the participants of the classes must be received by the school; the school, in turn, will absorb all costs related to the classes.

(d) Personal service contract - nonexempt programs. Programs provided under a personal service contract (i) that require the contractor to reimburse the nonprofit organization for program expenses or (ii) in which the instructor is paid a fee based on the number of people who attend the program will be viewed as a rental agreement and will subject the property to property tax.

(4) **Irrevocable dedication required.** The property must be irrevocably dedicated to the purpose for which the exemption was granted. Upon the liquidation, dissolution, or abandonment by (~~(a) an exempt nonprofit (organization, association, or corporation) entity~~), the property (~~shall~~) must not directly or indirectly benefit any shareholder or other individual except a nonprofit organization, association, or corporation that would be entitled to receive a property tax exemption if it applied for it.

(Exception: If, under the terms of a loan or rental agreement, a nonprofit organization, association, or corporation receives the benefit of the property tax exemption, the property need not be irrevocably dedicated if it is loaned or rented to a nonprofit organization, association, or corporation for use as:

- (a) A nonprofit organization engaged in procuring, processing blood, plasma, or blood products (RCW 84.36.035);
- (b) A nonprofit day care center (RCW 84.36.040);
- (c) A library (RCW 84.36.040);
- (d) An orphanage (RCW 84.36.040);
- (e) A home for the sick or infirm (RCW 84.36.040);
- (f) A hospital (RCW 84.36.040);
- (g) An outpatient dialysis facility (RCW 84.36.040);
- (h) A nonprofit home for the aging (RCW 84.36.041);
- (i) A nonpermanent shelter to low income homeless persons or victims of domestic violence (RCW 84.36.043);
- (j) A nonprofit organization conducting medical research or training of medical personnel (RCW 84.36.045);
- (k) A nonprofit cancer clinic or center (RCW 84.36.046);
- (l) A facility used to produce or perform musical, dance, artistic, dramatic, or literary works (RCW 84.36.060); or

~~(m) Residential housing occupied by low-income developmentally disabled persons (chapter 202, Laws of 1998.)~~

Irrevocable dedication is not required if the property is leased or rented to an entity qualified for a property exemption under chapter 84.36 RCW. This exception only applies if the lease or rental agreement requires the lessee nonprofit organization, association, or corporation or public hospital district established under chapter 70.44 RCW to receive the benefit of the exemption.

(5) **No discrimination allowed.** The ~~((facilities located on))~~ exempt property and the services offered ((on the exempt property shall)) thereon must be available to all persons regardless of race, color, national origin, or ancestry.

(6) **Compliance with licensing or certification requirements.** A nonprofit ~~((organization, association, or corporation))~~ entity or public hospital district established under chapter 70.44 RCW seeking or receiving a property tax exemption ((shall)) must comply with all applicable licensing and certification requirements imposed by law or regulation.

(7) **Property sold subject to an option to repurchase.** Property sold to a nonprofit ~~((organization, association, or corporation subject to))~~ entity or public hospital district established under chapter 70.44 RCW with an option to ((repurchase)) be repurchased by the seller ((shall not)) cannot qualify for an exemption. This prohibition does not apply to property sold to a nonprofit entity, as defined in RCW 84.36.560(7), by:

(a) A nonprofit as defined in RCW 84.36.800 that is exempt from income tax under section 501(c) of the federal Internal Revenue Code;

(b) A governmental entity established under RCW 35.21.660, 35.21.670, or 35.21.730;

(c) A housing authority created under RCW 35.82.030;

(d) A housing authority meeting the definition of RCW 35.82.210 (2)(a); or

(e) A housing authority established under RCW 35.82.300.

(8) **Duty to produce financial records.** In order to determine whether ~~((an organization, association, or corporation is exempt))~~ a nonprofit entity is entitled to receive a property tax exemption under the provisions of chapter 84.36 RCW and before the exemption is renewed each year, the ((organization, association, or corporation)) entity claiming ((a property tax)) exemption ((shall file)) must submit a signed statement, made under oath, with the department ((of revenue)). This sworn statement must include a declaration that ((its)) the income, receipts, and donations of the entity seeking the exemption have been used to pay the actual expenses incurred to maintain and operate the exempt facility or for its capital expenditures and to no other purpose. ((This signed statement)) It shall also include a statement listing the receipts and disbursements of the organization, association, or corporation. This statement shall be made on a form prescribed and furnished by the department.

(a) The provisions of this subsection do not apply to an ~~((organization, association, or corporation))~~ entity either applying for or receiving an exemption under RCW 84.36.020 or 84.36.030.

(b) ~~((When an organization, association, or corporation is currently receiving a property tax exemption,))~~ This signed

statement must be submitted on or before April 1 each year by any entity currently receiving a tax exemption. If this statement is not received on or before April 1, the department shall remove the tax exemption from the property. However, the department shall allow a reasonable extension of time for filing if the exempt ~~((organization, association, or corporation))~~ entity has submitted a written request for an extension on or before the required filing date and for good cause.

(9) **Caretaker's residence.** If a nonprofit ~~((organization, association, or corporation))~~ entity or public hospital district established under chapter 70.44 RCW exempt from property tax under chapter 84.36 RCW employs a caretaker to provide either security or maintenance services and ((a)) the caretaker's residence is located on exempt property, the residence may qualify for exemption if the following conditions are met:

(a) The caretaker's duties include regular surveillance, patrolling the exempt property, and routine maintenance services;

(b) The nonprofit entity or the public hospital district established under chapter 70.44 RCW demonstrates the need for a caretaker at the facility;

(c) The size of the residence is reasonable and appropriate in light of the caretaker's duties and the size of the exempt property; and

~~((e))~~ (d) The caretaker receives the use of the residence as part of his or her compensation and does not pay rent. Reimbursement of utility expenses created by the caretaker's presence are not rent.

WSR 01-22-078

PROPOSED RULES

DEPARTMENT OF REVENUE

[Filed November 2, 2001, 10:05 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-17-120.

Title of Rule: WAC 458-16-110 Applications—Who must file, initial applications, annual declarations, appeals, filing fees, penalties, and refunds.

Purpose: WAC 458-16-110 explains how to obtain and retain a property tax exemption and how a determination made by the Department of Revenue regarding an exemption may be appealed.

Statutory Authority for Adoption: RCW 84.36.865.

Statute Being Implemented: RCW 84.36.815, 84.36.820, 84.36.825, 84.36.830, 84.36.833, 84.36.840, and 84.36.850.

Summary: WAC 458-16-110 explains the application and renewal procedures involved in obtaining and retaining a property tax or lease hold excise tax exemption under chapter 84.36 RCW.

Reasons Supporting Proposal: To incorporate recent legislation (see Explanation of Rule below for a more complete explanation) and to clarify existing practices and procedures in the administration of property tax exemptions authorized in chapter 84.36 RCW.

PROPOSED

Name of Agency Personnel Responsible for Drafting: Kim M. Qually, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6113; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-16-110 describes how a property tax or leasehold excise tax exemption, set forth in chapter 84.36 RCW, is obtained and retained. These procedures apply to all entities and property owners who are required by statute to apply for either a property tax or leasehold excise tax exemption in order to receive such an exemption. Determinations made by the department may be appealed to the Board of Tax Appeals.

Sections 24 through 29, chapter 311, Laws of 1998, made technical corrections to RCW 84.36.800, 84.36.805, 84.36.810, 84.36.815, 84.36.825, and 84.36.835, respectively. Chapter 126, Laws of 2001, expanded the exemption available to hospitals to include property leased to public hospital districts under RCW 84.36.040 and to property owned by a nonprofit foundation but leased to institutions of higher education under RCW 84.36.050 (sections 1 and 2 respectively). Section 3 of this same chapter also amended RCW 84.36.810 relating to the back taxes that are collected when the exemption for leased property to institutions of higher education is cancelled and section 4 amended RCW 84.36.815 regarding the application exemption process for property leased to public hospital districts.

Proposal Changes the Following Existing Rules: The proposed WAC 458-16-110 incorporates statutory changes reflected in chapter 311, Laws of 1998, and chapter 126, Laws of 2001 (see above description). Also incorporated in this proposed rule are the contents of Property Tax Bulletin No. 91-2 "Cemeteries or burial grounds—Annual application for exemption" and information regarding filing fees, penalties, and refunds that was previously provided in WAC 458-16-111 (repealed in 1998).

No small business economic impact statement has been prepared under chapter 19.85 RCW. Profit making businesses would not be affected by this rule. This rule does not impose any additional burden or responsibility upon a small business.

RCW 34.05.328 does not apply to this rule adoption. This rule is an interpretive rule as defined by RCW 34.05.328.

Hearing Location: Capital Plaza Building, 1025 Union Avenue S.E., 4th Floor, Large Conference Room, Olympia, WA, on December 12, 2001, at 10:30 a.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TDD 1-800-451-7985, or (360) 570-6175.

Submit Written Comments to: Kim M. Qually, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail kimq@dor.wa.gov, by December 12, 2001.

Date of Intended Adoption: December 19, 2001.

November 2, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 98-18-006, filed 8/20/98, effective 9/20/98)

WAC 458-16-110 Applications—Who must file, initial applications, annual declarations, appeals, filing fees, penalties, and refunds. ~~(((1) Introduction. This section explains the procedures property owners must follow to apply for and to renew all real and personal property tax exemptions provided under chapter 84.36 RCW for which the taxpayer must apply in order to receive. It also specifies the fee that must be submitted with an initial application or renewal declaration for exemption, as well as the late filing penalty that is due whenever an initial application or renewal declaration is received after the filing deadline.~~

~~(2) Application required. All foreign national governments, cemeteries, nongovernmental nonprofit corporations, organizations, and associations, and soil and water conservation districts seeking exemption from property taxation under the provisions of chapter 84.36 RCW shall apply for exemption with the department of revenue. Unless otherwise exempted by law, no real or personal property shall be exempt from taxation until an application has been filed and an exemption has been granted.~~

~~(3) Where to obtain application forms. Applications for exemption may be obtained from any county assessor's office or the department of revenue.~~

~~(4) Initial applications. Generally, initial applications for exemption of real or personal property shall be filed with the department of revenue on or before March 31 to exempt the property from taxes due the following calendar year. However, an initial application may be filed after March 31st if the property is acquired for or converted to an exempt use after that date, if the property may qualify for exemption under one of the statutes contained in chapter 84.36 RCW, and if, following the acquisition or conversion of the property, an application for exemption is submitted within sixty days. If an initial application under these circumstances is not received within sixty days, the late filing penalty described in subsection (9) of this section will be imposed. All initial applications shall comply with the following:~~

~~(a) A filing fee of thirty five dollars shall be submitted with each application.~~

~~(b) The application shall be made on a form prescribed by the department and signed by the applicant or the applicant's authorized agent.~~

~~(c) Each application for exemption of real property may include all property that is contiguous and part of a homogeneous unit. A separate application must be submitted for real property that is not both contiguous and part of a homogeneous unit. However, a separate application shall not be required for church property involving a noncontiguous parsonage or convent.~~

~~(i) Contiguous property means real property adjoining other real property, all of which is under the control of a sin-~~

gle applicant even though the properties may be separated by public roads, railroads, rights of way, or waterways.

(ii) A homogeneous unit means one where the property is under the control of a single applicant and the operation and use of the property is integrated with and directly related to the exempt activity of the applicant.

(d) The application shall include copies of the articles of incorporation or association, or constitution or other establishing document, together with all current amendments thereto, showing nonprofit status and a copy of the bylaws of the nonprofit entity applying for exemption. The application shall also include a copy of any current letter from the Internal Revenue Service that grants the applicant exemption from paying federal income taxes, unless the nonprofit organization, association, or corporation is part of a larger organization, association, or corporation, like a church or the boy scouts, that has been issued a group 501 (c)(3) exemption ruling by or is otherwise exempt from filing with the Internal Revenue Service. If copies of these documents have previously been filed with the department and are still current, they do not have to be resubmitted.

(e) The application shall include an accurate map identifying by dimension the use or proposed use of all real property including buildings, building sites, parking areas, landscaping, vacant areas, and, if requested by the department, floor plans of multistoried buildings. This map will be used to determine whether the property is entitled to a total exemption or a partial exemption based upon the use of the total area.

(f) The application shall accurately describe the real and personal property for which exemption is sought. The application shall include a legal description of all real property, provide the county tax parcel number for each parcel of real property, and, if the property is owned by the applicant, a copy of the current deed relative to the real property.

(g) The application shall indicate whether any of the real or personal property included in the application is rented or loaned from or to others. If the property is rented or loaned, the applicant must include a copy of the rental agreement with the application and answer the following questions:

(i) Which property, in whole or in part, is rented or loaned;

(ii) The amount of the rent or other consideration received;

(iii) To whom or from whom the property is rented or loaned;

(iv) What use is being made of the property; and

(v) The monthly amount of operation and maintenance costs related to the rented or loaned property.

(5) **Effective date of exemption.** If the application for exemption is approved, the property shall be exempt from property taxes due the year immediately following the year the application was submitted. For example, if an application is submitted in 1995 and the property is eligible for exemption effective 1/1/95, the property will be exempt from taxes due in 1996. Applications for previous years may be submitted, up to a maximum of three years from the date the taxes were paid, if the applicant provides proof acceptable to the department that the property qualified for exemption in the assessment year prior to the tax year for which exemption is

claimed and the initial filing fee and late filing penalties are paid.

(6) **Annual renewal declaration.** In order to retain a property tax exemption, each nonprofit entity (except nonprofit cemeteries) receiving an exemption shall annually file a renewal declaration with the department certifying that the use and exempt status of the real and personal property claimed as exempt has not changed. The declaration shall be on a form prescribed by the department and shall be in accordance with the following:

(a) The department shall annually on or before January 1 mail a renewal declaration to the owners of record of exempt property at their last known address.

(b) The renewal declaration shall be filed with the department no later than March 31, signed by the owner, and accompanied by a filing fee of eight dollars and seventy-five cents. This declaration shall include information regarding any change of use and a certification as to the truth and accuracy of the information listed. It shall be due on or before March 31 regardless of whether the department mailed the declaration to the owner.

(c) If the owner fails to file the renewal declaration by the due date, and after the department has mailed an additional notice to the owner at the owner's last known address, the department shall remove the exemption from the property and notify the assessor in the county where the property is located that the exemption is removed and that the property is to be placed back on the tax rolls.

(7) **Failure to file annual renewal declaration.** When the exemption has been removed as a result of an owner's failure to file an annual renewal declaration and the owner wishes to reapply for the property tax exemption:

(a) Within the same assessment year, the owner must complete and file an annual renewal form and pay any required late filing penalties; or

(b) Within a subsequent assessment year, the owner must file an initial application, pay the initial filing fee, and pay any required late filing penalties.

(8) **Full payment of filing fees is required before an initial application or renewal declaration will be processed.** The department will not process an application or a renewal form for a property tax exemption until all filing fees and penalties, if applicable, have been paid.

(9) **Late filing penalty.** When an initial application or renewal form is not submitted by the due date, a late filing penalty of ten dollars is due for every month, or portion thereof. This penalty is calculated from the date the filing was due up to the postmark date shown on the application or renewal declaration.

(10) **Refund of filing fee or penalty.** No filing fees or late filing penalty will be refunded after a determination on the application or renewal is issued by the department. However, filing fees and the late filing penalty will be refunded under the following circumstances:

(a) When a duplicate application or renewal form for exemption for the same property is filed for the same year;

(b) When an application or renewal form for exemption is received by the department and the department has no authority to grant the exemption requested; or

(e) When a written request to withdraw the application or renewal form for exemption is received before a determination has been issued by the department. The request to withdraw the application or renewal form must be signed by the owner or the owner's authorized agent.)) (1) **Introduction.** This rule explains the procedures property owners must follow to apply for and renew all real and personal property exemptions or leasehold excise tax exemptions under chapter 84.36 RCW for which the taxpayer must apply in order to receive. It also specifies the fee that must be submitted with each initial application or renewal declaration for exemption, as well as the late filing penalty that is due whenever an application or renewal declaration is received after the filing deadline.

(2) **Application required.** All foreign national governments, cemeteries, nongovernmental nonprofit corporations, organizations, or associations, soil and water conservation districts, and a public hospital district established under chapter 70.44 RCW seeking a property tax exemption or a leasehold excise tax exemption under chapter 84.36 RCW must submit an application for exemption and supporting documentation to the state department of revenue (department). Unless otherwise exempted by law, no real or personal property or leasehold interest is exempt from taxation until an application is submitted and an exemption is granted.

(3) **Where to obtain application and annual renewal declaration forms.** Applications for exemption may be obtained from any county assessor's office, the department's property tax division, or on the internet at <http://dor.wa.gov/index.asp> under Property Tax, "Forms." Annual renewal declaration forms are mailed by the department to all entities receiving a property tax or leasehold excise tax exemption. If such a form is not received in the mail, an annual renewal declaration may be obtained from the department's property tax division or an application form may be obtained and adapted for use as an annual renewal declaration.

(4) **Initial application, filing deadlines, and other requirements.** In general, initial applications for exemption must be filed with the department on or before March 31st to exempt the property from taxes due in the following year. However, an initial application may be filed after March 31st if the property is acquired or converted to an exempt use after that date, if the property may qualify for an exemption under chapter 84.36 RCW. In this situation, the application must be submitted within sixty days of acquisition or conversion of the property to an exempt use. If an initial application is not received within this sixty day period, the late filing penalty described in subsection (12) of this rule is imposed.

(a) The following requirements apply to all initial applications:

(i) A filing fee of thirty-five dollars must be submitted with each application for exemption. The department will not process any application unless this fee is paid;

(ii) The application must be made on a form prescribed by the department and signed by the applicant or the applicant's authorized agent;

(iii) One application can be submitted for all real property that is contiguous and part of a homogeneous unit. If exemption is sought for multiple parcels of real property, which are not contiguous nor part of a homogeneous unit, a

separate application for each parcel must be submitted. However, multiple applications are not required for church property with a noncontiguous parsonage or convent.

(A) "Contiguous property" means real property adjoining other real property, all of which is under the control of a single applicant even though the properties may be separated by public roads, railroads, rights of way, or waterways.

(B) "Homogeneous unit" means the property is controlled by a single applicant and the operation and use of the property is integrated with and directly related to the exempt activity of the applicant.

(5) **Documentation a nonprofit organization must submit with its application for exemption.** Unless the following information was previously submitted to the department and it is still current, in addition to the application for exemption, a nonprofit organization, corporation, or association must also submit:

(a) Copies of the articles of incorporation or association, constitution, or other establishing documents, as well as all current amendments to these documents, showing nonprofit status;

(b) A copy of the bylaws of the nonprofit entity, if requested by the department;

(c) A copy of any current letter issued by the Internal Revenue Service that exempts the applicant from federal income taxes. This letter is not usually, but may be, required if the nonprofit entity applying for an exemption is part of a larger organization, association, or corporation, like a church or the Boy Scouts of America, that was issued a group 501(c)(3) exemption ruling by or is otherwise exempt from filing with the Internal Revenue Service; and

(d) The information required in subsection (6) of this rule.

(6) **Other documentation a nonprofit entity, foreign national government, hospital owned and operated by a public hospital district, or soil and water conservation district must submit with its initial application for exemption.** In addition to the initial application for exemption, a nonprofit entity, foreign national government, and public hospital district established under chapter 70.44 RCW, or soil and water conservation district must submit the following information regarding the real or personal property for which exemption is sought, unless it was previously submitted to the department and it is still current:

(a) An accurate description of the real and personal property;

(b) An accurate map identifying by dimension the use or proposed use of all real property that shows buildings, building sites, parking areas, landscaping, vacant areas, and if requested by the department, floor plans of the buildings. The map will be used to determine whether the property is entitled to a total or partial exemption based upon the use of the total area;

(c) A legal description of all real property, listing the county tax parcel number, and if the property is owned by the applicant, a copy of the current deed; and

(d) If the property is rented or loaned to or from another property owner, a copy of the rental agreement or other document explaining the terms of the lease or loan. This documentation must describe:

(i) What property is rented or loaned;

(ii) The amount of the rent or other consideration paid or received;

(iii) The name of the party from whom and the name of the party to whom the property is rented or loaned;

(iv) How the property is being used; and

(v) The monthly amount of maintenance and operation costs related to rented or loaned property if a nonprofit entity is claiming an exemption for property leased to another party.

(7) Department's review of the application and notice of its determination. Upon receipt of an application for exemption, the department will review the application and all supporting documentation. Additional information may be requested about the ownership and use of the property, if the department needs this information to determine if the exemption should be granted. An application for exemption is not considered complete until all required and requested information is received by the department.

(a) Physical inspection. The department will physically inspect the property as part of the application review process.

(b) Deadline. If a complete application is received by March 31st for that assessment year, the department will issue a determination about the application by August 1st. If a complete application is not received by March 31st, the determination will be made within thirty days of the date the complete application is received by the department or by August 1st, whichever is later.

(c) Notice to applicant. The department will mail a written determination about the exemption application to the applicant. An application may be approved or denied, in whole or in part. If the application is denied for any portion of the property covered by the application, the department must clearly explain its reason for denial in its written determination.

(d) Notice to assessor. Once the department makes its determination about the application for exemption, it will notify the assessor of the county in which the property is located about the determination made. In turn, the assessor takes appropriate action so that the department's determination is reflected on the county's assessment roll(s) for the years covered by the determination.

(8) Effective date of the exemption. If an application is approved, the property is exempt from property taxes due the year immediately following the year the application for exemption is submitted.

(a) For example, if an application for exemption is submitted to the department in 2000 and the application is approved in assessment year 2000, the property will be exempt from taxes due in 2001.

(b) Retroactive applications for exemption for previous years are accepted, up to a maximum of three years from the date taxes were paid on the property, if the applicant provides the department with acceptable proof that the property qualified for exemption during the pertinent assessment years and pays the initial application filing fee, renewal declaration fees, and late filing penalties.

(9) Annual renewal declaration. To retain a property tax exemption, each nonprofit entity (except nonprofit cemeteries), foreign national government, public hospital district, and soil and water conservation district receiving an exemp-

tion must annually submit a renewal declaration certifying that the use and exempt status of the real and personal property has not changed. The renewal declaration is a form prepared by the department.

(a) On or before January 1st each year, the department mails a renewal declaration to the entity receiving an exemption for the property at the entity's last known address. Within sixty days of changing its mailing address, the exempt entity must notify the department about the change.

(b) The renewal declaration, signed by the exempt entity or the exempt entity's authorized agent, and renewal fee of eight dollars and seventy-five cents must be submitted to the department no later than March 31st each year. The department will not process a renewal declaration unless this fee is paid.

(i) The renewal declaration must include information about any change of use of the exempt property and a certification as to the truth and accuracy of the information listed.

(ii) The renewal declaration is due on or before March 31st even if the department fails to mail the declaration to the exempt entity. If an exempt entity does not receive a renewal declaration, an application form may be submitted to the department to renew the exemption.

(c) If the renewal declaration and renewal fee are not received by March 31st, the department will mail a second notice to the exempt entity at the entity's last known mailing address. If the exempt entity fails to respond to the second notice, the department will remove the exemption from the property and notify the assessor of the county in which the property is located that the exemption has been cancelled.

(d) Real property, which was previously exempt from taxation, is assessed and taxed as provided in RCW 84.40.350 through 84.40.390 when it loses its exempt status.

(i) Property that no longer retains its exempt status is subject to a pro rata portion of the taxes allocable to the remaining portion of the year after the date the property lost its exempt status.

(ii) The assessor lists and assesses the property with reference to its true and fair value on the date the property lost its exempt status.

(iii) RCW 84.40.380 sets forth the dates upon which taxes are payable when property loses its exempt status. Taxes due and payable under RCW 84.40.350 through 84.40.390 constitute a lien on the property that attaches on the date the property loses its exempt status.

(10) Failure to submit an annual renewal declaration and reapplication for exemption. If property loses its exempt status because the annual renewal declaration and renewal fee were not submitted and subsequently the owner wishes to reapply for the property tax exemption:

(a) If the owner reapplies within the same assessment year during which the exemption is cancelled, the owner must submit the annual renewal declaration and pay the renewal fee and any required late filing penalties; or

(b) If the owner reapplies after the assessment year during which the exemption is cancelled, the owner must submit an initial application and pay the initial application fee, any unpaid renewal fees for the intervening years, and required late filing penalties.

(11) Initial application and renewal declaration procedures regarding cemeteries. There are several types of cemeteries. The initial application for exemption and renewal declaration procedures are specific as to the type of cemetery at issue.

(a) The assessor shall consider the following types of cemeteries exempt from property tax, no initial application or renewal declaration is required for:

(i) Cemeteries owned, controlled, operated, and maintained by a cemetery district authorized by RCW 68.52.090; or

(ii) Indian cemeteries, which are considered to be held by the tribe or held in trust for the tribe by the United States.

(b) An initial application is submitted to the department, but no renewal declaration is required, for:

(i) Family cemeteries;

(ii) Historical cemeteries;

(iii) Community cemeteries; and

(iv) Cemeteries belonging to nonprofit organizations, associations, or corporations.

(c) An initial application for exemption and a renewal declaration must be submitted by all for-profit cemeteries seeking a property tax exemption.

(12) Late filing penalty. When an initial application or renewal declaration is submitted after the due date, a late filing penalty of ten dollars is due for every month, or portion thereof. This penalty is calculated from the date the application or renewal declaration was due until the postmark date shown on the application or declaration or the date the application or declaration is given to the department.

(13) Refund of filing fee or penalty. No filing fees or late filing penalty are refunded after a determination on the application is issued by the department. However, filing fees and the late filing penalty will be refunded under the following circumstances:

(a) When a duplicate application or renewal declaration for the same property is submitted during the same calendar year;

(b) When an application or renewal declaration is received by the department and the department has no authority to grant the exemption requested; or

(c) When a written request to withdraw the application is received before the department issues a determination. The withdrawal request must be signed by the owner or the owner's authorized agent.

(14) Appeals. Any applicant that receives a negative determination from the department on either an initial application or a renewal declaration may appeal this determination to the state board of tax appeals (BTA). Similarly, any assessor who disagrees with the department's determination may appeal the determination to the BTA. See WAC 458-16-120 for specific information about the appeal process.

Preproposal statement of inquiry was filed as WSR 00-09-085.

Title of Rule: WAC 458-30-700 Designated forest land—Removal—Change in status—Compensating tax.

Purpose: This proposed new rule describes what events trigger the removal of land from designated forest land status, the procedures followed for removal, and the resulting compensating tax.

Statutory Authority for Adoption: RCW 84.33.096 and 82.32.300.

Statute Being Implemented: RCW 84.33.140.

Summary: This proposed rule describes the conditions under which land is removed from designated forest land status and the application, exclusion, and calculation of compensating taxes due when land is removed from this status. The rule also explains the procedure for removing designated forest land status, actions an owner can take to appeal or apply for reclassification of removed forest land, and the procedure for retaining designated forest land status when land is transferred.

Reasons Supporting Proposal: To clarify the procedures for removing land from designated forest land status and the computation of the resulting compensating tax. To recognize and incorporate legislative changes per chapter 249, Laws of 2001.

Name of Agency Personnel Responsible for Drafting: Ed Ratcliffe, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6126; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The state constitution authorizes timber and forest lands to be valued on the basis of their current use rather than fair market value. Prior to July 22, 2001, there were two categories of land in the "forest land" program: Classified and designated forest land. These programs were similar but did have some differences. Chapter 249, Laws of 2001, eliminated the classified forest land status by combining classified forest land and designated forest land into one category, designated forest land. This legislation also made some changes to this program, including changes in how the compensating tax is computed.

The adoption of a rule describing when and how land is removed from designated forest land status for property taxes will clarify how this program applies and the effects of the 2001 legislation. Assessors and taxpayers will be able to read in an organized fashion how the removal is carried out, the taxes that result because of removal, and what rights and procedures the taxpayer has to retain designated forest land status, appeal removal, or move to another classified property tax status.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules do not require any small business to perform any duty that is not already required by statute.

WSR 01-22-091

PROPOSED RULES

DEPARTMENT OF REVENUE

[Filed November 6, 2001, 11:36 a.m.]

Original Notice.

RCW 34.05.328 does not apply to this rule adoption. The proposed rule is not a significant legislative rule as defined in RCW 34.05.328.

Hearing Location: Department of Revenue, Target Place Building, No. 4, Conference Room, 2735 Harrison Avenue N.W., Olympia, WA, on December 12, 2001, at 1 p.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TDD 1-800-451-7985, or (360) 570-6175.

Submit Written Comments to: Ed Ratcliffe, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail edr@dor.wa.gov, by December 12, 2001.

Date of Intended Adoption: December 21, 2001.

November 6, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

NEW SECTION

WAC 458-30-700 Designated forest land—Removal—Change in status—Compensating tax. (1) **Introduction.** This rule describes what events trigger the removal of land from designated forest land status under chapter 84.33 RCW, the procedures followed for removal, and the resulting compensating tax.

(2) **Events triggering the removal of designated forest land status.** The assessor must remove forest land from its designated forest land status when:

(a) The owner submits a written request to remove the owner's land from designated forest land status;

(b) The owner sells or transfers the land to an individual or entity exempt from property tax because of that individual's or entity's ownership;

(c) The assessor determines that the land is no longer primarily devoted to and used for growing and harvesting timber. This also includes:

(i) A determination that the owner failed to comply with a final administrative or judicial order made because of the violation of the restocking, forest management, fire protection, insect and disease control and forest debris provisions of Title 76 RCW or the rules that implement Title 76 RCW; and

(ii) A determination that restocking has not occurred to the extent or within the time specified in the application for designation of the land; or

(d) The owner sells or transfers forest land to a new owner who has not signed a notice of continuance, except when the new owner is the heir or devisee of a deceased owner. RCW 84.33.140(5).

(3) **How to retain designated forest land status when the land is sold or transferred.** When designated forest land is sold or transferred, the new owner may retain designated forest land status by filing a signed notice of continuance with the deed. The notice of continuance may be signed as part of the real estate excise tax (REET) affidavit or as a separate form if the county has decided it will require owners to submit both the REET affidavit and a separate notice of continuance. If multiple owners own the land, all owners or their agent(s) must sign the notice of continuance. A notice

of continuance is not required for a new owner to retain designated forest land status when the new owner inherits the property.

(a) The owner may obtain the notice of continuance form and a real estate excise tax (REET) affidavit from the county. The county assessor's office has the notice of continuance form and the county treasurer's office has the REET affidavit.

The notice of continuance may also be obtained on the Internet at <http://dor.wa.gov> under property tax, "forms."

(b) After the new owner signs the notice of continuance as part of the REET affidavit and, if required, the separate notice, the REET affidavit and notice must be submitted to the assessor for approval. The assessor may also require the owner to submit a timber management plan before approving the notice of continuance.

(i) The assessor signs the REET affidavit and indicates whether the land will or will not qualify to continue as designated forest land.

(ii) An assessor signs the REET affidavit and approves the land for continued classification if:

(A) The owner provides a complete and accurate notice of continuance signed by the new owner demonstrating that the forest land will continue to qualify as designated forest land; and

(B) At the assessor's option, the new owner provides a timber management plan for the property.

(iii) The assessor is allowed up to fifteen days to confirm that the information upon the notice is complete and accurate. The assessor may use this time to confirm that the timber management plan provides:

(A) The correct legal description for the forest land;

(B) The new owner's goals for the land and how these goals are consistent with maintaining it as forest land, including statements that the forest land is owned by the same person, consists of twenty or more contiguous acres, and is primarily devoted to and used to grow and harvest timber;

(C) A statement about whether the land is used to graze livestock;

(D) A description of the timber stands located on the land;

(E) The correct soil productivity information for the land;

(F) A statement about whether the land has been used in compliance with the restocking, forest management, fire protection, insect and disease control, and forest debris provisions of Title 76 RCW;

(G) A reasonable summary of the plan for stand maintenance, harvest, and restocking, including a plan for restocking within three years any land that has been recently harvested or supports a growth of brush and noncommercial type timber; and

(H) A reasonable outline of how issues of environmental concern will be addressed.

(iv) If the assessor determines that the notice of continuance or the timber management plan is not accurate or complete, the owner may resubmit the corrected information to the assessor.

(v) If the assessor determines that the land does not qualify to continue as designated forest land, the assessor removes the land upon the date of the conveyance and pro-

vides the owner with a notice of removal containing reason(s) for the removal and the amount of compensating taxes owed.

(c) Once the assessor signs the notice of continuance as part of the REET affidavit and the separate notice of continuance, if required, the notice(s) are then submitted to the treasurer. Before the treasurer can stamp the REET affidavit as approved for recording, the treasurer collects any REET due because of the transfer, and collects all compensating tax if the land does not qualify for continuance as designated forest land because it was denied continuance by the assessor. The county recording clerk must not accept any deeds or other transfer documents unless the treasurer has stamped the REET affidavit.

(d) A notice of continuance is not required when the transfer of the forest land is to a new owner who is an heir or devisee, however, the new owner must continue to use the land as designated forest land to avoid removal from designation. The treasurer determines that a transfer is by inheritance because the claim for the inheritance exemption is filled out on the REET affidavit with supporting documentation. The treasurer should notify the assessor when forest land has been transferred by inheritance without a notice of continuance.

(4) Assessor decisions and procedures. Before removing the land from its designated forest land status, the assessor follows certain procedures and takes into account circumstances that may delay or prevent removal.

(a) The assessor must determine:

(i) The actual area of land to be removed from forest land status;

(ii) Whether the land has been exempted from an unretired special benefit assessment;

(iii) The true and fair value of the area being removed as of January 1st of the year of removal from designation;

(iv) Forest land value for the area to be removed;

(v) The last levy rate that applied for that area; and

(vi) The amount of time the land has been designated and classified as forest land, including the number of days up to the date of removal for the current year of removal.

(b) The assessor may require the owner to provide a legal description of the land area intended for removal.

(c) The remaining land outside of the affected removal area continues to be designated as forest land if the owner retains twenty or more contiguous acres primarily devoted to and used for growing and harvesting timber. If the remaining land fails to meet the forest land definition because there are less than twenty contiguous acres primarily devoted to and used for growing and harvesting timber, the owner may request reclassification as timber land under the open space program in chapter 84.34 RCW.

(d) The assessor must provide the owner with a written notice and an opportunity to be heard by the assessor, or the assessor's deputy, when the assessor intends to remove the land because it is no longer primarily devoted to and used for growing and harvesting timber. RCW 84.33.140 (5)(d). Each county assessor may set his or her own procedure for giving a landowner this notice and opportunity to be heard so long as it is done in a reasonable and consistent manner that ensures due process for each owner.

(e) An assessor may ask an owner of designated forest land if the use of the land has changed when the owner subdivides a tract of designated forest land into separate parcels. An assessor may not remove forest land when the owner demonstrates that contiguous parcels of the subdivided land still add up to at least twenty contiguous acres, remain in the same ownership, and continue to be primarily devoted to and used for growing and harvesting timber.

(f) If the assessor determines the land is no longer primarily devoted to and used for growing and harvesting timber, but there is a pending acquisition by an entity that would qualify for exemption from compensating tax under subsection (6)(e) of this rule, the assessor must not remove the land from its designated forest land status. RCW 84.33.140 (5)(d)(i). In order to prevent removal, the government entity or other qualified recipient must provide written proof to the assessor of its intent to acquire the land or documentation that demonstrates the transaction will qualify for an exemption from compensating tax under subsection (6)(e) of this rule. The entity acquiring the land must provide this written proof within sixty days of a request by the assessor. Thereafter, once a year, the governmental entity or other recipient must provide the assessor of the county in which the land is located written evidence of its intent to acquire the land. This written evidence must be provided on or before December 31st of each year or at an earlier date if the assessor makes a written request for such information. RCW 84.33.140 (5)(d)(i). Upon the assessor's written request, the information must be provided within sixty days from the date the assessor mails or hands the request to the owner or the postmark date of the request, if later.

(g) The assessor must not remove forest land from its designation if a governmental restriction is imposed on the land that prohibits, in whole or in part, the harvesting of timber.

(i) If only a portion of the forest land is impacted by the governmental restriction, the assessor cannot use the restriction as a basis to remove the remainder of the land from its designated forest land status.

(ii) A governmental restriction includes:

(A) Any law, regulation, rule, ordinance, program, or other action adopted or taken by a federal, state, county, city, or other governmental entity; or

(B) The land's zoning or its presence within an urban growth area designated under RCW 36.7A.110.

(5) Removal proceedings. After determining that a triggering event causing removal has occurred, the assessor must provide timely written notice(s) to the taxpayer. Upon receiving the notice of removal, the landowner may appeal the removal or apply for reclassification of the land to the open space program under chapter 84.34 RCW. If the owner chooses to appeal the removal, the appeal must be filed within thirty days of the postmark date for the notice or by July 1st of the year of removal, whichever is later. If the owner chooses to apply for reclassification, they must do so within thirty days of the postmark date of the notice.

(a) When does the land get removed from the designated forest land status? If the removal is a result of a sale or transfer, the assessor removes the land on the date of sale or transfer provided in the legal conveyance. If the removal

is based upon a determination made about the land by the assessor or at the request of the owner, the assessor removes the land on the date shown on the notice of removal mailed to the owner.

(b) **Notice of removal.** The assessor uses the notice of removal to notify the owner that the land has been removed from designated forest land status. Within thirty days of removing land from designated forest land status, the assessor must mail a notice of removal to the owner with the reasons for the removal. The owner, seller, or transferor may appeal the removal to the county board of equalization.

(i) If the property is being removed because the assessor has determined the land is no longer primarily devoted to and used for growing and harvesting timber, the assessor provides two notices. First, the assessor must notify the taxpayer of his or her intent to remove the property and give the owner an opportunity to be heard. The assessor may require the owner to provide pertinent information about the land and its use in the response to the assessor's first notice. When the assessor determines that the property still does not qualify as designated forest land after the first notice is sent, the assessor mails the owner the second notice, the notice of removal, but only after:

(A) The owner declines the opportunity to be heard;

(B) The owner fails to timely respond to the first notice;

or

(C) The assessor has received and considered the owner's timely response to the notice of intent to remove.

(ii) If the removal is based upon an owner's request for removal, upon receipt of a request for removal from an owner, the assessor sends the notice of removal to the owner showing the compensating tax and recording fee due.

(iii) The notice provides the reason(s) for removing the land from designation and the date of the removal. RCW 84.33.140(9). The notice includes the compensating tax calculated in rule section (6) and the necessary recording fees to be paid. It also includes the due date for payment, along with the landowner's rights to appeal the removal or the true and fair value at the time of removal, and the owner's right to apply for the land to be reclassified under chapter 84.34 RCW. The county must use the notice of removal form prepared by the department.

(iv) The assessor must also provide written notice of the removal to any local government filing a notice regarding a special benefit assessment under RCW 84.33.210 within a reasonable time after the assessor's decision to remove the land. The assessor may provide a simple statement with the legal description of the land, the name of the landowner, and the date of removal, if he or she includes a copy of the notice sent to the landowner. RCW 84.33.230.

(c) **What happens when an owner chooses to appeal the removal?** Unless the removal is reversed upon appeal, the assessor continues the process to remove the property from designated forest land status. The assessor may choose to delay collection of the compensating tax and recording fee until the appeal is decided. However, if the assessor postpones the collection of the compensating tax and recording fee, the assessor must notify the treasurer to temporarily delay collection. The assessor must also notify the owner that if the determination to remove is upheld, then interest

will be due from the date the compensating tax and recording fee were due.

(i) If the removal is reversed upon appeal, the assessor shall reinstate the land as designated forest land, discharge any lien placed against the land, revise any assessments made against the property during the interim, refund the recording fee paid, and refund or cancel any compensating taxes and interest paid or owing.

(ii) If the removal is upheld upon an appeal in which the assessor has delayed collection, the compensating tax and recording fee are due immediately with interest accrued from the date the tax and fee were originally due. Upon receiving notice of the decision upholding the removal, the assessor must immediately notify the treasurer to collect any unpaid compensating taxes, fees, and interest on the land.

(d) **What happens when an owner applies to have the land reclassified under chapter 84.34 RCW?** If an application for reclassification is submitted by the owner within thirty days after the notice of removal has been mailed, the forest land is not removed from classification until the application for reclassification under chapter 84.34 RCW is denied or later removed from classification under RCW 84.34.108. RCW 84.33.145(1). When the owner sells or transfers land (or a portion of the land) while an application for reclassification is pending, an assessor may accept a notice of continuation, and allow the owner to revise the application for reclassification to reflect the name of the new owner of the property.

(i) If the application for reclassification under chapter 84.34 RCW is approved, the assessor shall transfer the property to its new classification.

(ii) If the application for reclassification under chapter 84.34 RCW is denied, the assessor must record the removal notice and inform the treasurer's office to immediately begin collection of the compensating tax and the recording fee.

(6) **Compensating tax.** Compensating tax is imposed when land is removed from its forest land status. This tax recaptures taxes that would have been paid on the land if it had been assessed and taxed at its true and fair value instead of the forest land value.

(a) **Calculating the compensating tax.** The assessor uses the current year's levy rate, the forest land value, and the true and fair value for the area to be removed from forest land status to calculate the compensating tax. The compensating tax consists of two parts: The recapture of taxes for previous years that the land was classified or designated as forest land, up to a maximum of nine years; and the recapture of taxes for the portion of the current year up to the date of removal in the year the land is removed from designation. RCW 84.33.140(11).

(i) The compensating tax for the previous years is calculated by determining the difference between the amount of taxes assessed at the forest land value for the removal area and the amount of taxes that would have been paid if the land had been valued at its true and fair value in the year of removal. That difference is multiplied by the number of years the land was classified or designated as forest land up to a maximum of nine years.

(ii) The compensating tax for the portion of the year of removal from January 1st to the date of removal is calculated

by determining the difference between the amount of taxes assessed at the forest land value and the taxes that would have been paid if the land had been valued at its true and fair value for the portion of the year up to the removal date.

- (b) Formulas for calculating taxes after removal:
- (i) Calculation of prior year's compensating tax:

PROPOSED

True and Fair Value of Land (Jan 1st of year removed)	Less	Forest Land Value at time of removal	Multiplied by	Last levy Rate Extended Against Land	Multiplied by	Years (not to exceed 9)	Equals	Compensating Tax
\$ _____	-	\$ _____	x	\$ _____	x		=	\$ _____

(ii) Calculation of current year's taxes to date of removal:

	÷	365	=	
No. of days designated as forest land		No. of days in year		Proration factor (To items (A) and (B))
(A) \$ _____	x	_____	x	= \$ _____
Market value		Levy rate		Proration factor
(B) \$ _____	x	_____	x	= \$ _____
Forest land value		Levy rate		Proration factor
(C) Amount of compensating tax for current year ((A) minus (B))				= \$ _____

(c) The assessor notifies the treasurer of the amount of compensating tax and the due date for the tax by providing the treasurer a copy of the removal notice. Compensating tax is due and payable to the county treasurer thirty days after the assessor mails to the owner the notice of removal informing the owner of the reasons for removal and the amount of compensating tax due. RCW 84.33.140(11). However, when property is sold or transferred, any compensating tax owed must be paid to the county treasurer before recording the conveyance. The county recording authority will not accept any instrument transferring the land, unless the compensating tax was paid or was not owed.

(d) **What happens if the compensating tax is not paid on the due date?** If the compensating tax is not paid by the due date, the tax is considered delinquent. Interest, set at the statutory rate for delinquent property taxes specified in RCW 84.56.020, will accrue against the amount of the outstanding taxes from the due date until the entire amount owing is paid. Unpaid compensating tax and interest becomes a lien on the land. RCW 84.60.020.

(i) This lien attaches at the time the forest land is removed from designation.

(ii) The lien has priority over any recognizance, mortgage, judgment, debt, obligation, or responsibility against the land.

(iii) This lien must be fully paid before any other recognizance, mortgage, judgment, debt, obligation, or responsibility may be charged against the land.

(iv) The lien can be foreclosed upon expiration of the same period after delinquency and in the same manner as liens for delinquent real property taxes are foreclosed under RCW 84.64.050. RCW 84.33.140(12).

(e) **Compensating tax is not imposed on land removed from the forest land designation if the removal resulted solely from any of the following:**

(i) A transfer to a government entity in exchange for other forest land within Washington state;

(ii) A transfer under either the power of eminent domain or upon the threat of eminent domain by an entity with the power of eminent domain that intends to exercise this power. The entity must threaten to exercise eminent domain in writing or demonstrate this threat by some other official action;

(iii) A donation of fee title, development rights, or the right to harvest timber in order to protect, preserve, maintain, improve, restore, limit the future use, or conserve the property for public use or enjoyment (see RCW 84.34.210 and 64.04.130). Provided, this donation is made to a:

- (A) State agency;
- (B) Federal agency;
- (C) County;
- (D) City;
- (E) Town;
- (F) Metropolitan park district (see RCW 35.61.010);
- (G) Metropolitan municipal corporation (see RCW 35.58.020);

(H) Nonprofit historic preservation corporation as defined in RCW 64.04.130; or

(I) Nonprofit nature conservancy corporation or association as defined in RCW 84.34.250.

However, when the land is no longer being used for one of the purposes listed above, compensating tax will be imposed on the owner of the land at that time;

(iv) The sale or transfer of fee title to a government entity (see the governmental entities listed above in clause (iii) of this rule section) or a nonprofit nature conservancy corporation as defined in RCW 64.04.130 exclusively for the protection and conservation of lands recommended for state natural area preserve purposes by the natural heritage advisory council under its established natural heritage plan as defined in chapter 79.70 RCW (natural area preserves). However, if the land is no longer used to protect and conserve the area for state natural area preserve purposes, or fails to comply with the terms of a natural heritage plan, compensating tax will be imposed on the owner of the land at that time;

PROPOSED

(v) A sale or transfer of fee title to the state's parks and recreations commission for park and recreation purposes;

(vi) An official action of an agency of the state of Washington or the county or city in which the land is located disallowing the current use of the land. "Official action" includes city ordinances, zoning restrictions, the Growth Management Act, the Shoreline Management Act, and the Environmental Policy Act;

(vii) The creation, sale, or transfer of forestry riparian easements under RCW 76.13.120;

(viii) The creation, sale, or transfer of a fee interest or a conservation easement for the riparian open space program under RCW 76.09.040;

(ix) In a county with a population of more than one million (i.e., King County), a transfer of a property interest to a government entity, or to a nonprofit historic preservation corporation or nonprofit nature conservancy corporation (as these corporations are defined in RCW 64.04.130) and the property interest being transferred is to:

(A) Protect or enhance public resources; or

(B) Preserve, maintain, improve, restore, limit the future use of, or otherwise to conserve for public use or enjoyment. When the land is no longer being used for any of these purposes, the owner of the land at the time will be required to pay compensating tax. RCW 84.33.140 (12) and (13);

(x) The sale or transfer of forest land within two years after the death of an owner who held at least a fifty percent interest in the land if:

(A) The individual(s) or entity(s) who received the land from the deceased owner is selling or transferring the land; and

(B) The land has been continuously assessed and valued as classified or designated forest land under chapter 84.33

RCW or classified under chapter 84.34 RCW since 1993. The date of death shown on the death certificate begins the two-year period for sale or transfer; or

(xi) The sale or transfer of forest land between July 22, 2001, and July 22, 2003, if:

(A) An owner who held at least a fifty percent interest in the land died after January 1, 1991;

(B) The individual(s) or entity(s) who received the land from the deceased owner is selling or transferring the land; and

(C) The land has been continuously assessed and valued as classified or designated forest land under chapter 84.33 RCW or classified under chapter 84.34 RCW continuously since 1993. The date of death shown on the death certificate is the date used to determine the owner's date of death.

(7) When will the land be assessed at its true and fair value and the taxes become payable? The land will be assessed at its true and fair value on the date it is removed from forest land status. The assessor revalues the land removed from forest land status with reference to its true and fair value on January 1st in the year of removal. RCW 84.33.140(10). The property tax for the remainder of the year following the date of removal is based on land's true and fair value.

(a) To calculate the increase the assessor must determine the number of days remaining in the year from the date of removal. The increase in property tax is due on the same due date as all other property taxes are due for the year (generally, April 30th and October 1st of the current year. See RCW 84.56.020).

(b) Formula for calculating the increase in property taxes for the remainder of the year in which the land is being removed:

		365		=	
(i)		÷		=	
	No. of days from date of removal to the end of the year		No. of days in year		Proration factor for true and fair land value
(ii)	\$ 	x		x	
	Market value		Levy rate	Proration factor	= \$
(iii)	\$ 	x		x	
	Forest land value		Levy rate	Proration factor	= \$
(iv)	Total amount of increased taxes for current year ((ii) minus (iii))				
					= \$

(c) If the taxes for the year of removal have not yet been billed, the tax should be recalculated based on the true and fair value of the land removed for the portion of the year following the date of removal.

(d) An owner may appeal the true and fair value of the land used to calculate the increase in the remaining current year's taxes within thirty days of the notice (or up to sixty days if such time limit has been adopted by the county legislative authority) or on or before July 1st, whichever is later. RCW 84.40.038.

(8) What happens when forest land reclassified under chapter 84.34 RCW is later removed from that classification before ten years have passed? If reclassified forest land is later removed, a combination of compensating tax and

additional tax will be imposed unless the basis for removal is one of the circumstances listed as exempt from additional tax under RCW 84.34.108(6).

(a) The amount of compensating tax is equal to the difference, if any, between the amount of property tax last levied on the land as forest land and an amount equal to the new true and fair value of the land when removed from classification under RCW 84.34.108 multiplied by the dollar rate of the last property tax levy extended against the land, multiplied by

(b) A number equal to:

(i) The number of years the land was classified or designated as forest land under chapter 84.33 RCW, if the total number of years the land was classified or designated under

chapter 84.33 RCW and classified under chapter 84.34 RCW is less than ten; or

(ii) Ten minus the number of years the land was classified under chapter 84.34 RCW, if the total number of years the land was classified or designated under chapter 84.33 RCW and under chapter 84.34 RCW is at least ten.

PROPOSED

WSR 01-22-095
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration)

[Filed November 6, 2001, 2:58 p.m.]

Continuance of WSR 01-20-109.

Preproposal statement of inquiry was filed as WSR 01-13-070.

Title of Rule: Amending WAC 388-530-1050 Definitions and new section WAC 388-530-1260.

Purpose: To incorporate into rule section 210(14), chapter 1, Laws of 2000 2nd sp.s. (EHB 2487), which provides funds to develop a therapeutic consultation program.

Statutory Authority for Adoption: RCW 74.08.090, 74.04.050.

Statute Being Implemented: RCW 74.08.090, 74.04.050.

Summary: The rules describe MAA's therapeutic consultation service (TCS) that provides a process to manage drug therapies for a medical assistance client whose utilization of brand name prescription drugs exceeds an established monthly limit, or whose drug claim is for a nonpreferred drug within therapeutic classes. The rules also clarify terms used in the TCS process by providing definitions.

Reasons Supporting Proposal: It will encourage less costly alternatives to expensive medications, while continuing to make client quality of care the highest priority.

Name of Agency Personnel Responsible for Drafting: Kathy Sayre, P.O. Box 45533, Olympia, WA 98504, (360) 725-1342; Implementation and Enforcement: Johnna Dodge, P.O. Box 45506, Olympia, WA 98504, (360) 725-1570.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: The new rules describe MAA's therapeutic consultation service (TCS), clarify and define terms used in the TCS process, and describe the requirements of the pharmacy provider, the prescriber, and the MAA designee in the TCS process. The purpose of the rules is to manage drug therapies for a client whose utilization of brand name prescription drugs exceeds an established monthly limit, or whose drug claim is for a nonpreferred drug within therapeutic drug classes. It is anticipated the TCS process will encourage less costly alternatives to expensive medications, while continuing to make client quality of care the highest priority.

Proposal Changes the Following Existing Rules: Adds several new definitions to WAC 388-530-1050 Definitions.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The department has analyzed the new rules and concluded that no new costs will be imposed on businesses affected by them.

RCW 34.05.328 applies to this rule adoption. The department has analyzed the proposed rules and determined that they meet the definition of a "significant legislative rule." An analysis of the probable costs and benefits is available from the person listed in Name of Agency Personnel above.

Hearing Location: WestCoast Sea-Tac Hotel, Cascade Room, 18220 International Boulevard (Old Highway 99), Seattle, WA 98188 (Exit #152 off Interstate 5. Follow 188th Street west to International Boulevard, turn right, following signs to Sea-Tac International Airport. Hotel is located on the east side of International Boulevard, 1/2 block past the first stop light), on November 14, 2001, at 7:00 p.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by November 13, 2001, phone (360) 664-6094, TTY (360) 664-6178, e-mail lindgBH@dshs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, DSHS Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 664-6185, by 5:00 p.m., November 15, 2001.

Date of Intended Adoption: Not sooner than November 16, 2001.

November 6, 2001

Brian Lindgren, Manager
Rules and Policies Assistance Unit

WSR 01-22-096
PROPOSED RULES
CLOVER PARK
TECHNICAL COLLEGE
[Filed November 6, 2001, 3:10 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-19-037.

Title of Rule: Student conduct code.

Statutory Authority for Adoption: RCW 28.50.140(13) [28B.50.140(13)].

Statute Being Implemented: RCW 28B.50.140(13).

Summary: Technical changes needed to bring rules up to date with legislative changes.

Reasons Supporting Proposal: The student conduct code is in need of an update to reflect the current issues that arise and expectations for students on campus.

Name of Agency Personnel Responsible for Drafting and Implementation: Tony Robinson, 4500 Steilacoom Boulevard S.W., Lakewood, 98499, (253) 589-5845; and Enforcement: Sharon McGavick, 4500 Steilacoom Boulevard S.W., Lakewood, (253) 589-5500.

Name of Proponent: Clover Park Technical College, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The new rules reflect a revision in the college's student conduct code. The effect will be to clarify expected behavior of students.

Proposal Changes the Following Existing Rules: The proposal changes existing rules in that it adds specific language describing conduct subject to discipline.

No small business economic impact statement has been prepared under chapter 19.85 RCW. No economic impact statement was prepared because nothing in these rules will impose any costs on businesses in any industry.

RCW 34.05.328 does not apply to this rule adoption. By its terms, RCW 34.05.328 does not apply to this agency.

Hearing Location: Clover Park Technical College, 4500 Steilacoom Boulevard S.W., Lakewood, WA 98499-4098, on January 9, 2002, at 4:00 p.m.

Assistance for Persons with Disabilities: Contact Chris Jones by January 9, 2002, (253) 589-5767.

Submit Written Comments to: Cherie Steele, Rules Coordinator, Clover Park Technical College, fax (253) 589-5851, by January 7, 2002.

Date of Intended Adoption: January 9, 2002.

November 6, 2001

N. P. Robinson

Vice-President for
Operations and Facilities

AMENDATORY SECTION (Amending WSR 00-12-019, filed 5/26/00, effective 6/26/00)

WAC 495C-120-040 Student misconduct. Disciplinary action may be taken for a violation of any provision of this student code, for a violation of other college rules which may from time to time be properly adopted, or for any of the following types of misconduct:

(1) Possession, use, sale, or distribution of any illegal drug on the college campus. The use of illegal drugs by any student attending a college-sponsored event is also prohibited, even though the event does not take place at the college. The use of alcohol by any student attending such events on college or noncollege property shall conform to state law;

(2) Behavior in the classroom or at a college function that is disruptive to the teaching and learning environment;

(3) Engaging in lewd, indecent, or obscene behavior;

~~((3))~~ (4) Where the student presents an imminent danger to college property or to himself or herself or other students or persons in college facilities on or off campus, or to the education process of the college;

~~((4))~~ (5) Dishonesty, including cheating, plagiarism, or knowingly furnishing false information to the college;

~~((5))~~ (6) The intentional making of false statements or filing of false charges against the college and members of the college community;

~~((6))~~ (7) Forgery, alteration, or misuse of college documents, records, funds, or instruments of identification with the intent to defraud;

~~((7))~~ (8) Theft from, damage to, or misuse of college premises or property, or theft of or damage to property of a member of the college community or college premises;

~~((8))~~ (9) Failure to comply with the direction of college officials acting in the legitimate performance of their duties;

~~((9))~~ (10) Possession of firearms, except where approved by state statute;

~~((10))~~ (11) Engaging in unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of sexual nature where such behavior knowingly offends the recipient, causes discomfort, or humiliates or interferes with job performance;

~~((11))~~ (12) Falsely setting off or otherwise tampering with any emergency safety equipment, alarm, or other device established for the safety of individuals and/or college facilities;

~~((12))~~ (13) Actions and/or language directed to others that incites disruptive behavior;

(14) Verbal or written threats and intimidation;

(15) Malicious damage to or malicious misuse of college property, or the property of any person where such property is located on the college campus;

~~((13))~~ (16) Entering any administrative office or any locked or otherwise closed college facility in any manner, at any time, without permission of the college employee or agent in charge thereof;

~~((14))~~ (17) Refusal to provide identification. Refusal to provide positive identification (e.g., valid driver's license or state identification card) in appropriate circumstances to any college employee in the lawful discharge of said employee's duties;

(18) Violation of any rules or policies pertaining to the use of computer and technology resources.

AMENDATORY SECTION (Amending WSR 00-12-019, filed 5/26/00, effective 6/26/00)

WAC 495C-120-041 Hazing policy. (1) No student, or other person in attendance at Clover Park Technical College, may conspire to engage in hazing or participate in hazing of another. Hazing is defined as any activity that includes one or more of the following:

(a) Activities that expose personal values to compromise or ridicule.

(b) Stunts which have no meaningful relationship to the objectives of the organization.

(c) Activities that abuse the trust an organization is striving to build between its members and prospective members.

(d) Activities that humiliate or subject individuals to circumstances with which they are not comfortable or of which they are fearful.

(e) Activities which are illegal or violate college policy.

(f) Activities which interfere with educational pursuits or normal life functions.

(2) Penalties.

(a) Any organization or association that knowingly permits hazing shall:

(i) Be liable for harm caused to persons or property resulting from hazing; and

(ii) Be denied recognition by Clover Park Technical College as an official organization or association on this campus.

If the organization or association is a corporation, whether for profit or nonprofit, the individual directors of the corporation may be held individually liable for damages.

(b) A person who participates in the hazing of another shall forfeit any entitlement to state-funded grants, scholarships or awards for ninety calendar days.

(c) Forfeiture of state-funded grants, scholarships or awards shall continue for ninety calendar days, up to and including permanent forfeiture, based upon the seriousness of the violations.

(3) Disciplinary action may be taken under this chapter for hazing violations.

(4) Hazing violations are also misdemeanors punishable under state criminal law according to RCW 9A.20.021.

(5) Conduct which causes embarrassment, ridicule, sleep deprivation, verbal abuse, or personal humiliation, not amounting to hazing, shall be subject to disciplinary action under this chapter.

WSR 01-22-099

PROPOSED RULES

DEPARTMENT OF HEALTH

[Filed November 6, 2001, 4:41 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-19-076.

Title of Rule: Chapter 246-30 WAC, The AWARDS program.

Purpose: The purpose of this proposal is to repeal chapter 246-30 WAC, the AWARDS program.

Statutory Authority for Adoption: RCW 43.70.020(5), 43.70.040, 43.70.060, 43.70.070, 43.70.130.

Summary: Repeals WAC 246-30-010 What is the AWARDS program?, 246-30-020 How does the AWARDS program work?, and 246-30-030 Are there any limits on the AWARDS program?

Reasons Supporting Proposal: In June 2001, in a lawsuit filed by a coalition of pharmacies against the Health Care Authority, a Thurston County Superior Court judge determined the Health Care Authority exceeded its statutory authority when it implemented the AWARDS program. Although the Department of Health was not a party to that case, a companion lawsuit was pending that did name the Department of Health. As part of the settlement of the companion case, the Department of Health agreed to repeal chapter 246-30 WAC. Repealing the rule is necessary to comply with the settlement agreement.

Name of Agency Personnel Responsible for Drafting: Michelle Davis, Olympia, (360) 236-4044; Implementation and Enforcement: Nancy Ellison, 1112 S.E. Quince Street, Mailstop 7890, Olympia, WA 98504-7890, (360) 236-4010.

Name of Proponent: Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: In June 2000, in a lawsuit filed by a coalition of pharmacies against the Health Care Authority, a Thurston

County Superior Court judge determined the Health Care Authority exceeded its statutory authority when it implemented the AWARDS program. Although the Department of Health was not a party to that case, a companion lawsuit was pending that did name the Department of Health. As part of the settlement of the companion case, the Department of Health agreed to repeal chapter 246-30 WAC. Repealing the rule is necessary to comply with that settlement agreement.

Proposal Changes the Following Existing Rules: Repeals WAC 246-30-010 What is the AWARDS program?, 246-30-020 How does the AWARDS program work?, and 246-30-030 Are there any limits on the AWARDS program?

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed repeal has no effect on the cost to small businesses that provide prescription drugs. The AWARDS program no longer exists and cannot exist due to a court ruling. For this reason, the existing rule cannot impose costs on pharmacies. However, retaining the rule text in absence of the program could create confusion for business owners, the rule repeal will eliminate any potential costs associated with confusion. No small business economic impact statement is required because the repeal eliminates any potential residual costs from the existing rule.

RCW 34.05.328 does not apply to this rule adoption. The repeal does not impose any penalties and it does not create a requirement for licensure. The AWARDS program has been dismantled not as a result of this rule change but as a result of a court case. For this reason, the rule requiring the AWARDS program cannot legally have any impact due to the court ruling on the case. Eliminating these rules is essentially a housekeeping change.

Hearing Location: Department of Health, 1101 Eastside Street, Large Conference Room, Olympia, WA 98504, on December 11, 2001, at 1:30 p.m.

Assistance for Persons with Disabilities: Contact Michelle Davis by December 4, 2001, TDD (800) 833-6388.

Submit Written Comments to: Michelle Davis, Department of Health, Regulatory Affairs Manager, 1107 Eastside Street, Mailstop 7879, Olympia, WA 98504-7879, e-mail michelle.davis@doh.wa.gov, fax (360) 586-2171, by December 8, 2001.

Date of Intended Adoption: December 13, 2001.

November 6, 2001

Mary C. Selecky

Secretary

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 246-30-010	What is the AWARDS program?
WAC 246-30-020	How does the AWARDS program work?
WAC 246-30-030	Are there any limits on the AWARDS program?

WSR 01-22-101
PROPOSED RULES
DEPARTMENT OF
RETIREMENT SYSTEMS
 [Filed November 7, 2001, 8:01 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-05-095.

Title of Rule: Retire/rehire: WAC 415-108-710 and 415-110-710 (How will returning to work affect my PERS monthly benefit? for PERS and SERS), 415-108-800 and 415-110-800 (When does a member of the school employees' retirement systems (SERS)/(PERS) enter retirement status?), 415-112-515 (When does a member of the teachers' retirement system (TRS) enter retirement status?), 415-112-525 (How soon can I return to work as a retiree?), 415-112-541 (How will returning to work affect my TRS Plan 1 monthly pension?), 415-112-542 (How will returning to work affect my TRS Plan 2 or Plan 3 monthly retirement allowance?); and repealing WAC 415-112-540 and 415-112-545.

Purpose: Implement ESSB 5937 (2001), an act relating to postretirement employment, and HB 1213 (2001) (PERS and SERS technical corrections).

Statutory Authority for Adoption: RCW 41.50.050(5).

Statute Being Implemented: RCW 41.04.270, 41.32.570, 41.32.802, 41.32.860, 41.32.862, 41.35.060, 41.40.037, 41.40.750.

Summary: These rules implement the retire/rehire changes in ESSB 5937 and HB 1213.

Name of Agency Personnel Responsible for Drafting: Merry A. Kogut, P.O. Box 48380, Olympia, WA 98504-8380, (360) 664-7291; Implementation and Enforcement: Lucille Christenson, P.O. Box 48380, Olympia, WA 98504-8380, (360) 664-7069.

Name of Proponent: Department of Retirement Systems, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 415-108-710 and 415-110-710 (How will returning to work affect my PERS monthly benefit? for PERS and SERS), updating to comply with new bills, and making language more clear.

WAC 415-108-800 and 415-110-800 (When does a member of the school employees' retirement systems enter retirement status?), clarification, like TRS.

WAC 415-112-515 (When does a member of the teachers' retirement system (TRS) enter retirement status?), making language more clear.

WAC 415-112-525 (How soon can I return to work as a retiree?), clarifies provisions for TRS.

Repeal WAC 415-112-540 and 415-112-545 (being replaced by provisions in other WACs).

WAC 415-112-541 (How will returning to work affect my TRS Plan 1 monthly pension?), clarifies provisions for TRS Plan 1.

WAC 415-112-542 (How will returning to work affect my TRS Plan 2 or Plan 3 monthly retirement allowance?), clarifies provisions for TRS Plan 2 and Plan 3.

Proposal Changes the Following Existing Rules: Please see Explanation of Rule above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These amendments have no affect on businesses.

RCW 34.05.328 does not apply to this rule adoption. The Department of Retirement Systems is not one of the named departments in RCW 34.05.328.

Hearing Location: Department of Retirement Systems, 6835 Capitol Boulevard, Conference Room 115, Tumwater, WA, on December 12, 2001, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact the rules coordinator by seven days before the hearing, if possible, phone (360) 664-7291, TTY (360) 586-5450, e-mail merryk@drs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, Merry A. Kogut, Rules Coordinator, Department of Retirement Systems, P.O. Box 48380, Olympia, WA 98504-8380, e-mail Merryk@drs.wa.gov, fax (360) 753-3166, by 5:00 p.m. on December 12, 2001.

Date of Intended Adoption: No sooner than December 13, 2001.

November 6, 2001

Merry A. Kogut

Rules Coordinator

AMENDATORY SECTION (Amending WSR 95-16-053, filed 7/25/95, effective 8/25/95)

WAC 415-108-710 ((If I work for an employer after I retire, will my retirement benefit be affected?)) How will returning to work affect my PERS monthly benefit? (((1) If you reenter membership after retiring, the department will suspend payment of your benefit.

~~(2) You may work for an employer in some circumstances without reentering membership. You may enter employment with an employer after retirement without having to reenter membership if:~~

~~(a) You are employed in an ineligible position; or~~

~~(b) You are employed in an eligible position on a temporary basis for five months or less in a calendar year.~~

~~(i) If you enter compensated employment in an eligible position during a month, that month is counted as a month of employment in the calendar year regardless of the number of hours you worked in the month.~~

~~(ii) If you are employed in an eligible position for any five months during a calendar year, the department will count your employment as five months of employment, regardless of whether or not the months are consecutive or your employment is with one or more employers.~~

~~(3) You are required to reenter membership if you become reemployed in an eligible position on a temporary basis for more than five months in a calendar year. If you become reemployed in an eligible position on a temporary basis for more than five months in a calendar year you will reenter membership in the retirement system beginning with the sixth month of your employment. Effective at the beginning of the sixth month of your employment:~~

~~(a) Your employer will report you to the department; and~~

(b) The department will suspend your retirement allowance.

~~(4) You are required to reenter membership if you become permanently reemployed in an eligible position. If you become reemployed in an eligible position on a permanent basis you will immediately become a member. Effective from the date of your reemployment in a permanent eligible position:~~

~~(a) Your employer will report you to the department; and~~

~~(b) The department will suspend your retirement allowance.~~

~~(5) Meaning of employment on a temporary or permanent basis:~~

~~(a) "Employed on a temporary basis" under subsection (2) of this section means your employer expects your employment to last for five months or less and not be on a recurring basis.~~

~~(b) "Employed on a permanent basis" under subsection (3) of this section means either:~~

~~(i) Your employer expects you to continue in your position for more than five months in any calendar year; or~~

~~(ii) Your employer expects you to continue in the same position for more than one year on a recurring basis and your employment is for five months or less during each year.~~

~~(6) Defined terms used. Definitions for the following terms used in this section may be found in the sections listed.~~

~~(a) "Eligible position" RCW 41.40.010.~~

~~(b) "Employer" RCW 41.40.010.~~

~~(c) "Ineligible position" RCW 41.40.010.~~

~~(d) "Membership" RCW 41.40.023.~~

~~(e) "Report" WAC 415-108-0104.)~~ **(1) You may work for an employer after retirement and continue to receive your retirement allowance if:**

(a) You are employed in an ineligible position no sooner than one calendar month after your retirement benefit accrues;

(b) You are an active member of a higher education retirement plan;

(c) You are employed as a bona fide independent contractor as defined by WAC 415-02-110;

(d) You are employed as an elected or appointed official directly by the governor under RCW 41.40.150(4) and do not reenter membership;

(e) Your only employment is as an elected official of a city or town and you end your PERS membership under RCW 41.40.023 (3)(b), 41.40.690 or 41.40.801. Your benefit will be discontinued if you receive more than fifteen thousand dollars in compensation per year for your services, adjusted annually beginning January 1, 1994, in accordance with that year's average Consumer Price Index for the Seattle, Washington area for urban wage earners and clerical workers, compiled by the Bureau of Labor Statistics, United States Department of Labor; or

(f) You are employed in an eligible position:

(i) No sooner than one calendar month after your retirement benefit accrues; and

(ii) The time you work does not exceed the "work limit" defined in subsection (2) of this section.

(2) What is the work limit for eligible positions?

(a) Plan 1 retiree working for an employer as defined in RCW 41.40.010 (4)(a): Fifteen hundred hours in a calendar year; or

(b) Plan 2 or 3 retiree working in an eligible position as defined in RCW 41.32.010, 41.35.010, or 41.40.010, or as a fire fighter or law enforcement officer, as defined in RCW 41.26.030: Eight hundred sixty-seven hours in a calendar year.

(c) Retirees from both a Plan 1 and a Plan 2 or 3: The Plan 1 limits will be applied.

(d) Retirees from both TRS Plan 1 and PERS Plan 1: The TRS Plan 1 rules will be applied.

(3) What happens if I work more than the work limit?

(a) The department will suspend your retirement allowance effective the day after the day in which you exceed the work limit. All hours worked for all covered employers in eligible positions are considered in determining the work limit.

(b) You have the option to return to membership in PERS if you are otherwise eligible. The option to return to membership is prospective from the date the retiree requests to return to membership.

(4) How will the suspension of benefits affect my retirement allowance?

(a) The department will:

(i) Prorate your retirement allowance for the month during which you exceeded the work limit; and

(ii) Suspend all future retirement allowance while you are working until the next calendar year except that it will:

(iii) Adjust for any overpayments made to you for the month(s) in which you exceeded the work limit, as required by RCW 41.50.130.

(b) If you separate from service, your retirement allowance will resume effective the first day of the month following the date of separation.

(5) Can I return to PERS membership?

(a) If you are a PERS retiree, you may choose to return to membership if you are employed by a PERS employer and meet the eligibility criteria. If you return to membership the department will stop your retirement allowance effective from the first of the month during which you return to employment. Membership will be prospective under RCW 41.40.023(12).

(b) If you reenter membership and later choose to retire again, the department will recalculate your retirement allowance under the applicable statutes and regulations.

(c) If you are a retiree from another retirement system that the department administers, and are eligible to enter PERS membership, you may choose to return to membership. Membership will be prospective from the month in which you opt into membership.

Example 1:

Kirk is a PERS Plan 2 retiree. He separates from service on August 15th. His accrual date (retirement) is effective September 1st. Kirk returns to work in a PERS Plan 2 eligible position on January 2nd of the following year. On June 1st he realizes that on or about July 8th, he is going to exceed his eight hundred sixty-seven hour limit for the year. On July

5th he notifies his employer in writing that he chooses to reenter PERS Plan 2 membership.

On July 12th, Kirk works his eight hundred sixty-eighth hour. He is no longer eligible for his PERS Plan 2 retirement benefit as of July 12th. The retirement benefit is stopped for the remainder of July. On August 1st, Kirk is returned to membership and resumes making retirement contributions.

Example 2:

Kristal is a PERS Plan 1 retiree. She separated from service on June 20th. Her accrual date (retirement) is effective July 1st. She begins working in a PERS eligible position the following January. By October 1st, Kristal has exceeded the fifteen hundred hour work limit, and her benefit is suspended. Kristal separates from service on November 15th and her benefit is reinstated December 1st. Kristal qualifies to begin another fifteen hundred hour work period on January 1st.

Example 3:

Millie is a PERS Plan 2 retiree. She separated from service on June 20th. Her accrual date (retirement) is effective July 1st. She begins working in a PERS eligible position on February 1st of the following year. By September 1st, Millie has worked eight hundred sixty-seven hours and continues to work. Millie's benefit is suspended from September 2nd until January 1st if she continues to work.

(6) How soon can I return to work as a retiree? If you return to work sooner than one full calendar month after your accrual date under RCW 41.40.037, your retirement allowance will be reduced by 5.5% for every eight hours worked each month, until you separate for one full calendar month. See RCW 41.40.037.

Example 1:

John's last day of work is September 15th. His accrual date is October 1st. If John wants to return to work after he retires, he will need to wait until at least November 1st to avoid receiving the daily percentage reduction in his retirement allowance.

Example 2:

Tony's last day of work is September 15th. His accrual date is October 1st. Tony returns to work for five work days between October 10th and October 17th. His October retirement allowance will be reduced by five and one-half percent for every eight hours worked in October (RCW 41.40.037). Tony does not return to work. On December 1st, he will qualify for his full retirement benefit. Tony will also qualify to return to work under the work limits described in subsection (2) of this section.

Example 3:

Ruth's last day of work is September 15th. Her accrual date is October 1st. She returns to work on October 10th and continues working. Ruth's retirement benefit will be reduced by 5.5% for each eight hours she works. Under RCW 41.40.037, Ruth's benefit reduction will accrue up to one hundred sixty hours per month. If she stops working, Ruth's full retirement benefit will resume after she remains separated for

one full calendar month. Any benefit reduction over one hundred percent will be applied to Ruth's allowance in subsequent months.

(7) Defined terms used. Definitions for the following terms used in this section may be found in the sections listed:

(a) "Accrual date" - RCW 41.40.193, 41.40.680, 41.40.801.

(b) "Eligible position" - RCW 41.40.037(2).

(c) "Employer" - RCW 41.40.010(4).

(d) "Ineligible position" - RCW 41.40.010.

(e) "Law enforcement officer" - RCW 41.26.030.

(f) "Membership" - RCW 41.40.023.

(g) "Report" - WAC 415-108-0104.

NEW SECTION

WAC 415-108-800 When does a member of the public employees' retirement system (PERS) enter retirement status? A member of PERS enters retirement status when he or she:

(1) Has separated from service as defined in RCW 41.40.010(41);

(2) Has no written agreement to return to employment prior to entering "retiree status"; and

(3) Has applied for retirement, the accrual date has been determined under RCW 41.40.193, 41.40.680, or 41.40.801, and the benefit begins to accrue.

Example: Sally is eligible for retirement on July 1st. She submits an application on June 1st with a July 1st retirement date. Her last day of employment is June 30th and she does not have an agreement to return to work. Sally's retirement date (accrual date) is July 1st and the benefit begins to accrue. The first retirement payment will be paid at the end of July. Sally entered "retiree status" effective July 1st.

AMENDATORY SECTION (Amending WSR 01-01-059, filed 12/12/00, effective 1/12/01)

WAC 415-110-710 ~~((If I work for an employer after I retire, will my retirement benefit be affected?)) How will returning to work affect my SERS monthly benefit? ((+)) If you reenter membership after retiring, the department will suspend payment of your benefit.~~

~~(2) You may work for an employer in some circumstances without reentering membership. You may enter employment with an employer after retirement without having to reenter membership if:~~

~~(a) You are employed in an ineligible position; or~~

~~(b) You are employed in an eligible position on a temporary basis for five months or less in a calendar year.~~

~~(i) If you enter compensated employment in an eligible position during a month, that month is counted as a month of employment in the calendar year regardless of the number of hours you worked in the month.~~

~~(ii) If you are employed in an eligible position for any five months during a calendar year, the department will count your employment as five months of employment, regardless~~

of whether or not the months are consecutive or your employment is with one or more employers.

~~(3) You are required to reenter membership if you become reemployed in an eligible position on a temporary basis for more than five months in a calendar year. If you become reemployed in an eligible position on a temporary basis for more than five months in a calendar year, you will reenter membership in the retirement system beginning with the sixth month of your employment. Effective at the beginning of the sixth month of your employment:~~

~~(a) Your employer will report you to the department; and~~

~~(b) The department will suspend your retirement allowance.~~

~~(4) You are required to reenter membership if you become permanently reemployed in an eligible position. If you become reemployed in an eligible position on a permanent basis, you will immediately become a member. Effective from the date of your reemployment in a permanent eligible position:~~

~~(a) Your employer will report you to the department; and~~

~~(b) The department will suspend your retirement allowance.~~

~~(5) Meaning of employment on a temporary or permanent basis:~~

~~(a) "Employed on a temporary basis" under subsection (2) of this section means your employer expects your employment to last for five months or less and not be on a recurring basis.~~

~~(b) "Employed on a permanent basis" under subsection (3) of this section means either:~~

~~(i) Your employer expects you to continue in your position for more than five months in any calendar year; or~~

~~(ii) Your employer expects you to continue in the same position for more than one year on a recurring basis and your employment is for five months or less during each year.~~

~~(6) Defined terms used. Definitions for the following terms used in this section may be found in the sections listed:~~

~~(a) "Eligible position" RCW 41.35.010.~~

~~(b) "Employer" RCW 41.35.010.~~

~~(c) "Ineligible position" RCW 41.35.010.~~

~~(d) "Membership" RCW 41.35.030.~~

~~(e) "Report" WAC 415-110-0104.)~~ **(1) You may work**

for an employer after retirement and continue to receive your retirement allowance if:

(a) You are employed in an ineligible position no sooner than one calendar month after your retirement benefit accrues;

(b) You are an active member of a higher education retirement plan no sooner than one calendar month after your retirement benefit accrues;

(c) You are employed as a bona fide independent contractor as defined by WAC 415-02-110;

(d) You are employed as an elected or appointed official directly by the governor under RCW 41.40.150(4) and do not reenter membership;

(e) Your only employment is as an elected official of a city or town and you end your SERS membership. Your benefit will be discontinued if you receive more than fifteen thousand dollars in compensation per year for your services, adjusted annually beginning January 1, 1994, in accordance

with that year's average Consumer Price Index for the Seattle, Washington area for urban wage earners and clerical workers, compiled by the Bureau of Labor Statistics, United States Department of Labor; or

(f) You are employed in an eligible position:

(i) No sooner than one calendar month after your retirement benefit accrues; and

(ii) The time you work does not exceed the "work limit" defined in subsection (2) of this section.

(2) What is the work limit for eligible positions?

(a) Plan 2 or 3 retiree working in an eligible position as defined in RCW 41.32.010, 41.35.010, or 41.40.010, or as a fire fighter or law enforcement officer, as defined in RCW 41.26.030: Eight hundred sixty-seven hours in a calendar year.

(b) Retirees from both a Plan 1 and SERS Plan 2 or 3: The Plan 1 limits will be applied.

(3) What happens if I work more than the work limit?

(a) The department will suspend your retirement allowance effective the day after the day in which you exceed the work limit. All hours worked for all covered employers in eligible positions are considered in determining the work limit.

(b) You have the option to return to membership in SERS if you are otherwise eligible. The option to return to membership is prospective from the date the retiree requests to return to membership.

(4) How will the suspension of benefits affect my retirement allowance?

(a) The department will:

(i) Prorate your retirement allowance for the month during which you exceeded the work limit; and

(ii) Suspend all future retirement allowance while working, until the next calendar year except that it will:

(iii) Adjust for any overpayments made to you for the month(s) in which you exceeded the work limit, as required by RCW 41.50.130.

(b) If you separate from service, your retirement allowance will resume effective the first day of the month following the date of separation.

(5) Can I return to SERS membership?

(a) If you are a SERS retiree, you may choose to return to membership if you are employed by a SERS employer and meet the eligibility criteria. If you return to membership the department will stop your monthly retirement allowance effective from the first of the month during which you return to employment. Membership will be prospective under RCW 41.35.060(3).

(b) If you reenter membership and later choose to retire again, the department will recalculate your retirement allowance under the applicable statutes and regulations.

(c) If you are a retiree from another retirement system that the department administers, and are eligible to enter PERS membership, you may choose to return to membership. Membership will be prospective from the month in which you opt into membership.

Example 1:

Phil is a SERS Plan 2 retiree. He separates from service on August 15th. His accrual date (retirement) is effective September 1st. Phil returns to work in a SERS Plan 2 eligible position on January 2nd of the following year. On June 1st he realizes that on or about July 8th, he is going to exceed his eight hundred sixty-seven hour limit for the year. On July 5th he notifies his employer in writing that he chooses to reenter SERS Plan 2 membership.

On July 12th, Phil works his eight hundred sixty-eighth hour. He is no longer eligible for his SERS Plan 2 retirement allowance as of July 12th. The retirement benefit is stopped for the remainder of July. On August 1st, Phil is returned to membership and resumes making retirement contributions.

Example 2:

Tami is a SERS Plan 2 retiree. She separated from service on June 20th. Her accrual date (retirement) is effective July 1st. She begins working in a SERS eligible position on February 1st of the following year. By September 1st, Tami has worked eight hundred sixty-seven hours. Tami's benefit is suspended from September 2nd until January 1st if she continues to work.

(6) How soon can I return to work as a retiree? If you return to work sooner than one full calendar month after your accrual date, your retirement allowance will be reduced by 5.5% for every eight hours worked each month, until you separate for one full calendar month. See RCW 41.35.060.

Example 1:

Steve's last day of work is September 15th. His accrual date is October 1st. If Steve wants to return to work after he retires, he will need to wait until at least November 1st to avoid receiving the daily percentage reduction in his retirement allowance.

Example 2:

Tim's last day of work is September 15th. His accrual date is October 1st. Tim returns to work for five eight-hour work days between October 10th and October 17th. His October retirement allowance will be reduced by five and one-half percent for every eight hours worked in October (RCW 41.35.060). Tim does not return to work. On December 1st, he will qualify for his full retirement benefit. Tim will also qualify to return to work under the work limits described in subsection (2) of this section.

Example 3:

Paige's last day of work is September 15th. Her accrual date is October 1st. She returns to work on October 10th and continues working. Paige's retirement benefit will be reduced by 5.5% for each eight hours she works. Paige's benefit reduction will accrue up to one hundred sixty hours per month. If she stops working, her full retirement allowance will resume after she remains separated for one full calendar month. Any benefit reduction over one hundred percent will be applied to Paige's allowance in subsequent months.

(7) Defined terms used. Definitions for the following terms used in this section may be found in the sections listed:

- (a) "Accrual date" - RCW 41.35.450, 41.35.640.
- (b) "Eligible position" - RCW 41.35.060(2).
- (c) "Employer" - RCW 41.35.010(4).
- (d) "Ineligible position" - RCW 41.35.010(23).
- (e) "Law enforcement officer" - RCW 41.26.030.
- (f) "Member" - RCW 41.35.010(5).

NEW SECTION

WAC 415-110-800 **When does a member of the school employees' retirement system (SERS) enter retirement status?** A member of the SERS enters retirement status when he or she:

- (1) Has separated from service as defined in RCW 41.35.010(36);
- (2) Has no written agreement to return to public employment prior to entering "retiree status"; and
- (3) Has applied for retirement, the accrual date has been determined under RCW 41.35.450 or 41.35.640, and the benefit begins to accrue.

Example: Doug is eligible for retirement on July 1st. He submits an application on June 1st with a July 1st retirement date. His last day of employment is June 30th and he does not have an agreement to return to work. Doug's retirement date (accrual date) is July 1st, and the benefit begins to accrue. The first retirement payment will be paid at the end of July. Doug entered "retiree status" effective July 1st.

AMENDATORY SECTION (Amending 99-14-008, filed 6/24/99, effective 7/25/99)

WAC 415-112-515 **When does a member of the ~~((teacher's))~~ teachers' retirement system ~~((Plan 1))~~ (TRS) enter ~~((s))~~ retirement status ~~((r))~~?** A member of ~~((the teacher's retirement system Plan 1))~~ TRS enters retirement status when he or she:

- (1) Has ~~((terminated all public school employment in the state of Washington))~~ separated from service or employment as defined in RCW 41.32.010(48);
- (2) Has no written agreement to return to ~~((public school))~~ employment; and
- (3) Has ~~((made application))~~ applied for retirement, the accrual date has been determined under RCW 41.32.500, 41.32.795, or 41.32.855, and the benefit begins to accrue.

Example: ~~((A member who))~~ Judy is eligible for retirement on July 1st. She submits an application on June 1st with a July 1st retirement date. ~~((They terminate all))~~ Her last day of employment ~~((on))~~ is June 30th and ~~((do))~~ she does not have an agreement to return to work. ~~((Their benefit will begin to accrue on July 1st and they will receive their first retirement allowance payment at the end of July. The member is a "retiree" beginning July 1st~~

~~because that is when the benefit begins to accrue-~~) Judy's retirement date (accrual date) is July 1st and the benefit begins to accrue. The first retirement payment will be paid at the end of July. Judy entered "retiree status" effective July 1st.

NEW SECTION

WAC 415-112-525 How soon can I return to work as a retiree? (1) If you return to work sooner than one full calendar month after your accrual date, your retirement allowance will be reduced by 5.5% for every seven hours worked during the month until you separate from all employment for one full calendar month. See RCW 41.32.570 (TRS Plan 1), 41.32.802 (TRS Plan 2), or 41.32.862 (TRS Plan 3).

Example 1:

Dave's last day of work is September 15th. He has no agreement to return to work. His accrual date is October 1st. If Dave wants to return to work after he retires, he will need to wait until at least November 1st to avoid receiving the daily percentage reduction in his retirement allowance.

Example 2:

Brian's last day of work is September 15th. He has no agreement to return to work. His accrual date is October 1st. Brian subsequently is asked to work for five seven-hour work days between October 10th and October 17th. On November 1st, Brian's retirement allowance will be reduced by five and one-half percent for every seven hours worked during October. (RCW 41.32.570.) On December 1st, he will qualify for his full retirement benefit. Brian will also qualify to return to work under the work limits described in WAC 415-112-540(2).

Example 3:

Joe's last day of work is September 15th. He has no agreement to return to work. His accrual date is October 1st. Joe then returns to work on October 10th and continues working. Joe's retirement benefit will be reduced by 5.5% for each seven hours he works. Joe's benefit reduction will accrue up to one hundred forty hours per month. If he stops working, his full retirement benefit will resume after he remains separated for one full calendar month. Any benefit reduction over one hundred percent will be applied to Joe's allowance in subsequent months.

(2) If you have a written agreement to return to work before your accrual date, and in fact return to work, you have not entered retirement status. See WAC 415-112-515. In this case, you are not a retiree, and the 5.5% reduction in subsection (1) of this section does not apply.

Example 4:

Teri's last day of work is September 15th. Her accrual date would ordinarily be on October 1st. However, on September 18th, Teri signed an agreement to work for one day in October. Teri signed the agreement prior to her accrual date. Under WAC 415-112-515 she is not a retiree, and not eligible for her retirement benefits. In addition, the 5.5% reduction

does not apply. Teri's accrual date will now be November 1st, as long as she did not have any other agreements to work.

Defined terms used. Definitions for the following terms used in this section may be found in the sections listed:

(a) "Accrual date" - WAC 415-112-520; RCW 41.32.795, 41.32.855.

(b) "Eligible position" - RCW 41.40.010, 41.32.010(37)(a), 41.35.010(22).

(c) "Employer" - RCW 41.32.010(11).

NEW SECTION

WAC 415-112-541 How will returning to work affect my TRS Plan 1 monthly pension? This section implements RCW 41.32.570, which limits employment for TRS Plan 1 retirees with public educational institutions to fifteen hundred hours regardless of the nature of service.

(1) You may return to any type of service with a public education institution for up to fifteen hundred hours per fiscal year (July 1st through June 30th) without affecting your TRS Plan 1 monthly pension under RCW 41.32.570, provided you have been retired from service for one full calendar month.

(a) Your employer must notify the department when you return to work. Your employer must report hours and compensation.

(b) If you are a TRS Plan 1 retiree and you work more than fifteen hundred hours during a fiscal year, the department will suspend your monthly pension. The pension is suspended until the first of the next fiscal year or termination of your employment, whichever comes first.

(c) If you are a retiree from both TRS Plan 1 and a Plan 2 or 3: The TRS Plan 1 limits will be applied.

(d) If you are a retiree from both TRS Plan 1 and PERS Plan 1: The TRS Plan 1 limits will be applied.

(e) If you are a TRS Plan 1 retiree working for a public education institution as a bona fide independent contractor as determined under WAC 415-02-110, you are not considered an employee of the institution and are not subject to the work limitations.

(2) If the department suspends your benefit because of your reemployment, the department will reinstate the original amount of your pension, less deductions to recover any overpayment, effective the day following your termination of employment, or at the beginning of the next fiscal year, whichever comes first.

(3) You must repay any monthly pension payment that you receive in excess of the amounts allowed under this section.

(4) You may choose to return to membership if you are employed by a public education institution and are otherwise eligible. Membership will be prospective from the month in which you opt into membership.

(5) Defined terms used. Definitions for the following term used in this section may be found in the section listed.

Public educational institution: WAC 415-112-0157.

NEW SECTION

WAC 415-112-542 How will returning to work affect my TRS Plan 2 or Plan 3 monthly retirement allowance?

This section implements RCW 41.32.802 and 41.32.862, which limit employment for TRS Plan 2 or Plan 3 retirees employed in an eligible position to eight hundred sixty-seven hours per calendar year.

(1) You may return to any eligible position for up to eight hundred sixty-seven hours per calendar year without affecting your monthly retirement allowance.

(a) Your employer must notify the department when you return to work and report hours and compensation.

(b) Your monthly retirement benefit is suspended once you pass eight hundred sixty-seven hours, unless you are also a member of any Plan 1, in which case the Plan 1 limits will apply.

(c) Your monthly retirement benefit is reinstated at the beginning of the next calendar year or the day following your termination from employment whichever comes first.

(d) You may choose to return to membership if you are employed by a public school and are otherwise eligible. Membership will be prospective from the month in which you opt into membership.

(e) If you are a TRS Plan 2 or Plan 3 retiree working as a bona fide independent contractor as determined under WAC 415-02-110, you are not considered an employee and are not subject to the work limitations.

(f) If you are working as an on-call substitute teacher you are working in an ineligible position and not subject to the work limitations of RCW 41.32.802 and 41.32.862.

(2) You must repay any monthly pension payment that you receive in excess of the amounts allowed under this section.

(3) Defined terms used. Definitions for the following terms used in this section may be found in the sections listed.

(a) Eligible position: RCW 41.32.570 (2)(b).

(b) Substitute teacher: RCW 41.32.010(36).

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 415-112-540 How will returning to work affect my TRS Plan 1 monthly pension?

WAC 415-112-545 How can I qualify for an additional three hundred fifteen hours of service without having my TRS Plan 1 monthly pension reduced?

**WSR 01-22-102
PROPOSED RULES
DEPARTMENT OF
RETIREMENT SYSTEMS**

[Filed November 7, 2001, 8:05 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-05-074.

Title of Rule: WAC 415-02-030 Definitions.

Purpose: The Department of Retirement Systems is proposing enhancements to its definition section in WAC 415-02-030. Words and phrases commonly used in the retirement systems (such as "pop-up") are being added to the definition section, and the definition section itself in some cases will now serve as a small "directory" for finding applicable RCWs/WACs. Existing definitions are being revised into language that is easier to understand. The department plans to add definitions of some words and phrases in common usage that are not currently defined within the department's WACs or statutes.

Statutory Authority for Adoption: RCW 41.50.050(5).

Statute Being Implemented: RCW 41.50.050(5).

Summary: Words and phrases commonly used in the retirement systems are being added to the definition section. Existing definitions are being revised into language that is easier to understand.

Reasons Supporting Proposal: Excellent customer service dictates that the department's members and staff find information easily, and that the information be clear and comprehensive.

Name of Agency Personnel Responsible for Drafting and Implementation: Merry A. Kogut, P.O. Box 48380, Olympia, WA 98504-8380, (360) 664-7291; and Enforcement: Not applicable.

Name of Proponent: Department of Retirement Systems, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Excellent customer service dictates that the department's members and staff find information easily, and that the information be clear and comprehensive. Currently, definitions of frequently used terms, such as "defined benefit" and "defined contribution" exist neither in statute nor rule. The proposed change would add many new definitions to assist in customer understanding. In addition, many definitions are spread out throughout the department's WACs. A central location will help the department's customers and staff by eliminating long searches through many pages of rules for the information they seek.

Proposal Changes the Following Existing Rules: Words and phrases commonly used in the retirement systems are being added to the definition section. Existing definitions are being revised into language that is easier to understand.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These amendments have no effect on businesses.

RCW 34.05.328 does not apply to this rule adoption. The Department of Retirement Systems is not one of the named departments in RCW 34.05.328.

PROPOSED

Hearing Location: Department of Retirement Systems, 6835 Capitol Boulevard, Room 115, Tumwater, WA, on December 12, 2001, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact the rules coordinator by seven days before the hearing, if possible, phone (360) 664-7291, TTY (360) 586-5450, e-mail merryk@drs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, Merry A. Kogut, Rules Coordinator, Department of Retirement Systems, P.O. Box 48380, Olympia, WA 98504-8380, e-mail Merryk@drs.wa.gov, fax (360) 753-3166, by 5:00 p.m. on December 12, 2001.

Date of Intended Adoption: No sooner than December 13, 2001.

November 6, 2001

Merry A. Kogut
Rules Coordinator

AMENDATORY SECTION (Amending WSR 00-10-016, filed 4/21/00, effective 5/22/00)

WAC 415-02-030 Definitions. ~~((Unless the context requires otherwise, the following terms shall have the meanings established below:))~~ This section contains a central location for definitions of words and phrases used in the department of retirement system's rules. It also serves as a directory for finding definitions within the RCWs and WACs.

(1) **Accumulated contributions** means the sum of all contributions paid into a member's defined benefit account, including interest.

(2) ~~((("))~~ **Appeal** ~~((("))~~ means the ~~((process))~~ proceeding through which a party obtains review of a department action in an adjudicative proceeding ~~((before the department's presiding officer or hearings examiner under chapter 415-08 WAC))~~ conducted under chapter 34.05 RCW (the Administrative Procedure Act) and chapter 415-08 WAC (the department's appeal rules).

~~((("))~~ (3) **Average final compensation** - is defined in RCW 41.32.010(30) (TRS); RCW 41.35.010(14) (SERS); RCW 41.40.010(17) (PERS); and RCW 43.42.120(15) (WSP).

(4) **Cafeteria plan** means a "qualified" employee benefit program under section 125 of the Internal Revenue Code, such as certain health and welfare plans.

(5) **Compensation earnable or earnable compensation** definitions can be found in RCW 41.32.010(10) and 41.32.345 (TRS); RCW 41.35.010(6) (SERS); and RCW 41.40.010(8) (PERS).

(6) **Contribution rate** is:

(a) For employees: The fraction (percent) of compensation a member contributes to a retirement system each month.

(b) For employers: The fraction (percent) of payroll a member's employer contributes to a retirement system each month. Contribution rates vary for the different systems and plans.

(7) **Deferred compensation** refers to the amount of the participant's compensation which the participant voluntarily defers from earnings before taxes.

(8) **Defined benefit plan** is a pension plan in which a lifetime retirement benefit is available, based on the member's service credit and compensation.

(9) **Defined contribution plan** is a plan in which part of members' or participants' earnings are deferred into an investment account in which tax is deferred until funds are withdrawn. The benefit is based on the contribution rate and the amount of return from the investment of the contributions. Members or participants receive the full market rate of return minus expenses. There is no guaranteed rate of return and the value of an account will increase or decrease based upon market fluctuations.

(10) ~~((("))~~ **Department** ~~((("))~~ means the department of retirement systems.

~~((("))~~ (11) **Dependent care assistance salary reduction plan (DCAP)** is a plan that allows an eligible employee of the state of Washington to set aside a "before tax" portion of his or her gross salary before federal income and Social Security taxes to be used for the reimbursement of dependent care expenses.

(12) ~~((("))~~ **Director** ~~((("))~~ means the director of the department of retirement systems.

~~((("))~~ (13) ~~((("))~~ **Employee** ~~((("under this chapter,))~~ means a worker who performs labor or services for a retirement systems employer under the control and direction of the employer as determined under WAC 415-02-110(2). An employee may be eligible to participate as a member of one of the state-administered retirement systems according to eligibility requirements specified under the applicable retirement system.

~~((("))~~ (14) **Employer** is defined in RCW 41.26.030(2) (LEOFF), 41.32.010(11) (TRS), 41.34.010(5) (Plan 3), 41.35.010(4) (SERS), and 41.40.010(4) (PERS).

(15) **Final average salary** is defined in RCW 41.26.030(12) (LEOFF).

(16) **Gainsharing** is the process through which members of certain plans share in the extraordinary investment gains on earnings on retirement assets under chapters 41.31 and 41.31A RCW.

(17) ~~((("))~~ **Independent contractor** ~~((("under this chapter,))~~ means a contract worker ~~((providing services under contract to a retirement system employer for remuneration))~~ who is not under the direction or control of the employer as determined under WAC 415-02-110 (2) and (3).

~~((("))~~ (18) ~~((("))~~ **Member** ~~((("))~~ means a person who is ~~((entitled to))~~ included in the membership ~~((("))~~ of one of the retirement systems created by chapters 2.10, 2.12, 41.26, 41.32, 41.34, 41.35, 41.40, or 43.43 RCW.

~~((("))~~ (19) **Participant** means an eligible employee who participates in a deferred compensation or dependent care assistance plan.

(20) **Participation agreement** means an agreement that an eligible employee signs to become a participant in a deferred compensation or dependent care assistance plan.

(21) **Pension plan** is a plan that provides a lifelong post retirement payment of benefits to employees.

(22) ~~((("))~~ **Petition** ~~((("))~~ means the method by which a party ~~((seeks))~~ requests a review of an administrative determination prior to an appeal to the director. The department's

PROPOSED

petitions examiner performs the review under chapter ~~((415.04))~~ 415-04 WAC.

~~((8))~~ (23) Plan 1 means the retirement plans in existence prior to the enactment of chapters 293, 294 and 295, Laws of 1977 ex. sess.

~~((9))~~ (24) Plan 2 means the retirement plans established by chapters 293, 294 and 295, Laws of 1977 ex. sess., and chapter 341, Laws of 1998.

~~((10))~~ (25) Plan 3 means the retirement plans established by chapter 239, Laws of 1995 ~~((and))~~, chapter 341 Laws of 1998, and chapter 247 Laws of 2000.

~~((11))~~ (26) Pop-up is a term that the department uses to refer to the benefit available to a retiree where the survivor of a retiree receiving a benefit reduced by a survivor option predeceases the retiree. Example: Linda is receiving a retirement benefit reduced by a survivor option for her husband, Joe. Joe dies before Linda. Linda's monthly retirement allowance increases. The department refers to the increase as a "pop-up."

(27) Portability is the ability to use membership in more than one Washington state retirement system in order to qualify for retirement benefits. See chapters 41.54 RCW and 415-113 WAC.

(28) Public record is defined in RCW 42.17.020(36).

(29) Restoration is the process of restoring a member's service credit for prior periods.

(30) Retirement system employer means "employer" as defined in RCW 41.26.030(2), 41.32.010(11), 41.34.010(5), 41.35.010(4), or 41.40.010(4), and a "city" or "cities" as defined in RCW 41.44.030(2). - see "employer."

(31) Rollover means a distribution that is paid to or from an eligible retirement plan within the statutory time limit allowed.

(32) Separation date is the date a member ends employment in a position eligible for retirement or disability benefit coverage.

~~((12) "Worker" means a person who performs services for a retirement system employer either as an employee or as an independent contractor.)~~ (33) Survivor means a person designated by the member to receive a monthly benefit allowance after the member dies.

(34) The Uniform Services Employment and Reemployment Rights Act of 1994 is the federal law that requires employers to reemploy and preserve job security, pension and welfare benefits for qualified employees who engage in military service.

Purpose: Chapter 16-557 WAC are rules under which the Washington Asparagus Commission is established.

Statutory Authority for Adoption: Chapter 15.65 RCW.

Statute Being Implemented: RCW 15.65.050 through 15.65.200 and applicable provisions of chapter 34.05 RCW, Part III.

Summary: The Washington State Department of Agriculture was petitioned by a portion of the asparagus growers to terminate the Washington Asparagus Commission. The proposal would repeal the rules under which the commission is established and thereby terminate the commission.

Reasons Supporting Proposal: Under RCW 15.65.050 through 15.65.120, the director of agriculture is required to hold a hearing to determine whether termination of the commission would effectuate the declared policies and purposes of the statute and marketing order. At the hearing, the department will request testimony on the following issues:

1. Does the Washington Asparagus Commission marketing order effectuate the policies of chapter 15.65 RCW and is the marketing order still needed to effectuate those policies for the asparagus industry in the state of Washington?

2. Is the Washington Asparagus Commission marketing order reasonably adapted to accomplish the purposes and objects [objectives] for which it was issued and does it comply with the applicable provisions of chapter 15.65 RCW?

3. Is the Washington Asparagus Commission accomplishing or failing to accomplish the policies of chapter 15.65 RCW and its marketing order?

4. Is the Washington Asparagus Commission needed to effectuate the policies set forth in chapter 15.65 RCW for the asparagus industry in the state of Washington? If not, should those policies set forth in RCW 15.65.030 and 15.65.040 be accomplished independently or without a commission? Explain why and how?

Based on the testimony taken at the hearing and written comments received by the department in response to this notice and the notice issued pursuant to chapter 15.65 RCW, the director will make findings and issue a recommended decision and a final decision. The final decision may result in a referendum to RCW 15.65.160 or a decision to deny the proposal in its entirety under RCW 15.65.120. If the proposal is denied in its entirety, no further action will be taken by the director and a referendum will not be held.

Name of Agency Personnel Responsible for Drafting and Implementation: Deborah Anderson, P.O. Box 42560, Olympia, WA 98504-2560, (360) 902-2043; and Enforcement: William E. Brookreson, P.O. Box 42560, Olympia, WA 98504-2560, (360) 902-1800.

Name of Proponent: Names of proponents are contained in petitions filed with the director of the Washington State Department of Agriculture and are available for public inspection, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The repeal of chapter 16-557 WAC would terminate the Washington Asparagus Commission effective December 31, 2002.

Proposal Changes the Following Existing Rules: Repeals the chapter 16-557 WAC.

WSR 01-22-104

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed November 7, 2001, 10:11 a.m.]

Original Notice.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: Termination of the Washington Asparagus Marketing Order, chapter 16-557 WAC.

PROPOSED

No small business economic impact statement has been prepared under chapter 19.85 RCW. RCW 19.85.030 requires a small business economic impact statement for the adoption of a rule. This proposal repeals chapter 16-557 WAC.

RCW 34.05.328 does not apply to this rule adoption. The Washington State Department of Agriculture is not a named agency.

Hearing Location: WestCoast Yakima Center, 607 Yakima Avenue, Yakima, WA 98901, on December 12, 2001, at 1:00 p.m.; and at TRAC, 6600 Burden Boulevard, Pasco, WA 99301, on December 13, 2001, 9:00 a.m.

Assistance for Persons with Disabilities: Contact Jodie Jones by December 4, 2001, TDD (360) 902-1996, or (360) 902-1976.

Submit Written Comments to: Deborah Anderson, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, fax (360) 902-2092, by December 13, 2001.

Date of Intended Adoption: April 11, 2002.

November 7, 2001
William E. Brookreson
Deputy Director

REPEALER

The following sections of the Washington Administrative Code are repealed:

- | | |
|----------------|---|
| WAC 16-557-010 | Definition of terms. |
| WAC 16-557-020 | Asparagus commodity board. |
| WAC 16-557-025 | Rules for implementation of promotional hosting by the Washington asparagus commission. |
| WAC 16-557-030 | Marketing order purposes. |
| WAC 16-557-040 | Assessments and collections. |
| WAC 16-557-041 | Time—Place—Method for payment and collection of assessments. |
| WAC 16-557-050 | Obligations of the board. |
| WAC 16-557-060 | Termination of the order. |
| WAC 16-557-070 | Effective time. |
| WAC 16-557-080 | Separability. |

WSR 01-22-110

PROPOSED RULES

**UTILITIES AND TRANSPORTATION
COMMISSION**

[Commission Docket No. UT-991922—Filed November 7, 2001, 11:19 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 00-02-010.

Title of Rule: Chapter 480-121 WAC, Registration, competitive classification, and initial price lists of telecommunications companies, WAC 480-120-052 Prepaid calling services and 480-120-058 Protection of customer prepayments.

Purpose: The proposed rules would streamline the filing process for applications for registration, petitions for competitive classification, and initial price lists, and allow for electronic filings. The proposal would also substantially reduce the requirements to offer prepaid calling services. Finally, the proposal would implement the requirements of the Governor's Executive Order 97-02 by reviewing the rules for need, effectiveness and efficiency, clarity, intent and statutory authority, and cost and fairness.

Statutory Authority for Adoption: RCW 80.01.040 and 80.04.160.

Summary: See Explanation of Rule below.

Name of Agency Personnel Responsible for Drafting: Teri Wallace, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, (360) 664-4891; Implementation and Enforcement: Carole J. Washburn, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, (360) 664-1174.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rules would implement requirements under the Governor's Executive Order 97-02, and would eliminate obsolete rules, reduce preparation time by the applicant and the commission, express the rules in a clear and concise manner and would allow for new technology that is more efficient and effective. Among other improvements, the proposal would streamline the filing process for applications for registration, petitions for competitive classification, and initial price lists, and allow for electronic filings. In addition, the proposal would substantially reduce the requirements to offer prepaid calling services.

Proposal Changes the Following Existing Rules: The proposal would change the title of chapter 480-121 WAC, Registration, competitive classification and price lists of telecommunications companies to Registration, competitive classification, and initial price lists of telecommunications companies.

The proposal would delete WAC 480-121-023 When a supplemental application is required. An applicant would not need to file a supplemental application under the proposed rules.

In addition, the proposal renumbers certain existing rules as follows:

Repealed		Same Language Adopted as	
WAC 480-121-010	Filing of registration application, competitive classification petition, and price list.	WAC 480-121-020	Requirements for applications for registration, petitions for competitive classification, and initial price lists.
WAC 480-121-030	Additional information.	WAC 480-121-016	Additional requirements.
WAC 480-121-050	Cancellations.	WAC 480-121-026	Rejecting a filing.
WAC 480-121-070	Petition for competitive classification.	WAC 480-121-061	General requirements to classify a telecommunications company as competitive or to classify a service provided by a telecommunications company as competitive.

The proposal would delete WAC 480-121-023 When a supplemental application is required. Accordingly, an applicant would not need to file a supplemental application under the proposed rules.

The proposal would add WAC 480-121-011 Application of rules, 480-121-016 Additional requirements, 480-121-017 Severability, and 480-121-018 Delivery of a filing.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rules implement state law, limit the companies that must file, and reduce the amount of information to be filed. Further, the proposed rules eliminate obsolete rules, modify rules to reduce preparation time, and express the rules in clear and concise language. Because there will not be any increase in cost resulting from these proposed rules, a small business economic impact statement is not required.

RCW 34.05.328 does not apply to this rule adoption. The commission is not an agency to which RCW 34.05.328 applies. The proposed rules are not significant legislative rules as referenced in RCW 34.05.328(5).

Hearing Location: Commission Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, on December 12, 2001, at 9:30 a.m.

Assistance for Persons with Disabilities: Contact Mary DeYoung by Monday, December 10, 2001, TDD (360) 586-8203, or (360) 664-1133.

Submit Written Comments to: Secretary, Docket No. UT-991922, Washington Utilities and Transportation Commission, 1300 South Evergreen Park Drive S.W., P.O. Box 47250, Olympia, WA 98504-7250, fax (360) 586-1150, by November 28, 2001.

Date of Intended Adoption: December 12, 2001.

November 7, 2001
Carole J. Washburn
Secretary

NEW SECTION

WAC 480-121-011 Application of rules. (1) The rules in this chapter apply to any telecommunications company that is subject to the jurisdiction of the commission as to rates and services under the provisions of RCW 80.04.010 and chapter 80.36 RCW.

(2) The price list provisions filed by the telecommunications company must conform with these rules. If the commission accepts a price list that conflicts with these rules, the acceptance does not constitute a waiver of these rules unless the commission specifically approves the variation consistent

with WAC 480-121-015. Price lists that conflict with these rules without approval are superseded by these rules.

(3) Any affected person may ask the commission to review the interpretation of these rules by a telecommunications company or customer by posing an informal complaint under WAC 480-09-150 (Informal complaints) or by filing a formal complaint under WAC 480-09-420 (Pleadings and briefs—Applications for authority—Protests).

(4) No deviation from these rules is permitted without written authorization by the commission. Violations will be subject to penalties as provided by law.

AMENDATORY SECTION (Amending Order R-464, filed 6/15/99, effective 7/16/99)

WAC 480-121-015 Exemptions from rules in chapter 480-121 WAC. (1) The commission may grant an exemption from the provision of any rule in this chapter, ~~((when doing so is))~~ if consistent with the public interest, the purposes underlying regulation(;) and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought ~~((and))~~, giving a full explanation of the reason for requesting the exemption ~~((is requested))~~.

(3) The commission will assign the request a docket number, if ~~((needed;))~~ it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardship imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter 480-09 WAC.

NEW SECTION

WAC 480-121-016 Additional requirements. (1) These rules do not relieve any telecommunications company from any of its duties and obligations under the laws of the state of Washington.

(2) The commission retains the authority to impose additional or different requirements on any telecommunications

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company in appropriate circumstances, consistent with the requirements of law.

NEW SECTION

WAC 480-121-017 Severability. If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of the chapter or the application of the provision to other persons or circumstances is not affected.

NEW SECTION

WAC 480-121-018 Delivery of a filing. (1) The commission will accept an application, petition for competitive classification, and initial price list delivered in person, by mail, fax, or (when procedures are in place) electronic means. The commission will stamp a filing received on Saturdays, Sundays, and state holidays, or after 5:00 p.m., Pacific time, as received on the next business day.

(2) In person or by mail.

(a) In order to be deemed received on a given day, the commission records center must receive an original and two copies of the filing by 5:00 p.m., Pacific time.

(b) A filing delivered by mail must be free from all charges for postage. The commission records center will return any postage-due filing to the sender.

(3) Fax filing.

(a) The commission must receive an original and two copies of the filing the following business day.

(b) The commission will use the date and time the fax filing is received and printed at the records center as the official file date.

(c) The commission records center must receive a faxed filing in its entirety by 5:00 p.m., Pacific time, Monday through Friday, except on state holidays, to be considered received on that business day.

(4) Electronic filing.

(a) An electronic filing must conform to commission procedures for electronic filing.

(b) After accepting an electronic filing, the commission will return an electronic mail message noting the receipt date.

AMENDATORY SECTION (Amending Order R-464, filed 6/15/99, effective 7/16/99)

WAC 480-121-020 Requirements for applications for registration (~~applications~~), (~~competitive classification~~) petitions for competitive classification, and initial price lists. (1) Applications for registration (~~must~~

~~(a) Be in the form prescribed by the commission;~~

~~(b) Comply with the rules set forth in chapter 480-120 WAC; and~~

~~(c) Be accompanied by the applicant's current balance sheet, latest annual report, if any, and a description of the telecommunications service it intends to offer) and petitions for competitive classification must be in the form prescribed by the commission.~~

~~(2) ((Petitions for competitive classification must meet the requirements of WAC 480-120-023)) Applications for registration:~~

~~(a) Must be filed with a petition for competitive classification and an initial price list;~~

~~(b) Must comply with the rules set forth in chapters 480-80 and 480-120 WAC;~~

~~(c) Must be filed at the office of the commission in Olympia, Washington;~~

~~(d) Must include a declaration signed and dated by the applicant or its attorney certifying the accuracy of the filing; and~~

~~(e) Will be assigned a docket number. All documents subsequently filed in the matter must bear that docket number.~~

~~(3) ((Price lists must meet the requirements of WAC 480-120-027.)) The commission may require, with or without hearing, that an applicant for registration clearly show:~~

~~(a) Adequate financial resources to provide the proposed service;~~

~~(b) Adequate technical competence to provide the proposed service; and~~

~~(c) Compliance with all applicable federal, state, and local telecommunications technical and business regulations.~~

~~(4) ((As a condition to registration, with or without hearing,)) The commission may ((require)) request that an applicant ((clearly show that:~~

~~(a) The applicant possesses adequate financial resources to provide the proposed service;~~

~~(b) The applicant possesses adequate technical competence to provide the proposed service;~~

~~(c) The applicant is in compliance with all applicable federal, state and local telecommunications technical and business regulations.~~

~~(5) The commission may request an applicant to provide information regarding the applicant's regulatory performance in other states in which it operates.~~

~~(6) Applicants intending to collect customer prepayments must meet the requirements of WAC 480-120-058.~~

~~(7) Applicants collecting customer deposits pursuant to WAC 480-120-056 may be required to procure a bond or establish a federally insured interest-bearing trust account) provide information regarding the applicant's regulatory performance in other states where it operates.~~

AMENDATORY SECTION (Amending Order R-464, filed 6/15/99, effective 7/16/99)

WAC 480-121-026 ((~~Rejection of registration application, competitive classification petition, and price list.~~) Rejecting a filing. ((Registration applications, competitive classification petitions, and price lists not in substantial compliance with these rules and chapter 480-120 WAC will be rejected by the commission and returned to the applicant.))

The commission may reject any filing that does not comply with commission rules.

AMENDATORY SECTION (Amending Order R-464, filed 6/15/99, effective 7/16/99)

WAC 480-121-040 ((~~Grant or denial of~~) Granting or denying petitions for registration. ((An application may be granted without hearing upon a determination by the commission that the application is consistent with the public

interest, that the applicant meets the requirements of this section and RCW 80.36.350 and that the applicant has provided adequately for the protection of customer deposits or prepayments. The application may be set for hearing in accordance with notice issued by the commission. If, after hearing, the commission finds that registration is not consistent with the public interest, or that the applicant does not meet the requirements of RCW 80.36.350, or that customer deposits or prepayments cannot be adequately protected, it will deny the application. (1) The commission secretary may grant an application for registration without hearing when the application is on a form prescribed by the commission and contains the following:

- (a) The name and address of the company;
- (b) The name and address of its registered agent, if any;
- (c) Name, address, and title of each officer or director;
- (d) The most current balance sheet;
- (e) The latest annual report, if any; and
- (f) A description of the telecommunications services it offers or intends to offer.

(2) The commission ~~((will))~~ may deny an application for registration ~~((submitted by an alternate operator services provider))~~ if, after hearing, the commission finds that the ~~((operator services offered by the company or the charges for those services are))~~ application is not consistent with the public interest or that the applicant:

- (a) Failed to provide the information required by RCW 80.36.350;
- (b) Failed to provide the performance bond described in RCW 80.36.350 and WAC 480-120-058, if required;
- (c) Does not possess adequate financial resources to provide the proposed service; or
- (d) Does not possess adequate technical competency to provide the proposed service.

(3) The commission may deny an application for registration submitted by an alternate operator services company if, after hearing, the commission finds that the services or charges offered by the company are not consistent with the public convenience and advantage.

AMENDATORY SECTION (Amending Docket No. U-991301, General Order R-464, filed 6/15/99, effective 7/16/99)

WAC 480-121-060 ((Revocation of) Revoking a registration. (1) The commission may revoke a registration, after notice and opportunity for a hearing, for good cause. Good cause includes, but is not limited to, failure to:

- ~~((1))~~ (a) File an annual report;
- ~~((2))~~ (b) Pay regulatory fees;
- ~~((3))~~ Comply with the requirements of WAC 480-120-058;
- (4) (c) Provide adequate service;
- ~~((5))~~ (d) Maintain ~~((correct contact information, including))~~ the telecommunications company's current address and telephone number; or
- ~~((6))~~ (e) Comply with all applicable federal, state, and local telecommunications ~~((and))~~ business and technical regulations~~((; or))~~.

~~((7))~~ (2) Comply with applicable federal, state, and local technical regulations imposed on the carrier.

AMENDATORY SECTION (Amending Docket No. U-991301, General Order No. R-481, filed 4/4/01, effective 5/5/01)

WAC 480-121-061 ((Classification proceedings))
General requirements to classify a telecommunications company as competitive or to classify a service provided by a telecommunications company as competitive. (1)

~~((Rules of practice and procedure applicable. The rules of practice and procedure before the commission, chapter 480-08 WAC, shall apply generally to proceedings to classify a telecommunications company as a competitive telecommunications company or a service as a competitive telecommunications service.~~

(2)) Initiation of classification proceedings. A telecommunications company ~~((shall initiate a))~~ requesting competitive classification ~~((proceeding by filing))~~ must file a petition with the commission. The petition must state the effective date of the requested classification, which must be at least thirty days after the filing date. The commission may initiate a competitive classification proceeding on its own motion by order instituting investigation.

~~((3))~~ Notice to affected companies and public counsel. The commission shall serve a copy of the petition or its order upon all telecommunications companies which may be affected by the proceeding, and upon the public counsel section of the office of the attorney general. Service by the commission shall be made as provided in WAC 480-08-060(4). Alternatively, the commission may direct petitioner to serve a copy of the petition upon such parties as the commission directs. Service by petitioner shall be made in accordance with WAC 480-08-060(3).

(4) Notice to customers of classification proceeding. The commission may require a telecommunications company to give notice of the pendency of the classification proceeding. The commission shall determine the manner and distribution of notice.

~~((5))~~ Appearances and) (2) Intervention. Any person desiring to participate in a competitive classification proceeding may petition to intervene as provided in WAC ~~((480-08-070))~~ 480-09-430.

~~((6))~~ Commission may require appearance.) (3) Additional parties. In any competitive classification proceeding the commission may require all regulated telecommunications companies potentially affected by the proceeding to appear as parties to determine ~~((their))~~ the proper classification of the affected companies.

~~((7))~~ (4) Burden of proof. In any competitive classification proceeding, the telecommunications company ~~((shall have))~~ has the burden of demonstrating that the company or ~~((services at issue are))~~ specific service(s) is subject to effective competition. ~~((Effective competition means that customers of the service have reasonably available alternatives and that the service is not provided to a significant captive customer base. In determining whether a service is competitive, factors the commission shall consider include, but are not limited to:~~

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(a) ~~The number and size of alternative providers of services;~~

(b) ~~The extent to which services are available from alternative providers in the relevant market;~~

(c) ~~The ability of alternative providers to make functionally equivalent or substitute services readily available at competitive rates, terms, and conditions; and~~

(d) ~~Other indicators of market power, which may include market share, growth in market share, ease of entry, and the affiliation of providers of services.~~

A telecommunications company will not be classified as competitive unless it demonstrates that the telecommunications services it offers are subject to) (5) Effective competition. Effective competition means that customers of the service(s) have reasonably available alternatives and that the company does not have a significant captive customer base for the service(s). The commission will consider the factors outlined in RCW 80.36.320 (1)(a) through (d) when determining whether a company is competitive.

(6) The competitive classification becomes effective on the stated effective date unless the commission suspends the proposed classification. If the commission suspends a proposed classification, it will enter a final order within six months from the date the petition was filed.

AMENDATORY SECTION (Amending Docket No. U-991301, General Order No. R-481, filed 4/4/01, effective 5/5/01)

WAC 480-121-062 ((Content of) Requirements for filing a petition for competitive classification of ((competitive) a telecommunications service((s and companies)). ((In addition to the requirements of WAC 480-08-050(13), a petition for classification of a competitive telecommunications service or a competitive telecommunications company shall, at a minimum, be accompanied with the following:)) A petition for competitive classification of a telecommunications service must, at a minimum, include:

(1) The name and address of the ((petitioner)) petitioning company;

(2) The name and telephone number of regulatory contact;

(3) A description of the services it offers;

((3)) (4) The names and addresses of any entities ((which)) that would be classified as "affiliated interests" of the petitioner ((pursuant to)) as defined in RCW 80.16.010; and

((4) A statement of the services the petitioner contends are subject to effective competition, and with respect to each such service the following information shall be provided:))

(5) A description of the service the petitioner proposes to classify as competitive. With respect to each service, the petitioner must provide the following information:

(a) A description((s)) of all functionally equivalent or substitute services in the ((petitioner's definition of the)) relevant market ((for the service));

(b) The names and addresses of all providers of ((such)) the services known or reasonably knowable to the petitioner;

(c) The prices, terms, and conditions under which ((such)) the services are offered by competitors to the extent known or reasonably knowable to the petitioner;

(d) A geographical ((delineation)) description of the relevant market;

(e) An estimate of the petitioner's market share ((and any past or projected change in market share));

(f) A description of ease of entry into the market; and

(g) A statement of whether the petitioner has a significant captive customer base and the basis for any contention that it does not((;

(h) A verifiable cost of service study supporting the contention that the price or rate charged for the service covers its cost. A petition which contends that all of a company's services are competitive and does not seek classification for some services if others are denied classification is exempted from this requirement;

(i) The manner by which notice of price list changes will be provided to customers and the commission)).

AMENDATORY SECTION (Amending Docket No. U-991301, General Order No. R-481, filed 4/4/01, effective 5/5/01)

WAC 480-121-063 ((Waiver of) Regulatory requirements that may be waived for ((competitive)) competitively classified telecommunications companies. (1) The commission may waive ((in writing)) regulatory requirements for ((competitive)) telecommunications companies that it has classified as competitive if it ((is determined)) determines that competition with the regulatory waiver will serve the same purposes as public interest regulation.

(2) ((Any telecommunications company seeking competitive classification shall include as part of its petition for classification any requests for waivers of regulatory requirements. Requests for waiver not included in a classification petition shall be granted or denied in writing. The commission reserves the right to set any such request for hearing at its discretion. Any request for waiver of regulatory requirements must include a statement as to how competition will serve the same purposes as public interest regulation.

(3)) By order, the commission may revoke waivers of regulatory requirements ((in the same manner in which they were granted)) if ((such)) it determines that revocation ((would)) is necessary to protect the public interest.

(3) Unless otherwise determined by commission order, the following regulatory requirements are waived for competitively classified companies:

(a) RCW 80.04.300 (Budgets to be filed by companies—Supplementary budgets);

(b) RCW 80.04.310 (Commission's control over expenditures);

(c) RCW 80.04.320 (Budget rules);

(d) RCW 80.04.330 (Effect of unauthorized expenditure—Emergencies);

(e) RCW 80.04.360 (Earnings in excess of reasonable rate—Consideration in fixing rates);

(f) RCW 80.04.460 (Investigation of accidents);

(g) RCW 80.04.520 (Approval of lease of utility facilities);

(h) RCW 80.36.100 (Tariff schedules to be filed and open to public);

(i) RCW 80.36.110 (Tariff changes—Statutory notice—Exception);

(j) Chapter 80.08 RCW (Securities) (except RCW 80.08.140, State not obligated);

(k) Chapter 80.12 RCW (Transfers of property);

(l) Chapter 80.16 RCW (Affiliated interests);

(m) Chapter 480-80 WAC (Utilities general—Tariffs, price lists, and contracts) (except WAC 480-80-201 Use of price lists through WAC 480-80-242 Using contracts for services classified as competitive);

(n) Chapter 480-140 WAC (Commission general—Budgets);

(o) Chapter 480-143 WAC (Commission general—Transfers of property);

(p) Chapter 480-146 WAC (Commission general—Securities, liens, affiliated interests, refunding of notes, lease of utility facilities);

(q) WAC 480-120-031 (Accounting);

(r) WAC 480-120-032 (Expenditures for political or legislative activities);

(s) WAC 480-120-043 (Notice to the public of tariff changes);

(t) WAC 480-120-046 (Service offered);

(u) WAC 480-120-131 (Reports of accidents);

(v) WAC 480-120-541 (Access charges);

(w) WAC 480-120-542 (Collective consideration of Washington intrastate rate, tariff, or service proposals); and

(x) WAC 480-120-544 (Mandatory cost changes for telecommunications companies).

AMENDATORY SECTION (Amending Docket No. U-991301, General Order No. R-481, filed 4/4/01, effective 5/5/01)

WAC 480-121-064 ((Investigations.)) **Reclassifying a competitive telecommunications company or service.** (((1) Information to the commission. The commission may require competitive telecommunications companies or telecommunications companies providing competitive services to submit periodically information relating to the factors set forth in WAC 480-120-027(7).

(2) Reclassification.)) After notice and hearing, the commission may reclassify any competitive telecommunications company or service if ((such)) it determines that reclassification would protect the public interest. ((In any such hearing the burden shall rest on)) The telecommunications company ((to)) **must** demonstrate that the existing competitive classification is proper and consistent with the public interest.

(((3) Refunds. If the commission finds after notice and hearing that any class of subscribers to a noncompetitive telecommunications service has paid excessive rates because of below cost pricing of competitive telecommunications services, the commission may order refunds or credits.))

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 480-121-010	Filing of registration application, competitive classification petition, and price list.
WAC 480-121-023	When a supplemental application is required.
WAC 480-121-030	Additional information.
WAC 480-121-050	Cancellations.
WAC 480-121-070	Petition for competitive classification.

AMENDATORY SECTION (Amending Order R-462, filed 4/26/99, effective 8/18/99)

WAC 480-120-052 Prepaid calling services. (((1) Prepaid calling services—Defined.

(a) Prepaid calling services (PPCS) means any transaction in which a consumer pays for service prior to use and the prepaid account is depleted as a consumer uses the service. Prepaid calling services may require the use of an access number or authorization code. The transaction often includes an object the size of a credit card which displays relevant information about the service. These objects are defined as prepaid calling cards.

(b) This section excludes credit cards and cash equivalent cards. Services provided at pay telephones using these cards are regulated under the provisions of WAC 480-120-138.

(i) Credit cards: Cards that can be used to make consumer purchases utilizing preapproved bank credit (e.g., Visa, MasterCard). Consumers utilizing such cards to complete pay telephone calls are charged the applicable tariffed coin operator rates on file with the commission for pay phone provider service at that location.

(ii) Cash equivalent cards: Are cards that may either be purchased for exclusive use at card reader pay telephones or may be used both for consumer purchases and use at card reader pay telephones. Cash equivalent cards are not purchased for the exclusive use through an individual telecommunications provider. Consumers utilizing such cards to complete pay telephone calls are charged the applicable tariffed coin operator rates on file with the commission for pay phone provider service at that location.

(2) Business office requirements for providers of prepaid calling services. A company offering prepaid calling services must provide consumers a without charge telephone number staffed by live personnel during regular business hours. The personnel must be sufficient to respond to all service related inquires and must be capable of answering general account related questions. The without charge number business office number may be the same as the technical assistance number required in subsection (3) of this section.

(3) Technical assistance requirements when providing prepaid calling services. A company offering prepaid calling services must provide consumers a without charge number

staffed by live personnel twenty four hours a day, seven days a week. The personnel must be sufficient to respond to all inquiries and must be capable of assisting consumers with technical problems or questions related to their service. The without charge number for technical assistance may be the same as the business office number required in subsection (2) of this section as long as the number is staffed twenty four hours a day.

(4) Billing requirements for prepaid calling services.

(a) Billing increments must be defined in the company's price list, or tariff and presale document. If a company uses an increment based on a time measurement, the increments must not exceed one minute. If the company bills usage in "unit" measurements, units must clearly be defined using both equivalent dollar amounts and time measurement. Unit billing increments can not exceed the equivalent one minute rate.

(b) Service may be rated only for the actual time a circuit is open that allows for conversation. Conversation time of less than a full billing increment shall not be rounded up beyond that full increment.

(c) Companies may not reduce the value of a PPCS account by more than the charges specified on the prepaid calling card; prepaid calling card packaging; visible display at the point of sale; rates specified in the presale document; or the rate authorized by the commission at the time of purchase. The PPCS may, however, be recharged by the consumer at a rate different from that specified in the initial presale agreement or the last recharge information so long as the rate and surcharges conform with the company's tariff or price list at the time of purchase. The consumer must be informed of the new rates at the time of recharge.

(d) Companies providing prepaid calling services must be capable of providing consumers, upon request, call detail reports at no charge.

(i) Companies may establish verification procedures to confirm the person requesting the call detail was the actual user of the service.

(ii) Call detail reports may be provided orally to a consumer. The company will only be required to provide a written call detail report at no charge if the user requests the information in writing.

(e) Companies providing prepaid calling services must maintain call data for a minimum of thirty months. The data must include the following:

(i) Dialing and signaling information that identifies the inbound access number called or the access identifier;

(ii) The number of the originating phone when the information is passed to the prepaid calling provider;

(iii) The date and time the call was originated;

(iv) The duration or termination time of the call;

(v) The called number; and

(vi) The personal identification number (PIN) and/or account number.

(5) Written disclosure requirements for prepaid calling services—Prepaid calling cards.

(a) Information required on prepaid calling cards. At a minimum the cards must contain the following information:

(i) The company's name as registered with the commission. A "doing business as" name may only be used if offi-

cially filed with the commission. The language must clearly indicate that the company is providing the prepaid telecommunication services.

(ii) The toll free or without charge number to reach the company's business office;

(iii) The toll free or without charge number to reach the company's technical assistance office, if different than the business office number;

(iv) The company's toll free or without charge number used to access the company's service, if applicable;

(v) Authorization code, if required to access the service or if applicable the toll free number user is required to call to establish access capability;

(vi) Expiration date, if applicable. If a card expires after a set period of time from activation, (e.g., ninety days after first use) the company must place a general statement on the card outlining this expiration policy. If an expiration date or expiration policy is not disclosed on the card it will be considered live indefinitely; and

(vii) Cards must be voided or otherwise physically marked if they were produced as a "nonlive" card so that it is clear to the user that the card is only a sample and is not active. If the card is not disclosed as a nonoperative card, the card is considered live and the issuing company must honor it.

(b) Prepaid calling card—Presale or point of sale documents. The following information must be legibly printed on the card, packaging, or display visible in a prominent area at the point of sale of the prepaid calling card in such a manner that the consumer may make an informed decision prior to purchase. If the information below is to be provided on a visible display at the point of sale the company must ensure by contract with its retailers or distributors that the information is provided to the consumer.

(i) Maximum charge per billing increment for prepaid calling card service. If a company charges varying rates for intrastate and interstate calls all applicable rates must be provided. The rates displayed must be no more than those approved in the tariff or price list of the company at the time of retail purchase;

(ii) Approved charges for all services, and surcharges, fees, and taxes, if applicable and the method of application;

(iii) Expiration policy, if applicable. If an expiration date is not disclosed the service will be considered live until the prepaid balance is depleted;

(iv) Recharge policy, if applicable. If an expiration date is not disclosed at the time service is recharged the service will be considered live indefinitely; and

(6) Written disclosure requirement for prepaid calling service—Other than prepaid calling cards. Presale agreement. The following information shall be provided in a presale document to an applicant prior to consumer prepayment and initiation of service:

(i) The company's name as registered with the commission. A "doing business as" name may only be used if officially filed with the commission. The language must clearly indicate that the company is providing the prepaid telecommunication services.

(ii) The toll free or without charge number to reach the company's business office;

(iii) The toll-free or without charge number to reach the company's technical assistance office, if different than the business office number;

(iv) The company's toll-free or without charge number used to access the company's network, if applicable;

(v) Authorization code, if required to access the service;

(vi) Maximum charge per billing increment for prepaid calling service. If a company charges varying rates for intrastate and interstate calls all applicable rates must be provided. The rates displayed shall be no more than those approved in the tariff or price list of the company at the time of retail purchase;

(vii) Approved charges for all services, and surcharges, fees, and taxes if applicable, and the method of application;

(viii) Expiration date, if applicable;

(ix) Recharge policy, if applicable.

(7) Verbal disclosure requirements for prepaid calling services.

(a) Companies offering prepaid calling service must:

(i) Provide an announcement at the beginning of each call indicating the time remaining on the prepaid account or prepaid calling card;

(ii) Provide an announcement when the prepaid account or prepaid calling card balance is about to be depleted. This announcement must be made at least one minute prior to depletion.

(iii) When requested by a Washington state consumer, the company's business office and technical assistance office must provide the consumer the number for the Washington utilities and transportation commission consumer services line; and

(iv) Company supervisory personnel must provide dissatisfied applicants or subscribers the commission's toll-free number and address in conformance with WAC 480-120-101.

(8) Requirements for refund of unused balances.

(a) When a company has failed to provide service at rates provided in presale documentation or quoted at the time an account is recharged, or that the company has failed to meet technical standards, companies offering prepaid calling services must provide refunds for any unused service or provide equivalent credit in services offered when requested by a customer. Refunds must equal the value remaining on the prepaid calling account or prepaid card. The customer is allowed to choose either the refund or equivalent service option.

(b) Refund requests received from consumers for reasons other than improper rates or failure to meet technical standards may be made at the sole discretion of and in a form prescribed by the company.

(9) Performance standards for prepaid calling services. Each company shall ensure that:

(a) A minimum of ninety eight percent of all call attempts are completed to the called party's number. Station busies and unanswered calls will be considered completed calls.

(b) A minimum of ninety eight percent of all call attempts are completed to a company's business office number. Station busies and unanswered calls will not be counted as completed calls.

(c) A minimum of ninety eight percent of all call attempts are completed to the company's technical assistance number. Station busies and unanswered calls will not be counted as completed calls.

(10) Requirements when a company ceases operations in the state of Washington. When a company ceases operations in the state, the company must:

(a) Provide the commission with thirty days advance notice in writing.

(b) At least twenty one days before termination, provide written notice to customers at the address on file with the company, if applicable, indicating that service will be ending, and explain how customers may receive a refund on any unused service.

(c) Beginning at least fifteen days before termination, provide oral notice of termination at the beginning of each call originated in Washington, including the date of termination and a number to call for more information.

(d) Provide information to consumers via its customer service number outlining the procedure for obtaining refunds and continue to provide this information for sixty days from the date company ceases operations.

(e) Within twenty four hours after ceasing operations, provide the commission and the company's bonding agent a list of all account numbers with unused balances. The list must include the following:

(i) The identification number used by the company on each account for billing/debit purposes;

(ii) The unused portion of any prepaid monthly fee on each account;

(iii) The unused time, stated in units or minutes as applicable on each account and the equivalent dollar amount.

(11) Compliance requirements for prepaid calling services:

(a) Printed materials including prepaid calling cards, presale documents, and point of sale documents:

(i) All materials printed ninety days after the effective date of the rule must comply with provisions of this rule;

(ii) All printed materials in circulation must comply with this rule within nine months of the effective date of this rule.

(b) Rules requirements—excluding printed material. Companies providing prepaid calling services within the state of Washington must be in compliance with this rule within ninety days of the effective date of this rule.

(12) Other regulatory requirements. Companies providing prepaid calling services must comply with all other laws and commission rules relating to provision of telecommunications services unless the company has filed for and received waiver from the commission.

(13) Penalties for provision of service by an unregistered telecommunications company. When a penalty is imposed upon finding that an unregistered company has provided prepaid calling services within the state of Washington, the commission may assess penalties of up to one hundred dollars per day per violation under RCW 80.04.405 and/or up to one thousand dollars per day per violation under RCW 80.04.380.) (1) For the purposes of this section, prepaid calling services (PPCS) means any transaction in which a customer pays for service prior to use and applies only to those services where the number of available minutes decreases as

the customer uses the service. Prepaid calling services do not include flat-rated basic local service that is billed in advance of use.

(a) PPCS may require the use of an access number or authorization code.

(b) This section excludes credit cards and cash equivalent cards. Services provided at pay telephones using these cards are regulated under the provisions of WAC 480-120-138.

(2) PPCS providers must provide customers a without-charge telephone number staffed by personnel capable of:

(a) Responding to technical problems or questions related to their service twenty-four hours a day, seven days a week;

(b) Responding to general account-related questions during regular business hours; and

(c) Providing the commission's toll-free number and address to dissatisfied customers as required by WAC 480-120-101.

(3) Billing requirements for PPCS.

(a) A PPCS provider may charge only for the actual time a circuit is open for conversation. The price list or tariff and presale document must define billing increments. The provider must not round up the length of conversation time for less than a full billing increment beyond that full increment.

(i) If a PPCS provider uses an increment based on a time measurement, the increment must not exceed one minute.

(ii) If a PPCS provider bills usage in "unit" measurements, it must clearly define units using both equivalent dollar amounts and time measurement. Unit billing increments cannot exceed the equivalent one minute rate.

(b) At the customer's request, a PPCS provider may add additional time to an existing account in exchange for an additional payment at a rate not to exceed those on file with the commission. The PPCS provider must inform the customer of the new rates at the time of the recharge request.

(4) PPCS providers must maintain the following call-data for a minimum of twenty-four months:

(a) Dialing and signaling information that identifies the inbound access number called or the access identifier;

(b) The number of the originating phone when the information is passed to the PPCS provider;

(c) The date and time the call was originated;

(d) The duration or termination time of the call;

(e) The called number; and

(f) The personal identification number (PIN), or account number.

(5) Disclosure requirements - Prepaid calling services.

(a) A PPCS provider must disclose, prior to the sale, the following information:

(i) The PPCS provider's name as registered with the commission;

(ii) The "doing business as" name as registered with the commission, if applicable;

(iii) The maximum charge per billing increment. A PPCS provider charging varying rates for intrastate and interstate calls must provide all applicable rates. The rates disclosed must be no more than those in its price list or tariff on file with the commission at the time of purchase;

(iv) Charges for all services, including any applicable surcharges, fees, or taxes, and the method of application;

(v) Expiration date, if applicable. If a card expires after a set period of time from activation, the PPCS provider must specify the expiration date on the card. If an expiration date is not disclosed on the card it will be considered unexpired indefinitely; and

(vi) Recharge policy, if applicable. If a PPCS provider does not disclose the expiration date at the time service is recharged, the service will be considered unexpired indefinitely.

(b) A PPCS provider must disclose, at the time of purchase, the following information:

(i) The without-charge telephone number(s) a customer may use to resolve technical problems, service-related questions, and general account-related questions; and

(ii) Authorization code, if required, to access the service or, if applicable, the without-charge telephone number used to establish access capability.

(c) If the PPCS provider is not the entity that packages the services for sale to the public, it must require the company that does so, through a written agreement, to comply with the disclosure requirements of this section.

(6) Time of use disclosure requirements. The PPCS provider must:

(a) Announce at the beginning of each call the time remaining on the prepaid account or prepaid calling card; and

(b) Announce the time remaining at least one minute before the prepaid account balance is depleted.

(7) When a PPCS provider has failed to provide service at rates disclosed prior to the sale or quoted at the time an account is recharged, or the PPCS provider has failed to meet performance standards, it must provide refunds for any unused service or provide equivalent service credit when requested by a customer. Refunds or credits must equal the value remaining on the prepaid calling account. The customer may choose either the refund or equivalent service credit option.

(8) Performance standards for prepaid calling services. Each PPCS provider must ensure that:

(a) Customers can complete a minimum of ninety-eight percent of all call attempts to the called party's number. The PPCS provider will consider any busy signals or unanswered calls as completed calls.

(b) Customers can complete a minimum of ninety-eight percent of all call attempts to the PPCS provider. The PPCS provider will not consider any busy signals or unanswered calls as completed calls.

AMENDATORY SECTION (Amending Order R-462, filed 4/26/99, effective 8/18/99)

WAC 480-120-058 Protection of customer prepayments. ~~((1) A company that intends to collect customer prepayments must first demonstrate to the commission that it meets (a), (b), or (c) of this subsection.~~

~~(a) The company has a corporate debt rating, according to Standard & Poor's of BBB or higher, or according to Moody's of BAA or higher, with respect to outstanding debt obligation; or~~

~~(b) The company has a performance bond satisfactory to the commission sufficient to cover any customer prepayments; or~~

~~(c) The company has made provision for deposit of customer prepayments in a federally insured interest bearing trust account maintained by applicant solely for customer advances. The prepayments must be deposited in a bank, savings and loan association, mutual savings bank, or licensed escrow agent with access to such funds only for the purpose of refunding prepayments to customers. The funds must be maintained in an account within the state of Washington. In any order granting certification, the commission may require either bond or trust account or escrow as a condition.~~

~~(2) Reporting requirements for every bond or trust account.~~

~~(a) Each company collecting customer prepayments must submit to the commission a report within fifteen days after the end of each calendar quarter. The report must contain the following information specific to state of Washington operations:~~

~~(i) Total outstanding balance of customer prepayments at the beginning of the reporting period;~~

~~(ii) Dollar amount of prepaid services sold during the reporting period;~~

~~(iii) Depleted usage of prepaid services during the reporting period; and~~

~~(iv) Total outstanding prepaid service balances at the end of the reporting period.~~

~~(b) Nothing in this rule precludes commission staff from requesting current company financial or operating information at any time.~~

~~(c) A company may petition the commission for a reduction in reporting requirements. The commission may grant or deny the request by letter from the commission secretary.~~

~~(3) Calculation of trust or bond levels.~~

~~(a) The initial level of the bond or trust must comply with the provisions of subsection (1)(b) or (c) of this section.~~

~~(b) The company must adjust the subsequent level of the bond or trust based upon quarterly reports data and the company must notify the commission of that adjustment.~~

~~(4) A company may petition for and the commission may grant waiver of the bond/trust requirement either at the time of registration or at such later time as the company can demonstrate to the commission's satisfaction that it meets standards for waiver of the bond/trust requirement. The petitioning company must provide documentation to the commission in support of the petition. The commission may grant or deny the request by letter from the commission secretary. The commission will evaluate the following to determine whether a waiver of the bond/trust requirement will be granted:~~

~~(a) Certified financial statements establishing adequate financial resources sufficient to provide service to consumers of prepaid telecommunications service;~~

~~(b) Confirmation that the company has received approval for and has been providing comparable services satisfactorily in one or more other state jurisdictions. The documentation must consist of information from the regulatory agency in the other state and must demonstrate that the company has complied with that states' rules and regulations and~~

~~has provided adequate levels of service for twelve consecutive months;~~

~~(c) Compliance, following registration with the commission, with Washington rules and provision of adequate levels of service for at least twelve consecutive months;~~

~~(d) Documentation that the company has established a bond rating as provided for in subsection (1)(a) of this section;~~

~~(e) Other evidence demonstrating that consumer interests will be adequately protected.)~~ As a precondition to registration, the commission may require a telecommunications company to file a performance bond sufficient to cover any prepayments it may collect from its customers, or order that such prepayments be held in escrow or trust, as stated in RCW 80.36.350.

WSR 01-22-111

PROPOSED RULES

DEPARTMENT OF COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT

[Filed November 7, 2001, 11:56 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-03-029.

Title of Rule: Developmental disabilities endowment trust fund.

Purpose: To establish the rules governing the developmental disabilities endowment fund as directed in RCW 43.330.240.

Statutory Authority for Adoption: RCW 43.330.240.

Statute Being Implemented: RCW 43.330.195 through 43.330.240.

Summary: These rules will govern the developmental disabilities endowment fund.

Reasons Supporting Proposal: These rules are necessary for the endowment fund to begin operations.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jeanne Marie Thomas, 906 Columbia Street S.W., Olympia, WA 98504-8350, (360) 725-2862.

Name of Proponent: Developmental Disabilities Endowment Fund Governing Board, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: These rules will govern the developmental disabilities endowment fund. These rules establish eligibility requirements, matching policies, dispute processes and other essential aspects of the endowment fund.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These proposed rules do not have an economic impact on small businesses.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. The rules do not meet the definition of a significant legislative rule.

PROPOSED

Hearing Location: Spokane Community College, 810 North Greene Street, Spokane, WA 99217-5399, on December 13, 2001, at 7:00 p.m. - 9:00 p.m.; and at Tacoma Community College, 6501 South 19th Street, Tacoma, WA 98466, on December 17, 2001, at 10:00 a.m. - 12:00 p.m.

Assistance for Persons with Disabilities: Contact Rick Torrance by December 6, 2001, TDD (360) 586-4224, or (360) 725-2851.

Submit Written Comments to: Rick Torrance, Department of Community, Trade and Economic Development, 906 Columbia Street S.W., P.O. Box 48350, Olympia, WA 98504-8350, fax (360) 586-0489, richardt@cted.wa.gov, by December 17, 2001.

Date of Intended Adoption: January 7, 2002.

November 5, 2001

Martha Choe
Director

Chapter 365-220 WAC

DEVELOPMENTAL DISABILITIES ENDOWMENT TRUST FUND

GENERAL

NEW SECTION

WAC 365-220-005 What is the purpose and scope of this chapter? The purpose of this chapter is to establish the rules for the Developmental Disabilities Endowment Trust Fund to implement RCW 43.330.195 through RCW 43.330.240.

NEW SECTION

WAC 365-220-010 May a member of the public appear before the Governing Board? Members of the public may appear before the Governing Board at their regularly scheduled meetings or submit written comments to the Governing Board for consideration at their regularly scheduled meetings. Requests for meeting schedules and agendas should be made to the Program Manager.

NEW SECTION

WAC 365-220-015 What definitions apply to this chapter? **"Beneficiary"** means a person for whom an individual trust account has been established within the Endowment Fund. Beneficiaries must reside in Washington State at the time of enrollment. Beneficiaries must meet the Washington State definition of developmental disability in R.C.W. 71A.10.020(3), as determined by a representative of the Division of Developmental Disabilities of the Department of Social and Health Services.

"Department" means the Department of Community, Trade and Economic Development, Office of Community Development.

"Disbursement Manager" means the person or persons designated by the Governing Board who must authorize all disbursements from the Endowment Fund. The Disbursement

Manager will consider the disbursement plan filed by the primary donor when making decisions regarding disbursements. The Disbursement Manager is obligated to take into account how any individual disbursement will affect the ability of the account to sustain the needed disbursements over the lifetime of the beneficiary.

"Disbursement Plan" means a plan, submitted by the primary donor at the time of enrollment, that identifies the goods or services most likely to be appropriate to the supplemental needs of the Beneficiary. The primary donor may periodically change this by amending the joinder agreement.

"Disposition Plan" means a plan, submitted by the primary donor at the time of enrollment that directs how funds will be disbursed upon the death of the beneficiary.

"Governing Board" means the seven-member group established to design and administer the Endowment Fund, according to RCW 43.330.210

"Individual Trust Account" means an account established within the Endowment Trust Fund for an individual beneficiary.

"Joinder Agreement" means an agreement establishing the primary donor's consent to the master trust document for the Endowment Fund. This includes the disbursement plan and the disposition plan, and designates the primary representative and additional persons authorized to request disbursements.

"Primary Donor" means the person who sets up an account for a beneficiary and submits and signs the joinder agreement. The primary donor may be the beneficiary.

"Primary Representative" means the person named in the joinder agreement with whom the Governing Board and/or the Disbursement Manager is authorized to communicate regarding an individual beneficiary's interests.

"Program Manager" means the person designated by the Department to manage the Developmental Disabilities Endowment Fund and act as the Department liaison with other state agencies to facilitate Governing Board activities.

"Resident" means a person who lives in the state of Washington. For purposes of the Endowment Fund, a beneficiary must be a resident.

"Vesting" means to become qualified for matching funds.

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

DISBURSEMENTS

NEW SECTION

WAC 365-220-020 Who authorizes disbursements? The Disbursement Manager will review all disbursement requests. Only the Disbursement Manager may authorize disbursements.

NEW SECTION

WAC 365-220-025 What types of disbursements are allowed? Recommended services and supports include, but are not limited to:

1. Education, information, and training opportunities

2. Living arrangements, including personal assistance services, skill building, financial management, medical monitoring, meal preparation, shopping, home maintenance, and house cleaning

3. Unusual or extraordinary disability-related shelter expenses

4. Capital expenses, including environmental modifications and transportation

5. Employment supports and tuition

6. Social productivity and personal fulfillment activities, such as volunteering, club membership, and recreation

7. Assistive technology, including computers and electronic equipment

8. Clothing, including specialized clothing

9. Respite care

10. Disability-related support groups

11. Medical care, counseling, therapies, and other health related services, including alternative practitioners

12. Utility and transportation costs

13. Vacation, travel, and recreation

14. Birthday and holiday presents

15. Advocacy and legal services

16. Individual trust account fees including enrollment, bookkeeping, tax filing and annual management expenses

17. Items the Disbursement Manager deems appropriate and reasonable

NEW SECTION

WAC 365-220-030 Who may request disbursements on behalf of the beneficiary? The primary representative and any additional persons designated by the primary donor in the joinder agreement may make disbursement requests on behalf of the beneficiary. The primary donor may amend this part of the joinder agreement.

DISPOSITION PLAN

NEW SECTION

WAC 365-220-035 What happens to an account when the beneficiary dies? At the time of enrollment, the primary donor will indicate how any remaining private funds, and any associated earnings, will be distributed upon the death of the beneficiary. The primary donor will indicate the amount of funds to be disbursed and to whom they will be disbursed. In some cases, state and federal law may determine what happens to remaining funds. When applicable, this will be indicated in the joinder agreement.

When an individual account is closed upon the death of the beneficiary, the matching portion and any related interest will be returned to the Developmental Disabilities Endowment Trust Fund.

NEW SECTION

WAC 365-220-040 Can the Disposition Plan be changed? No. Once an individual trust account is funded, the individuals or organizations that are listed in the disposition plan cannot be changed.

DISPUTES

NEW SECTION

WAC 365-220-045 What decisions may be appealed?

Primary donors or primary representatives may appeal Governing Board decisions, or decisions made on the Governing Board's behalf, regarding enrollment, account closure, disbursement decisions, extensions related to matching funds, and access to matching funds. For decisions made by contracting agencies or individuals, the dispute must first be addressed through the agency's or individual's dispute process.

NEW SECTION

WAC 365-220-050 What is the dispute process? (1)

To appeal a Board decision, a primary donor or primary representative must send a letter addressed to the Program Manager at the Department. The letter of appeal must be signed by the appealing party and be received by the Program Manager within thirty calendar days of the date of the decision. The letter must include:

(a) The name and mailing address of the appealing party;

(b) A description of the decision being appealed; and

(c) A statement explaining why the appealing party believes the decision was incorrect, outlining the facts surrounding the decision and including supporting documentation.

(2) Upon receiving the letter of appeal, the Program Manager will send notification to the appealing party, confirming the appeal has been received and indicating when a decision can be expected.

(3) The Governing Board or its designee will conduct appeals according to RCW 34.05.485. The Governing Board or its designee will review and decide the appeal based on the submitted documents unless the Governing Board or its designee and the appealing party agree to hold a hearing in person or by telephone.

(4) The Program Manager will send the appealing party written notification of the Governing Board or its designee's initial decision within sixty days of receiving the letter of appeal. The notification will include the reasons for the initial decision, and instructions on further appeal rights.

(5) The initial decision of the Governing Board or its designee becomes the final decision unless the Program Manager receives a request for a review hearing from the appealing party within thirty days of the date of the decision. The appealing party may request review of the initial decision in writing. The person requesting review must reference the initial decision and provide any additional written information that the appealing party would like considered in the review. A review officer designated by the Governing Board will review the decision through a hearing conducted under RCW 34.05.488 through RCW 34.05.494.

(6) The officer will review and decide the appeal based on submitted documents unless the Governing Board or its designee and the appealing party agree to hold a hearing in person or by telephone.

(7) The review officer will make any inquiries necessary to determine whether the proceeding must become a formal adjudicative proceeding under the provisions of chapter 34.05 RCW.

(8) If the appealing party disagrees with a review decision under subsection (6) of this section, the appealing party may request judicial review of the decision, as provided for in RCW 34.05.542. Request for judicial review must be filed with the court within thirty days of service of the final agency decision.

ELIGIBILITY

NEW SECTION

WAC 365-220-055 Who is eligible to be a beneficiary in the Endowment Fund? Beneficiaries must reside in Washington State at the time of enrollment. Beneficiaries must meet the Washington State definition of developmental disability in Revised Code of Washington 71A.10.020(3).

NEW SECTION

WAC 365-220-060 How is eligibility determined? All beneficiaries must be determined to meet the definition of developmental disability in Revised Code of Washington 71A.10.020(3) by a representative of the Division of Developmental Disabilities of the Department of Social and Health Services. The primary donor must make arrangements for notification of this determination to be sent to the Endowment Fund office.

NEW SECTION

WAC 365-220-065 What happens if a beneficiary moves out of the State of Washington? If the beneficiary moves out of the State of Washington, the Fund will offer two options:

- A The balance of the account will be placed in another existing special needs trust. Any costs relating to the transfer will be charged to the beneficiary's account.

-OR-

- B The account will remain open, and the account will be assessed fees at a level that will support all costs of maintaining the account. The beneficiary will no longer be eligible for the state match.

The primary donor is required to notify the Disbursement Manager if the beneficiary moves out of the State of Washington.

NEW SECTION

WAC 365-220-070 What happens if a beneficiary is determined to no longer meet the Washington State definition of developmental disability in Revised Code of Washington 71A.10.020(3)? If the beneficiary is determined to no longer meet the definition of developmental disability in Revised Code of Washington 71A.10.020, the Endowment Fund will offer two options:

- A The balance of the account will be placed in another existing special needs trust. Any costs relating to the transfer will be charged to the beneficiary's account.

-OR-

- B The account will remain open, and the account will be assessed fees at a level that will support all costs of maintaining the account. The beneficiary will no longer be eligible for the state match.

The primary donor is required to notify a representative of the Endowment Fund if the beneficiary is found to no longer meet the definition of developmental disability in Revised Code of Washington 71A.10.020.

FEES

NEW SECTION

WAC 365-220-075 What fees must be paid to participate in the Endowment Fund? The following fees may be charged by entities or individuals associated with the Developmental Disabilities Endowment Trust Fund as a condition of participation:

1. State Investment Board Fees

All investment and operating costs associated with the investment of money shall be paid to the State Investment Board from the earnings of the Fund, as required by RCW 43.33A.160.

2. State Treasurer Fees

Fees charged for the services of the State Treasurer will not exceed .00274% per day while funds remain in the custody of the State Treasurer, as specified in RCW 43.08.190.

3. Annual Management Fees

An annual management fee will be charged to each account for services including bookkeeping, tax filing, banking services, Governing Board and Department activities, legal services, and other expenses deemed necessary by the Governing Board. The Governing Board shall authorize all changes in the annual management fees, and primary representatives will be notified sixty days in advance of the effective date of any changes in the annual management fees.

4. Enrollment Fees

Each individual trust account will be charged a \$600 enrollment fee. A minimum of \$200 of this fee will be due at the time of enrollment. The Governing Board shall authorize all changes in the enrollment fees, and primary representatives will be notified sixty days in advance of the effective date of any changes in Enrollment fees.

5. Disbursement Manager Fees

Fees for disbursement manager services will be charged privately according to the terms of the contract between the Disbursement Manager and the Developmental Disabilities Endowment Trust Fund. Current fee levels will be disclosed prior to enrollment. The Governing Board shall authorize all changes in the disbursement manager fees, and primary representatives will be notified sixty days in advance of the effective date of any changes in disbursement manager fees.

6. Tax Filing Fees

PROPOSED

When needed, the costs associated with filing taxes for individual accounts will be deducted from those accounts. Current fee levels will be disclosed prior to enrollment. The Governing Board shall authorize all changes in tax filing fees, and primary representatives will be notified sixty days in advance of the effective date of any changes in tax filing fees.

7. Fees for Locating Recipients Named in the Disposition Plan

The Endowment Fund reserves the right to charge fees to cover the costs associated with locating any parties named as recipients in the disposition plan.

NEW SECTION

WAC 365-220-080 Is it possible to be placed on the list for matching funds, and delay payment of the enrollment fees? Yes. For the first 100 people who request delayed enrollment and meet all eligibility requirements, matching funds will be reserved for one year, or until \$200 of the enrollment fee is paid, whichever is earlier. Reserved slots for delayed enrollment fees will be awarded on a first come, first served basis.

NEW SECTION

WAC 365-220-085 Are fees refundable? No. Fees are not refundable.

NEW SECTION

WAC 365-220-090 What happens when fees are past due? Accounts with fees that are not paid for a period of 90 days will be closed. The primary representative of an account will be notified 30 days before that account is closed due to outstanding fees.

TRANSFERRING ACCOUNTS

NEW SECTION

WAC 365-220-095 When and how may individual accounts be transferred? A primary representative may request Governing Board approval for a transfer of an account to another special needs trust. This must be done through written correspondence to the Governing Board stating the reasons for the request. The Governing Board shall review all requests for transfers. Only the Governing Board or its designee may approve transfers.

MATCHING MONEY AND EARNINGS

NEW SECTION

WAC 365-220-100 Are there any guarantees related to the availability of matching money or earnings on investments? No. There is no guarantee that any account will receive matching money from the State of Washington or from any other source. This is dependent on the availability of matching money in the Endowment Fund. The Governing Board will determine availability.

The State of Washington and the Developmental Disabilities Endowment Governing Board make no guarantee related to the return on investments of money placed in the individual accounts or in the Endowment Fund.

NEW SECTION

WAC 365-220-105 Who establishes matching policies? All matching policies are established by the Governing Board.

NEW SECTION

WAC 365-220-110 How will access to matching funds be determined? Matching funds are limited. Beneficiaries will be assigned access to matching funds on a first come, first served basis.

NEW SECTION

WAC 365-220-115 How do participants qualify for the match? Participants must maintain active participation for a minimum of three years in order to be qualified for the match. If withdrawals are made during this time that bring the account under the required vesting schedule, the account will be considered inactive. Accounts must remain active in order to continue to qualify for the match.

Once earned, the match will be allocated with interest based on the date of the first contribution to a qualified account.

Accounts do not need to vest in order to be qualified for the enrollment match or the annual management fee match.

NEW SECTION

WAC 365-220-120 What is the definition of 'active participation'? Active participation is defined as \$300.00 of cumulative contributions into the fund each year, for three consecutive years. This may be accomplished through monthly, yearly, or one time only payments. Payments can not be credited for past years during which active participation was not maintained.

Below are three examples of accounts with cumulative totals that would qualify as active accounts for each of the three years represented:

YEAR	ACCOUNT #1 CONTRIBUTIONS	ACCOUNT #2 CONTRIBUTIONS	ACCOUNT #3 CONTRIBUTIONS
Year 1	\$300.00	\$600.00	\$900.00
Year 2	\$300.00	0	0
Year 3	\$300.00	\$300.00	0

NEW SECTION

WAC 365-220-125 What happens when an account becomes inactive? When an account becomes inactive, it is no longer qualified to earn the match. The primary representative of an account will be notified at least thirty days before that account ceases to earn the match due to the account becoming inactive.

NEW SECTION

WAC 365-220-130 Are there time limits for earning the match? As long as an individual meets the criteria for an active account, and has qualified for the match, the account can continue to earn the match for as long as it takes to earn the lifetime maximum.

NEW SECTION

WAC 365-220-135 Are extensions allowed? One twelve-month extension may be granted to extend the time to become qualified for the match or to maintain active status in order to earn the match. To obtain the extension, a written request must be made to the Governing Board.

NEW SECTION

WAC 365-220-140 What is the matching rate? The state match rate is 25%, applied to the annual and lifetime maximums.

NEW SECTION

WAC 365-220-145 What is the maximum annual contribution eligible for state matching money? The maximum allowable annual contributions eligible for state matching dollars is \$3,100.00. The maximum annual state match available for each beneficiary is \$750.00. The state match is based on the amount of a contribution, and does not take into account any return on the investment of the contributions. The enrollment match and the annual management fee match do not apply to the maximum annual state match available for each beneficiary.

NEW SECTION

WAC 365-220-150 What is the maximum lifetime contribution eligible for state matching money? The maximum allowable lifetime contributions eligible for state matching dollars is \$31,000.00. The maximum lifetime state match available for each beneficiary is \$7,750.00. The state match is based on the amount of a contribution, and will not take into account any return on the investment of the contributions. The enrollment match and the annual management fee match do not apply to the maximum lifetime state match available for each beneficiary.

NEW SECTION

WAC 365-220-155 Is there a limit on individual savings? There is no limit on individual savings; there is only a limit on the amount the state will match.

NEW SECTION

WAC 365-220-160 May donors make lump sum contributions? Private contributions may be deposited each month, or in one or more lump sums. The match will occur annually, and it will be based on the cumulative unmatched contribution in the account to date. (The calculation of the match does not consider interest earned on contributions.)

NEW SECTION

WAC 365-220-165 How many accounts for each beneficiary are eligible to receive the match? Each beneficiary may have only one account that is eligible for the match. Additional accounts may be established, but will not be eligible for the match unless the first account is closed. If the account earning the match is closed, another account may be eligible for the match, as allowed in WAC 365-220-170.

NEW SECTION

WAC 365-220-170 For beneficiaries with multiple accounts, how is it determined which account is eligible for the match? For beneficiaries with multiple accounts, the match will be applied to the first account opened. If the first account opened is later closed and the beneficiary has not received the maximum lifetime match, the next account opened for that beneficiary will be eligible for the maximum lifetime match less the amount of matching funds already received by that beneficiary.

If a beneficiary has multiple accounts, and if an account for which they have vested is closed, vesting and access to the match are automatically transferred to the next earliest account opened for that beneficiary.

NEW SECTION

WAC 365-220-175 In what proportion is the match spent? For every disbursement made from an account, the amount of matching funds spent will be equal to the percentage of matching funds in the account multiplied by the amount of the disbursement.

NEW SECTION

WAC 365-220-180 What is the enrollment match? After \$200 of the enrollment fee is paid, the enrollment fee will be matched dollar for dollar for accounts with access to matching funds. The maximum enrollment match is \$400 per beneficiary. Vesting requirements do not apply to the enrollment match. Matching funds allocated for this purpose will not count against the beneficiary's maximum lifetime match. Matching funds allocated for this purpose will not count against the beneficiary's maximum annual match.

NEW SECTION

WAC 365-220-185 What is the management fee match? For every dollar the annual management fee exceeds \$500 or 2% of the balance of the account, whichever is smaller, the account will be matched with a dollar. Vesting requirements do not apply to the management fee match. Matching funds allocated for this purpose will not count against the beneficiary's maximum lifetime match. Matching funds allocated for this purpose will not count against the beneficiary's maximum annual match.

WSR 01-22-004
EXPEDITED RULES
DEPARTMENT OF REVENUE

[Filed October 26, 2001, 9:03 a.m.]

Title of Rule: Amendatory section WAC 458-30-590
 Rate of inflation—Publication—Interest rate—Calculation.

Purpose: To provide information about the rate of inflation that is used by county officials to calculate interest on deferred special benefit assessments when farm and agricultural or timber land is removed or withdrawn from classification under chapter 84.34 RCW, the open space program.

Statutory Authority for Adoption: RCW 84.34.360.

Statute Being Implemented: RCW 84.34.310.

Summary: Special benefit assessments for certain local improvements to farm and agricultural or timber land classified under chapter 84.34 RCW may be deferred by the land owner. If a land owner has chosen to defer these assessments, when the land is subsequently removed or withdrawn from classification the deferred special benefit assessments become due and payable with interest. WAC 458-30-590 provides the rate of inflation used in calculating the interest rate that is added to the deferred amount of special benefit assessments.

Reasons Supporting Proposal: RCW 84.34.310(6) authorizes the department to determine and publish the rate of inflation for each assessment year.

Name of Agency Personnel Responsible for Drafting: Kim M. Qually, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6113; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-30-590 explains the department's duty to determine and publish an annual rate of inflation, the basis for the inflation rate, how the rates of inflation are used to calculate the rate of interest, and the rate of inflation. The rate of inflation is used when farm and agricultural or timber land classified under chapter 84.34 RCW is removed or withdrawn from classification. When land is removed or withdrawn, the deferred amounts of special benefit assessments and/or property taxes plus interest are due and payable. This rate of inflation is used to calculate the rate of interest applied.

Proposal Changes the Following Existing Rules: The rule being proposed amends the current version of WAC 458-30-590. It provides the rate of inflation for 2001 that will be used to calculate the amount of interest due when farm and agricultural or timber land is removed or withdrawn from classification under chapter 84.34 RCW during assessment year 2002.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS

ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THE USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Kim M. Qually, Counsel, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail kimq@dor.wa.gov, AND RECEIVED BY January 7, 2002.

October 26, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 00-24-107, filed 12/6/00, effective 1/1/01)

WAC 458-30-590 Rate of inflation—Publication—Interest rate—Calculation. (1) **Introduction.** This section sets forth the rates of inflation discussed in WAC 458-30-550. It also explains the department of revenue's obligation to annually publish a rate of inflation and the manner in which this rate is determined.

(2) **General duty of department—Basis for inflation rate.** Each year the department determines and publishes a rule establishing an annual rate of inflation. This rate of inflation is used in computing the interest that is assessed when farm and agricultural or timber land, which are exempt from special benefit assessments, is withdrawn or removed from current use classification.

(a) The rate of inflation is based upon the implicit price deflator for personal consumption expenditures calculated by the United States Department of Commerce. This rate is used to calculate the rate of interest collected on exempt special benefit assessments.

(b) The rate is published by December 31st of each year and applies to all withdrawals or removals from farm and agricultural or timber land classification that occur the following year.

(3) **Assessment of rate of interest.** An owner of classified farm and agricultural or timber land is liable for interest on the exempt special benefit assessment. Interest accrues from the date the local improvement district is created until the land is withdrawn or removed from classification. Interest accrues and is assessed in accordance with WAC 458-30-550.

(a) Interest is assessed only for the time (years and months) the land remains classified under RCW 84.34.020 (2) or (3).

(b) If the classified land is exempt from the special benefit assessment for more than one year, the annual inflation rates are used to calculate an average rate of interest. This average is determined by adding the inflation rate for each year the classified land was exempt from the special benefit assessment after the local improvement district was created. The sum of the inflation rates is then divided by the number of years involved to determine the applicable rate of interest.

(c) Example. A local improvement district for a domestic water supply system was created in January 1990 and the owner used the statutory exemption provided in RCW

84.34.320. On July 1, 1997, the land was removed from the farm and agricultural classification. An average interest rate was calculated using the inflation rates for 1990 through 1997. The owner was then notified of the amount of previously exempt special benefit assessment, plus the average interest rate.

(4) **Rates of inflation.** The rates of inflation used to calculate the interest as required by WAC 458-30-550 are as follows:

YEAR	PERCENT	YEAR	PERCENT
1976	5.6	1977	6.5
1978	7.6	1979	11.3
1980	13.5	1981	10.3
1982	6.2	1983	3.2
1984	4.3	1985	3.5
1986	1.9	1987	3.7
1988	4.1	1989	4.8
1990	5.4	1991	4.2
1992	3.3	1993	2.7
1994	2.2	1995	2.3
1996	2.2	1997	2.1
1998	0.85	1999	1.42
2000	2.61	<u>2001</u>	<u>1.89</u>

**WSR 01-22-005
EXPEDITED RULES
DEPARTMENT OF REVENUE**

[Filed October 26, 2001, 9:04 a.m.]

Title of Rule: Amending section WAC 458-30-262 Agricultural land valuation—Interest rate—Property tax component.

Purpose: To provide county assessors with the rate of interest and property tax component used in valuing farm and agricultural land classified under chapter 84.34 RCW (the open space program) during assessment year 2002.

Statutory Authority for Adoption: RCW 84.34.065.

Statute Being Implemented: RCW 84.34.065.

Summary: The rule is being amended to update the interest rate and property tax component used to value farm and agricultural land classified under chapter 84.34 RCW. The amendments provide information that local taxing officials need to value classified farm and agricultural land during assessment year 2002.

Reasons Supporting Proposal: RCW 84.34.065 requires the department to annually determine a rate of interest and property tax component.

Name of Agency Personnel Responsible for Drafting: Kim M. Qually, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6113; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-30-262 provides county assessors with information they need to value farm and agricultural land classified under chapter 84.34 RCW during assessment year 2002. The underlying statute, RCW 84.34.065, requires the rate of interest and property tax component to be set forth in a rule that is updated annually. The figures are used to determine the value of classified farm and agricultural land.

Proposal Changes the Following Existing Rules: The rule being proposed amends the current version of WAC 458-30-262. The amendments to the rule change the effective assessment year, rate of interest, and property tax component. These figures will be used to value farm and agricultural land classified under chapter 84.34 RCW during assessment year 2002.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THE USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Kim M. Qually, Counsel, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail kimq@dor.wa.gov, AND RECEIVED BY January 7, 2002.

October 26, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 00-24-105, filed 12/6/00, effective 1/1/01)

WAC 458-30-262 Agricultural land valuation—Interest rate—Property tax component. For assessment year ((2001)) 2002, the interest rate and the property tax component that are to be used to value classified farm and agricultural lands are as follows:

- (1) The interest rate is ((9.49)) 9.35 percent; and
- (2) The property tax component for each county is:

COUNTY	PERCENT	COUNTY	PERCENT
Adams	((+40)) <u>1.37</u>	Lewis	((+23)) <u>1.21</u>
Asotin	((+48)) <u>1.44</u>	Lincoln	((+43)) <u>1.41</u>
Benton	((+48)) <u>1.46</u>	Mason	((+26)) <u>1.25</u>
Chelan	1.32	Okanogan	((+28)) <u>1.27</u>
Clallam	((+17)) <u>1.18</u>	Pacific	((+20)) <u>1.27</u>
Clark	((+35)) <u>1.37</u>	Pend Oreille	((+37)) <u>1.34</u>
Columbia	((+43)) <u>1.40</u>	Pierce	((+57)) <u>1.53</u>
Cowlitz	((+24)) <u>1.20</u>	San Juan	((0.83)) <u>0.84</u>
Douglas	((+33)) <u>1.43</u>	Skagit	((+28)) <u>1.27</u>
Ferry	((+14)) <u>1.12</u>	Skamania	((+06)) <u>1.05</u>
Franklin	((+59)) <u>1.53</u>	Snohomish	((+40)) <u>1.39</u>

EXPEDITED

EXPEDITED

COUNTY	PERCENT	COUNTY	PERCENT
Garfield	((+62)) 1.60	Spokane	((+45)) 1.48
Grant	((+48)) 1.44	Stevens	((+10)) 1.16
Grays Harbor	((+29)) 1.30	Thurston	((+55)) 1.53
Island	((+04)) 1.02	Wahkiakum	((+02)) 1.03
Jefferson	((+24)) 1.22	Walla Walla	((+49)) 1.46
King	((+27)) 1.19	Whatcom	((+34)) 1.30
Kitsap	((+47)) 1.32	Whitman	((+44)) 1.47
Kittitas	((+08)) 1.07	Yakima	1.33
Klickitat	((+13)) 1.18		

WSR 01-22-006
EXPEDITED RULES
DEPARTMENT OF REVENUE
 [Filed October 26, 2001, 9:06 a.m.]

Title of Rule: Amendatory section WAC 458-18-220 Refunds—Rate of interest.

Purpose: To provide the rate of interest that will be assessed when property taxes paid in 2002 are refunded to taxpayers.

Statutory Authority for Adoption: RCW 84.69.100.

Statute Being Implemented: RCW 84.69.100.

Summary: The rates of interest reflected in this rule are used when property taxes are refunded. The rates of interest are shown in chronological order with reference to the year the property taxes were paid. The rule is being revised to provide the rate of interest for treasury bill auction year 2001, which is used as a basis for refunding taxes paid in 2002.

Reasons Supporting Proposal: RCW 84.69.100 requires interest to be paid when property taxes are refunded. It also requires the department to annually adopt a rule that specifies the amount of interest to be collected for each year property taxes were paid.

Name of Agency Personnel Responsible for Drafting: Kim M. Qually, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6113; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: When property taxes are refunded, RCW 84.69.100 requires the refund to include interest from the date of collection of the portion refundable. The statute specifies that the rate of interest shall be the equivalent coupon issue yield of the average bill rate for twenty-six week treasury bills determined at the first bill market auction conducted after June 30th of the calendar year preceding the date the taxes were paid. It also mandates the department shall adopt this rate of interest by rule. WAC 458-18-220 sets forth the rate of interest on a yearly basis and is used by county officials to calculate the total amount of property taxes to be refunded to a taxpayer.

Proposal Changes the Following Existing Rules: The proposed rule amends the current version of WAC 458-18-

220. The amendments to this rule specify the rate of interest to be paid when taxes paid in 2002 are refunded in accordance with RCW 84.69.100.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THE USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Kim M. Qually, Counsel, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail kimq@dor.wa.gov, AND RECEIVED BY January 7, 2002.

October 26, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 00-24-106, filed 12/6/00, effective 12/31/00)

WAC 458-18-220 Refunds—Rate of interest. The following rates of interest shall apply on refunds of taxes made pursuant to RCW 84.69.010 through 84.69.090 in accordance with RCW 84.69.100. The following rates shall also apply to judgments entered in favor of the plaintiff pursuant to RCW 84.68.030. The interest rate is derived from the equivalent coupon issue yield of the average bill rate for twenty-six week treasury bills as determined at the first bill market auction conducted after June 30th of the calendar year preceding the date the taxes were paid. The rate thus determined shall be applied to the amount of the judgment or the amount of the refund, until paid:

Year tax paid	Auction Year	Rate
1985	1984	11.27%
1986	1985	7.36%
1987	1986	6.11%
1988	1987	5.95%
1989	1988	7.04%
1990	1989	8.05%
1991	1990	8.01%
1992	1991	5.98%
1993	1992	3.42%
1994	1993	3.19%
1995	1994	4.92%
1996	1995	5.71%
1997	1996	5.22%
1998	1997	5.14%
1999	1998	5.06%

Year tax paid	Auction Year	Rate
2000	1999	4.96%
2001	2000	5.98%
<u>2002</u>	<u>2001</u>	<u>3.50%</u>

WSR 01-22-064
EXPEDITED RULES
DEPARTMENT OF HEALTH
 (Counselor Programs)
 [Filed November 1, 2001, 12:53 p.m.]

Title of Rule: Continuing education requirements for licensed mental health counselors, marriage and family therapists, and social workers.

Purpose: To transfer the continuing education requirements from certification WAC 246-810-600 - 246-810-660 to licensure WAC 246-809-600 - 246-809-650.

Other Identifying Information: The amendment is in response to chapter 251, Laws of 2001.

Statutory Authority for Adoption: Chapter 18.19 RCW.

Summary: The 2001 legislature (chapter 251, Laws of 2001) mandated the Department of Health license mental health counselors, marriage and family therapists, and social workers. This law was effective July 22, 2001. At that time certification was repealed and licensure became effective, so the rules for certification need to be repealed.

Reasons Supporting Proposal: Transfers certified counselors continuing education WAC 246-810-600 - 246-810-660 to licensed counselors WAC 246-809-600 - 246-809-650. If rules are not repealed, rules will be redundant and obsolete.

Name of Agency Personnel Responsible for Drafting: Kris Waidely, Program Manager, 1300 S.E. Quince Street, Olympia, WA, (360) 236-4902; Implementation and Enforcement: Shellie Pierce, Program Manager, 1300 S.E. Quince Street, Olympia, WA, (360) 236-4902.

Name of Proponent: Department of Health, Counselor Programs, Shellie Pierce, Program Manager, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule requires licensed counselors to obtain continuing education. These rules qualify for expedited rule making because the department is adopting, without material change, existing rules from the certified counselor program. The licensed counselor program has replaced the certified counselor program and the rules must be transferred and adopted under the new statutory authority. The 2001 legislature (chapter 251, Laws of 2001) mandated the Department of Health establish continuing education for mental health counselors, marriage and family therapists, and social workers.

Proposal Changes the Following Existing Rules: It repeals WAC 246-810-600, 246-810-610, 246-810-620, 246-810-630, 246-810-640, 246-810-650, and 246-810-660 from chapter 18.19 RCW the law relating to counselors.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THE USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Shellie Pierce, Program Manager, Department of Health, Counselor Programs, 1300 S.E. Quince Street, Olympia, WA 98504, AND RECEIVED BY January 8, 2002.

October 29, 2001
 Mary C. Selecky
 Secretary

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 246-810-600	Who is required to have continuing education?
WAC 246-810-610	What courses are acceptable?
WAC 246-810-620	What are industry-recognized local, state, national, international organizations or institutions of higher learning?
WAC 246-810-630	How many hours do I need and in what time period?
WAC 246-810-640	How are credit hours determined for preparation and presentation of a lecture or an educational course?
WAC 246-810-650	How do I document my courses?
WAC 246-810-660	What are the continuing education requirements for returning to active status from a temporary retirement status?

CONTINUING EDUCATION

NEW SECTION

WAC 246-809-600 Who is required to have continuing education? (1) Licensed marriage and family therapists, licensed mental health counselors, and licensed social workers are required to have continuing education.

(2) The effective date for reporting the required continuing education shall begin with the 2004 renewal cycle.

EXPEDITED

NEW SECTION

WAC 246-809-610 What courses are acceptable? The continuing education (CE) program or course shall contribute to the advancement, extension and enhancement of the professional competence of the licensed counselor. Courses or workshops primarily designed to increase practice income or office efficiency are specifically not eligible for CE credit. Counselors are encouraged to take CE relating to the various phases of their professional career.

(1) Acceptable CE courses (including distance learning), seminars, workshops and postgraduate institutes are those which are:

(a) Programs having a featured instructor, speaker(s) or panel approved by an industry-recognized local, state, national, international organization or institution of higher learning; or

(b) Distance learning programs, approved by an industry-recognized local, state, national or international organization or institution of higher learning. These programs must require tests of comprehension upon completion.

(2) Training programs sponsored by the agency where a counselor is employed are acceptable if:

(a) The experience can be shown to contribute to the advancement, extension and enhancement of the professional competence of the licensed counselor; and

(b) The training programs are limited to twenty-six hours per reporting period.

(3) Other learning experience, such as serving on a panel, board or council, community service, or publishing articles for professional publications are acceptable if:

(a) The experience can be shown to contribute to the advancement, extension and enhancement of the professional competence of the licensed counselor; and

(b) The experience is limited to six hours per reporting period.

NEW SECTION

WAC 246-809-620 What are industry-recognized local, state, national, international organizations or institutions of higher learning? They are, but are not limited to, the following organizations:

(1) American Association for Marriage and Family Therapy;

(2) Clinical Social Work Federation;

(3) National Association of Social Workers;

(4) American Mental Health Counselors Association;

(5) National Board for Certified Counselors; or

(6) Institutions of higher learning that are accredited by a national or regional accrediting body recognized by the Commission on Recognition of Postsecondary Accreditation.

NEW SECTION

WAC 246-809-630 How many hours do I need and in what time period? Licensed counselors must complete thirty-six hours of continuing education every two years. At least six of the thirty-six hours must be in professional ethics and law.

NEW SECTION

WAC 246-809-640 How are credit hours determined for preparation and presentation of a lecture or an educational course? The license holder who prepares and presents lectures or education that contributes to the professional competence of a licensed counselor may accumulate the same number of hours obtained for continuing education purposes by attendees as required in WAC 246-12-220. The hours for presenting a specific topic lecture or education may only be used for continuing education credit once during each reporting period.

NEW SECTION

WAC 246-809-650 How do I document my courses? Acceptable documentation shall include transcripts, letters from course instructors, certificate of completion, or other formal certification, as required in chapter 246-12 WAC, Part 7.

EXPEDITED

MAY 11 1961

WSR 01-21-089
PERMANENT RULES
BENTON CLEAN
AIR AUTHORITY

[Filed October 22, 2001, 9:02 a.m.]

Date of Adoption: October 18, 2001.

Purpose: Establish fee schedule for Notice of Construction program; revise fee schedules for Asbestos and Source Registration programs; revise Article 5 to bring into compliance with state law; and general housekeeping throughout regulation.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Adopted under notice filed as WSR 01-16-113 on August 15 [July 30], 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 19, 2001

David A. Lauer
 Control Officer

ARTICLE 5

Outdoor Open Burning

ADOPTED: April 18, 1996

EFFECTIVE: May 25, 1996

Section 5.01 Reserved

Section 5.02 Authority Implementation

A. General Requirements Open burning in Benton County will be regulated using the "General Rule Burn" permitting system described in WAC 173-425-070. This system, which provides a limited number of days when open burning is allowed, will be implemented and enforced by the BCAA within all city limits and urban growth areas in Benton County. The BCAA will provide a spring window and fall window when burn days will be specified as established by WAC 173-425-070 or Board decision. Within each window, the BCAA will make daily burn decisions based on current monitoring and meteorological information. This information will be provided daily on a published burn message phone line, and/or through the local media. Open burning is restricted at all other times throughout the year, except as defined in Section 5.02 (B) and (C), or with a Special Burn Permit as described in Section 5.02(F) below.

1. Definitions of all terms in this article are as defined in WAC 173-425-030.

2. No outdoor burning shall be allowed on any construction or demolition sites (except for fire training, which requires a special burn permit).

3. There are no restrictions on burning tumbleweeds, which have been blown by the wind, regardless of location within Benton County or the current "burn day" status.

B. ~~For all areas within Benton County which are outside of all city limits and urban growth areas, open burning for residential purposes may be conducted without a permit (or permission) and without the payment of a fee except for those outlined in Section 5.02 (D)(2), (D)(8), (D)(9), and (F)(2) below: Inside Urban Growth Areas (UGA)~~

1. After January 1, 2001 residential and land clearing burning is prohibited inside UGA's with a population greater than 5,000.

2. For UGA's within Benton County with a population less than 5,000, the BCAA Board of Directors will determine the availability of reasonable alternatives to burning. If the BCAA Board determines reasonable alternatives are not currently available and the population is less than 5,000, eight days per year will be granted for burning in that area. The eight days will be equally assigned to two burn periods, four days each in spring and fall. The BCAA will make daily burn decisions, based on current monitoring and meteorological information, until four days have been granted within each period.

a. After January 1, 2006, residential and land clearing burning will be prohibited in UGA's with a population less than 5,000.

b. In any UGA, which at anytime before January 1, 2006 attains population greater than 5,000 or which reasonable alternatives are established as of January 1, 2003 by the BCAA Board of Directors, residential and land clearing burning will be prohibited.

C. ~~There are no restrictions on burning tumbleweeds which have been blown by the wind, regardless of location within Benton County or the current "burn day" status. Outdoor Burning Outside of Urban Growth Areas~~

1. Residential burning can be conducted only on designated burn days and in accordance with the following rules: A person burning under this section must follow these requirements and restrictions:

1. a. Unless otherwise specified, on "burn days" open burning may be conducted in areas where open burning is allowed only between the hours of 9 a.m. and one hour before sunset.

2. b. The fire must not include the following materials: garbage, dead animals, asphalt, petroleum products, paints, rubber products, plastics, paper (other than what is necessary to start a fire), cardboard, treated wood, construction/demolition debris, metal or any substance (other than natural vegetation) which when burned that normally releases toxic emissions, dense smoke, or obnoxious odors when burned.

3. c. A person capable of extinguishing the fire must attend it at all times and the fire must be extinguished before leaving it.

4. d. No fires are to be within fifty feet of structures.

PERMANENT

5- e. The pile must not be larger than four feet by four feet by three feet.

6- f. Only one pile at a time may be burned, and each pile must be extinguished before lighting another.

7- g. No outdoor fire is permitted in or within 500 feet of forest slash.

8- h. If the fire creates a nuisance, it must be extinguished.

9- i. Permission from the landowner or the landowner's designated representative must be obtained before starting an open fire.

j. Material to be burned in a residential fire must be generated at the residence where the burn occurs.

k. The use of a burn barrel is prohibited anywhere in Benton County. Legal outdoor containers used for burning must be constructed of concrete or masonry with a completely enclosed combustion chamber and equipped with a permanently attached spark arrester constructed of iron, heavy wire mesh, or other noncombustible material with openings not larger than one-half inch. Only natural vegetation can be burned in an outdoor container.

2. To designate residential burn days outside of the UGA, the BCAA will make daily burn decisions based on current monitoring and meteorological information. The daily burn decision will be provided daily on a published burn message phone line, and/or through the local media.

3. All land clearing burning outside of the UGA requires a written special burn permit as provided in Section D of this article.

~~E. No open burning shall be allowed on sites where active construction or demolition activities are occurring.~~

D. Special burning permits

1. No building, structure, or vessel may be demolished by intentional burning, ~~either for demolition or for fire training~~, without a written approval, in the form of a special burning permit, from the Authority. The special burn permit will contain restrictions regarding prohibited materials, fire safety, asbestos removal or demolition, and other restrictions as deemed necessary. Special burn permits shall be subject to a fee as described in ~~Section 10.09~~ Article 10.

2. A special burn permit is required for No burning of large quantities of unprocessed or processed natural vegetation, except as provided under Section 5.02(D), accumulated from land clearing or other activities or events is allowed except by written special permit from the Authority. Such special burning permits will specify restrictions and conditions on a case by case basis. Special burning permits shall be subject to a fee as described in ~~Section 10.09~~ Article 10.

3. Agricultural burning as defined in WAC 173-430-020 on commercially viable agricultural enterprises is exempted from special burn permits.

~~3- 4. Application for a~~ When anyone under the jurisdiction of this Authority would like to apply for a special burning permit, which allows to allow them to perform an operation or procedure otherwise not granted under this Article, must be they may submitted a request for special burn permit at least five (5) working days prior to the proposed activity, to the Authority with a An application fee as described in Section 10.09 Article 10 must be paid at the time of application. Payment of the application fee shall not guarantee the

applicant that the request will be approved. ~~The request for special burn permit must include the name, address and phone number of the applicant, a detailed explanation of the requested special permit, purpose of the special permit, and how the applicant would incur hardship without the special permit.~~

5. Special Burn Permits for the fire training

a. Fire training to fight structural fires inside UGA's requires a written special burn permit.

b. Fire training to fight structural fires outside of the UGA no permit is required. However, a written notification must be filed with the BCAA prior to conducting the training fire as provided in RCW 52.12.15.

c. No permit is required for fire training for aircraft fires as provided in RCW 70.94.650.

d. No permit is required for fire training to control forest fires as provided in RCW 70.94.

6. Hauling or transfer of materials

a. Because no outdoor fire may contain material (other than firewood) that has been hauled from an area where outdoor burning is prohibited, a special burn permit will not be issued for such a fire.

b. The BCAA may issue a special burn permit for vegetative material hauled from areas where outdoor burning of the material is allowed.

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

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Benton Clean Air Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

ARTICLE 6

Agricultural Burning

ADOPTED: April 18, 1996

EFFECTIVE: May 25, 1996

Section 6.01 Reserved

Section 6.02 Authority Implementation

A. For the purpose of this section agricultural burning does not include incidental agricultural burning as listed in RCW 70.94.745. All other agricultural burning - requires a written agricultural burning permit.

B. Agricultural burning permit applications and agricultural burning permits for Benton County farmers are available from the BCAA and are subject to the fees described in Article 10 Section 10.10.

C. Agricultural burning will be allowed only on designated "burn days". The Authority will make daily "burn" or "no-burn" designations based on current monitoring and meteorological data. This information will be provided daily on a published burn-message phone line, and/or through the local media.

D. A person burning under this section must follow these requirements and restrictions:

1. Unless otherwise specified, on "burn days" agricultural burning may be conducted in areas where burning is

allowed only between the hours of 9 a.m. and one hour before Sunset.

2. It is the responsibility of those conducting agricultural burning to be informed of any additional fire safety rules as determined by their local fire district or county.

ARTICLE 8

Asbestos

ADOPTED: April 18, 1996

EFFECTIVE: May 25, 1996

Section 8.01 CFR Adoption by Reference.

This article adopts all provisions of the following Code of Federal Regulations (CFR) by reference and makes it a part of Regulation 1 of this Authority: **CFR 40 Part 61 Subpart M "National Emission Standard for Asbestos"** and **CFR 40 Part 763 Subpart E "Asbestos Containing Materials in Schools."**

Section 8.02 Authority Implementation

A. Definitions

1. Residential asbestos projects are defined as the renovation of any residential unit component or contents containing category I and II non-friable asbestos containing material (ACM) or regulated asbestos containing material (RACM), as defined in CFR 40 Part 61 Subpart M occurring in or on a residential unit.

2. Residential units are defined as any building with four or fewer dwelling units each containing space for uses such as living, sleeping, preparation of food, and eating that is used, occupied, or intended or designed to be occupied by one family as their domicile. This term includes houses, mobile homes, trailers, houseboats, and houses with a "mother-in-law apartment" or "guest room". This term does not include any facility that contains a residential unit.

B. All Section 8.01 requirements shall apply to asbestos renovation and demolition projects that are greater than 48 square feet or 10 linear feet, (unless the surface area of the pipe is greater than forty-eight feet) and are subject to the notification requirements and fee schedule described in Section 10.07.

C. Operators (Certified Asbestos Abatement Contractors) who perform residential asbestos projects are subject to the requirements of Section 8.03(A) only when RACM is involved. D. Only resident owners who occupy the residence and certified asbestos abatement contractors may conduct residential asbestos projects.

E. Resident owners performing their own residential asbestos projects for ACM and/or RACM are subject to the following requirements:

1. A written notification on forms provided by the Authority shall be submitted to the Authority ten (10) working days prior to the asbestos removal.
2. A filing fee as described in ~~Article 10 Section 10.07~~ of this Regulation shall accompany the written notice.
3. The owner of a residential project must participate in a prescribed educational program prepared by the Authority

concerning the hazards of asbestos removal in the home. This program may include, but may not be limited to:

- a. Watching an informational video,
- b. Agreement to read and understand informational pamphlets, provided by the Authority, concerning proper residential asbestos removal. Any questions pertaining to this material shall be addressed by the Authority.
4. If after reviewing the notification form, interviewing the applicant about methods of removal and disposal, and inspecting the site as deemed necessary, the Authority may grant permission for owner or operator, or require a certified asbestos contractor to perform removal.
- F. A demolition project under Section 8.01 and 8.02 that contains no asbestos requires ten (10) working day advance notification.
- G. All residential demolition projects are subject to the provisions of 8.01.

Section 8.03 Unexpected Discovery of Asbestos

A. In the event of an unexpected discovery of asbestos during a renovation or demolition project, which was originally thought to contain no asbestos, the requirements of either Section 8.01 or 8.02 are applicable, and all work must stop until these requirements have been met.

B. During an approved renovation or demolition project, if an unexpected discovery of additional asbestos is made which increases the project by 20% or greater than originally reported, an amendment or emergency waiver form must be filed with the Authority before work may continue.

Section 8.04 Emergency Safeguards for the Public in the Case of Asbestos Spills or Scattering of Suspected Asbestos Material

A. In all such instances the suspected material shall be considered asbestos, and treated with proper precautions until such time as it is determined not to contain asbestos.

B. Immediate action shall be taken to contain the spill and to prevent entry of unprotected and/or unauthorized persons; methods shall include but are not limited to:

1. Roping off contaminated areas, danger signs may be considered appropriate in open areas.
2. Locking or barring doors in buildings.

C. A call shall be placed to the appropriate emergency response center to provide them with the necessary information so that they may notify the BCAA and/or respective law enforcement agency on an emergency basis.

of the air contaminant emission and such other information as is relevant to air pollution and available or reasonably capable of being assembled.

2. Registration form. Registration information shall be provided on forms supplied by the BCAA and shall be completed and returned within the time specified on the form. Emission units within the facility shall be listed separately unless the BCAA determines that certain emission units may be combined into process streams for purposes of registration and reporting.

3. Signatory responsibility. The owner, operator, or their designated management representative shall sign the registration form for each source. The owner or operator of the source shall be responsible for notifying the BCAA of the existence of the source, and for the accuracy, completeness, and timely submittal of registration reporting information and any accompanying fee.

4. Operational and maintenance plan. Owners or operators of registered sources within Benton County shall maintain an operation and maintenance plan for process and control equipment. The plan shall reflect good industrial practice and shall include a record of performance and periodic inspections of process and control equipment. In most instances, a manufacturer's operations manual or an equipment operation schedule may be considered a sufficient operation and maintenance plan. The plan shall be reviewed and updated by the source owner or operator at least annually. A copy of the plan shall be made available to the BCAA upon request.

5. Report of closure. A report of closure shall be filed with the BCAA within ninety days after operations producing emissions permanently cease at any applicable source under this section.

6. Report of change of ownership. A new owner or operator shall report to the BCAA within ninety days of any change of ownership or change in operator.

7. Operating permit program source exemption. Permit program sources, as defined in RCW 70.94.030(17), are not required to comply with the registration requirements of this section.

Reviser's note: The typographical error in the above material occurred in the copy filed by the Benton Clean Air Authority and appears in the Register pursuant to the requirements of RCW 34.08.040.

Section 9.02 ~~Source Classification~~ Registered Sources.

The Authority regulates the classes of air contaminant sources under the authority of RCW 70.94.151. Air contaminant sources whether publicly or privately owned shall register with the Authority unless exempted under Section 9.04 of this Article. The following sources are required to register with the BCAA:

A. All sources that are required to register with Ecology according to WAC 173-400-100 ~~in~~ (General Regulations for Air Pollution Sources).

B. All facilities required to register according to WAC 173-491(7, Emission Standards and Controls for Sources Emitting Gasoline Vapors).

C. Any existing stationary source, which if new, the federal standard of performance (NSPS) would be applicable according to WAC 173-400-115 (Standards of Performance for New Sources).

D. Any existing source, which if new, would be subject to a National Emission Standard for Hazardous Air Pollutants (NESHAP).

E. Any new or existing source of toxic air pollutants as defined in WAC 173-460-020, which exceeds small quantity emission rates defined in WAC 173-460-080.

F. Any new source category and any existing source, which if new, would be required by WAC 173-400-110 to undergo New Source Review.

G. Permanently located abrasive blasting operations.

H. Any other source deemed registerable by the Control Officer or BCAA Board to be registered.

Section 9.03 Source Classification

A. Class 1. Sources emitting a less than or equal to 20% of the amount of the regulated pollutants listed in WAC 173-400-030(68) are considered to be Class 1 sources.

B. Class 1 Toxic Source. Sources that emit less than or equal to 1.0 ton of any single or a combined total of less than or equal to 2.5 tons of any multiple toxic air pollutants as listed in Section 112 (b)(1) of the FCAA, WAC 173-460-150, or 173-460-160 are considered to be Class 1 Toxic Sources.

C. Class 2. Sources emitting a base amount of more than 20% of the amount of the regulated pollutants listed in the definition of significant emissions in WAC 173-400-030, except major sources as defined in WAC 173-401-200, which are eligible for the Federal Clean Air Act Title 5 air operating permits.

D. Class 2 Toxic Source. Sources that emit more than 1.0 ton of any single or a combined total of more than 2.5 tons of any multiple toxic air pollutants as listed in Section 112 (b)(1) of the FCAA, WAC 173-460-150, or 173-460-160 are considered to be Class 1 Toxic Sources.

E. Class 3 sources are those sources that meet the requirements for permitting under the air operating program as described in WAC 173-401.

Section 9.04 Sources exempt from Registration

A. Sources that meet the requirements of an exempt source as defined by WAC 173-400-102(5) will be exempt from BCAA source registration.

B. Other sources deemed non-registerable by the Control Officer or BCAA Board will be exempt from BCAA source registration.

ARTICLE 10

Fees and Charges

ADOPTED: April 18, 1996

EFFECTIVE: May 25, 1996

Section 10.01 Fees and Charges Required

A. A fee or service charge shall be paid to the Authority for issuance of permits and for providing services as herein-after provided.

B. Upon approval by the BCAA Board of Directors as part of the annual budget process, fees may be increased annually by at least the fiscal growth factor as determined by the Washington State Office of Financial Management.

Section 10.02 Fees Otherwise Provided

All fees and charges provided for in this Article are in addition to fees otherwise provided for or required to be paid by Regulation 1, PROVIDED the Control Officer shall waive payment of any fee or service charge hereby required if such fee duplicates a fee charged or required to be paid by another Article of this Regulation.

Section 10.03 Fee Waiver, Indigency

The Control Officer shall waive payment of all or a portion of any fee or service charge required by this Article to be paid upon a showing deemed sufficient by the Control Officer that the permit or service requested is necessary and payment of the fee would cause hardship upon the applicant. An applicant may apply for a fee waiver by filing a Fee Waiver, Indigency Form supplied by the Authority.

Section 10.04 General Administrative Fees

A. A fee of fifteen cents (\$.15) per page shall be charged for photocopies.

B. A fee of twenty dollars (\$20.00) per hour will be charged for research time for requests covering more than one-hour of staff time.

C. A fee of ten dollars (\$10.00) will be charged per copy of audio or video materials.

D. The actual cost of postage or shipping shall be charged for all material requested to be mailed.

E. For other administrative services requested and performed by Authority staff which are not provided to the public generally, the Control Officer shall determine such charge as reasonably reimburses the Authority for time and materials expended in providing the service.

Section 10.05 ~~Registration Fees for Air Contaminant Sources Class 1 and Class 2 Registered Source Fees~~

A. The Authority shall charge an annual registration fee pursuant to RCW 70.94.151. The Authority shall levy annual registration fees for services provided in administering the registration program. Fees received under the registration program shall not exceed the cost of administering the registration program. The Board will review the registration program on an annual basis.

B. All air contaminant sources required by Section 9.02 to be registered shall be divided into the following three categories and are subject to the applicable fee:

1. ~~Class 1 sources are defined as all sources emitting pollutants, unless otherwise exempted by law or contained in Class 2 or Class 3. Class 1 sources shall pay an annual registration fee equal to a base fee of two hundred dollars (\$200.00) plus ten dollars (\$10.00) per ton of pollutant emitted plus fifteen dollars (\$15) per emission point. of one hundred dollars (\$100.00) at the time of registration.~~

2. ~~Class 1 toxic sources are defined as sources listed in WAC 173-460-020, unless otherwise exempted by law or contained in Class 2 or Class 3. Class 1 toxics sources shall pay an annual registration fee equal to a base fee of two hundred dollars (\$200.00) plus one hundred dollars (\$100.00) per~~

~~ton of pollutant emitted plus fifteen dollars (\$15) per emission point.~~

~~2. 3. Class 2~~

~~a. Class 2 sources shall pay an annual registration fee at the time of registration. In no case shall the fee so calculated be less than three hundred fifty dollars (\$350.00) per year.~~

~~Sources emitting a base amount of more than 20% of the amount of the regulated pollutants listed in the definition of significant emissions in WAC 173-400-030, except major sources as defined in WAC 173-401-200, which are eligible for the Federal Clean Air Act Title V air operating permits. For these emission sources, the Class 2 fee shall be an amount equal to the average BCAA "per ton" fee for air operating permittees times the actual tons of pollutants emitted each year in excess of the above defined base amount.~~

~~a. Class 2 sources shall pay an annual registration fee equal to a base fee of six hundred dollars (\$600.00) plus ten dollars (\$10.00) per ton of pollutant emitted plus fifteen dollars (\$15.00) per emission point at the time of registration.~~

~~b. Class 2 toxic sources are those sources emitting more than one (1) ton of a single or more than 2.5 tons of a combination of toxic substances as defined in WAC 173-460-020, except major sources as defined in RCW 70.94.030(17). (Section 10.05(B)(2)(b)). The Class 2 fee for sources emitting toxic pollutants shall be an amount equal to the average BCCAA "per ton" fee for air operating permittees times the actual tons of toxic pollutants over the above defined base amount times a factor of seven (7). Class 2 toxic sources shall pay an annual registration fee equal to a base fee of six hundred dollars (\$600.00) plus one hundred dollars (\$100.00) per ton of pollutant emitted plus fifteen dollars (\$15.00) per emission point at the time of registration.~~

~~3. 4. Class 3 sources are those sources that meet the requirements for permitting under the air operating program as described in WAC 173-401. Class 3 sources are subject to the fee schedule outlined in Section 10.08 of this Regulation.~~

C. All gasoline facilities required by Section 9.02 to be registered shall register annually in accordance with WAC 173-491-030 and pay the following annual fees:

1. Gasoline Loading Terminals: ~~one thousand dollars (\$1,000.00) plus ten dollars (\$10.00) per ton of pollutant emitted. five hundred dollars (\$500.00),~~

2. Bulk Gasoline Plants: ~~four hundred dollars (\$400.00) plus ten dollars (\$10.00) per ton of pollutant emitted. two hundred dollars (\$200.00), and~~

3. Gasoline Dispensing Facilities: ~~one hundred dollars (\$100.00) a base fee of two hundred dollars (\$200.00) plus ten dollars (\$10.00) per ton of pollutant emitted.~~

a. ~~With less than 500,000 gallons of annual throughput the fee shall be \$150.00.~~

b. ~~With greater than 500,000 but less than 1.5 million gallons of annual throughput the fee shall be \$450.00.~~

c. ~~With greater than 1.5 million gallons of annual throughput the fee shall be \$900.00.~~

d. ~~Once classified will remain in a higher throughput classification for a period of two (2) years consecutive years before reassignment to a lower classification.~~

~~D. Upon approval by the BCAA Board of Directors as part of the annual budget process, fees in Section 10.05 may be increased annually by at least the fiscal growth factor as~~

~~determined by the Washington State Office of Financial Management.~~

D. Fee Payment and Penalties

1. Fee Payment. Each registered source shall pay a fee in the amount reflected. Such fee shall be due on or before February 28 of each year.

2. Late Payment of Fees. BCAA shall charge a penalty to a registered source under its jurisdiction for late payment of all or part of its registration fee at the following rates:

a. Ten percent of the source's total assessed registration fee for payment received after the due date for fee payment but up to the first thirty days past the due date for fee payment;

b. Fifteen percent of the source's total assessed fee for payment received between the thirty-first day and the sixtieth day past the due date for fee payment; and

c. Twenty-five percent of the source's total assessed fee for payment received between the sixty-first day and the ninetieth day past the due date for fee payment.

3. Failure to Pay Fees. The BCAA shall charge a penalty to a registered source under its jurisdiction for failure to pay all or part of its registration fee and/or penalties thereon after ninety days past the due date for fee payment in an amount three times the source's total assessed fee.

4. Other Penalties. Penalties assessed are in addition to and in no way prejudice the BCAA's ability to exercise other civil and criminal remedies, including the authority to revoke a source's operating permit for failure to pay all or part of its registration fee.

5. Facility Closure. Sources that permanently cease operations will be required to pay only a *pro rata* portion of the registration fee for the fiscal year in which they cease operations. The portion of the fee to be paid will be calculated by dividing the number of calendar days that have passed in the relevant calendar year at the time the source ceases operations by the total of 365 calendar days, and multiplying the fraction thus derived by the fee that the source would have paid for the relevant calendar year, had it not ceased operations.

6. Transfer in Ownership. Transfer in ownership of a source shall not affect that source's obligation to pay registration fees. Any liability for fee payment, including payment of late payment and other penalties shall survive any transfer in ownership of a source.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Benton Clean Air Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

Section 10.06 Application and Permit Fees for Notice of Construction (NOC) and Application for Approval and for Notice of Intent to Install and Operate a Temporary Source (NOI)

A. All construction under RCW 70.94.152 and 153 shall be required to file a Notice of Construction and Application for Approval (NOC). A filing fee of one hundred fifty dollars (\$150.00) shall be paid at the time of filing the NOC application. If the registration fee required in Section 10.05 also applies to the construction, the filing fee shall be waived.

B. A filing fee of four hundred dollars (\$400.00) shall be paid at the time of filing a NOI application. Each time the temporary source relocates within the boundaries of Benton County, a relocation fee of two hundred dollars (\$200.00) will be charged.

B. For portable air contaminant sources that locate temporarily at particular sites within the Authority's jurisdiction, a Notice of Intent to Operate a Temporary Source and Application for Approval (NIO) must be filed with the Authority. A fee of one hundred dollars (\$100.00) shall be paid at the time of filing the NIO.

C. In addition to the filing fees provided in Section 10.06(A) and (B), when an inspection is deemed necessary by the Authority, a plan review and inspection fee shall be paid at a rate equal to the hourly rate of the Authority's Air Operating Permit Engineer for a period not to exceed 10 hours. In addition to the filing fee, an examination and inspection fee shall be charged according to Table 10-1. Additional fees for administrative or engineering and technical work shall be charged according to Table 10-2.

1. Fee amounts in Table 10-1 which are listed as "Actual" are based upon the Authority's actual cost to complete a review or task and shall be determined using the actual or direct hours expended completing the specific review or task and the corresponding hourly rate of each Authority staff person directly involved. The following provisions shall apply:

a. Actual hours used in determining the amount of a fee shall be recorded on a daily basis by each Authority staff person directly involved in completing the specific task;

b. Time accrued for purposes of determining the amount of a fee for this section shall be accounted for to the nearest 15 minutes;

c. Current employee cost rates shall be used when calculating actual cost-based fees; and,

d. The bill issued for any fee based on the Authority's actual cost shall indicate the total hours expended and the hourly cost rates which were used to determine the fee.

D. State Environmental Policy Act (SEPA) fees under WAC 197.11. For every environmental checklist the Authority reviews when it is Lead Agency, the applicant shall first pay a filing fee of one hundred dollars (\$100.00) the threshold determination fee of fifty dollars (\$50.00) prior to the undertaking of the threshold determination by the responsible official of the Authority. If the Authority decides it must prepare a statement in order to comply with the SEPA before taking any action on a NOC the cost of preparing, publishing, and distributing such a statement at a cost per hour rate for Authority staff time based upon actual cost as determined by the Control Officer and such other expenses as mutually agreed upon by the applicant and the Control Officer including consulting services, testing, reproduction, distributing, etc., shall be paid by the applicant.

E. The cost of publishing a public notice shall be borne by the applicant or other initiator of the action.

F. D. When an operation for which an NOC or NIO Temporary NOC (less than one year at a location) is required commences prior to making application and receiving approval, the Control Officer or his authorized agent may conduct an investigation as part of the application NIO

review. In such a case, an investigation fee of three times the fees required in Section 10.06 hundred dollars (\$300.00) shall be paid in addition to all other required fees in Section 10.06. Payment of the fees does not relieve any person from the requirement to comply with the regulations nor from any penalties for failure to comply.

~~E. Upon approval by BCAA Board of Directors as part of the annual budget process, fees in Section 10.06 may be increased annually by at least the fiscal growth factor as determined by the Washington State Office of Financial Management.~~

Table 10-1: Notice of Construction Fees

CATEGORY	FEE	CATEGORY	FEE
Fuel Burning Equipment with or without Air Pollution Equipment (million BTU/hr)		Gasoline Dispensing Facilities	
2 or more but less than 5	\$200	Stage I	\$300
5 or more but less than 10	\$250	Stage II	\$300
10 or more but less than 30	\$350	Stage I and II Combined	\$500
30 or more but less than 50	\$450	Toxics review for gasoline facility	\$1,500
50 or more but less than 100	\$650	Temporary Source	\$400
100 or more but less than 250	\$1,400	Relocation of Source	\$200
250 or more but less than 500	\$2,500	Spray Painting (per booth)	\$300
500 or more	\$3,500	Dry Cleaner (per machine)	\$300
Fuel change or new fuel 1/2 new installation fee		Coffee Roaster	\$500
Air Discharge Actual CFM Process Equipment, Air Pollution Control Device, and/or Uncontrolled Process Discharge (ft³/min)		Asphalt Concrete Plant	
Less than 50	\$300	Initial	\$1,000
50 or more but less than 5,000	\$400	Relocation of Portable Unit	500
5,000 or more but less than 20,000	\$500	Soil Thermal Desorption Unit	
20,000 or more but less than 50,000	\$600	Initial	\$2,000
50,000 or more but less than 100,000	\$700	Relocation of Unit	\$700
100,000 or more but less than 250,000	\$1,000	Odor Source	\$350
250,000 or more but less than 500,000	\$2,000	Composting Facility	Actual
More than 500,000	\$4,000	Landfill Gas System	Actual
Refuse Burning Equip (Tons/day)		Soil and Groundwater Remediation	Actual
0.5 or more but less than 5	\$1,000	All other sources not listed	
5 or more but less than 12	\$2,000 greater of \$500 or Actual	
12 or more but less than 250	\$6,000		
250 or more	\$12,000		
Other Incinerators (pounds/hr)			
Less than 100	\$150		
100 or more but less than 200	\$300		
200 or more but less than 500	\$600		
500 or more but less than 1000	\$1,200		
1000 or more	\$1,500		
Storage Tanks (gal)			
250 or more but less than 10,000	\$300		
10,000 or more but less than 40,000	\$500		
40,000 or more	\$1,000		
Public Noticing	Actual	Variance Request	Actual
Publishing of Public Notices	Actual	Alternative Opacity Limits Review	Actual

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CATEGORY	FEE	CATEGORY	FEE
Public Hearings	Actual	Construction Begun without	
Air Toxics Screening (WAC 173-460)		Approval	3 times regular fee
Review for source supplied ASIL	\$300	Synthetic Minor Determination	Actual
Source supplied risk analysis demo	\$1000	Major Source, Major Modification, or PSD	
Complete screening procedure	Actual	Thresholds	Actual
NOC Application Assistance	Actual	Emission Units subject to NSPS or NESHAPS	
NOC Applicability Determination	Actual	(except residential woodstoves, heaters,	
NOC-CEM or Alternate Monitoring Device		asbestos renovation or demolition and PCE	
Installed	Actual	dry cleaning)	Actual
SEPA Threshold Determination (lead		Construction or Reconstruction of a Major	
agency)	Actual	Source of Hazardous Air Pollutants	Actual
Environmental Impact Statement Review	Actual	Each CEM or Alternate Monitoring Device	Actual
NOC Approval Modification	Lessor of 1/2 fee or \$350	Each Source Test Required in NOC	Actual
RACT/BACT/MACT/BART/LAER		Opacity/Gain Loading Correlation	Actual
Determination	Actual	Bubble Application	Actual
Emission Offset Analysis	Actual	Netting Analysis	Actual
Emission Reduction Credit (ERC) Application	Actual		

PERMANENT

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Benton Clean Air Agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Section 10.07 State Environmental Policy Act (SEPA) fees

A. For every environmental checklist the Authority reviews when it is Lead Agency, the applicant shall pay a filing fee of one hundred dollars (\$100.00) prior to the undertaking of the threshold determination by the responsible official of the Authority.

B. If the Authority decides it must prepare a statement in order to comply with the SEPA before taking any action on an NOC the cost of preparing, publishing, and distributing such a statement at a cost per hour rate for Authority staff time based upon actual cost as determined by the Control Officer and such other expenses as mutually agreed upon by the applicant and the Control Officer including consulting services, testing, reproduction, distributing, etc., shall be paid by the applicant.

C. Other fees as listed in Table 10-2 may also apply.

~~Section 10.07:~~ **Section 10.08 Asbestos Fees**

A. Any owner or operator of a renovation or demolition activity required by CFR 40 Part 61 Subpart M or Article 8 to notify the Authority prior to starting the renovation or demolition, or required by federal regulation to be approved or inspected by the Authority, shall give the required advance notice and pay a processing fee to the Authority determined by the following: as determined in Table 10-3.

1. All single renovation or demolition projects under Section 8.01 or Section 8.02(B), require a ten (10) working day advance notification on a written "Notice of Intent to Remove Asbestos Materials," and a fifty dollar (\$50.00) fee.

~~2. Annual notices under Section 8.01, and within the notification requirements of Section 8.02(B), require ten (10) working day advance notification, an annual written application for approval, and a three hundred dollar (\$300.00) fee.~~

~~3. An amendment under Section 8.01 or Section 8.02 to an approved renovation or demolition requires prior notification, an amended application, and a twenty five dollar (\$25.00) fee for the 2nd amendment and any thereafter.~~

~~4. An emergency under Section 8.01 or Section 8.02 requires prior notification, an Emergency Waiver Request Letter submitted by the property owner or operator, a Notice of Intent to Remove Asbestos, and a fifty dollar (\$50.00) emergency fee as well as the normal application fee described in this Section.~~

~~5. A residential asbestos project under Section 8.02 requires ten (10) working day advance notification, on a "Notice of Intent to Remove Asbestos Materials," form accompanied by a filing fee of ten dollars (\$10.00).~~

~~1. 6. A demolition project under Section 8.01 and 8.02 that contains no asbestos requires ten (10) working day advance notification.~~

Table 10-3: Asbestos Fees

Type of project	Project Size <i>LF: linear ft</i> <i>SF: square ft</i>	Advanced Notification Period	Fee	Forms required
<u>Demolition</u>	<u>All</u>	<u>10 working days</u>	<u>\$10</u>	<u>Notice of Intent to Remove Asbestos or to Demolish (NOI)</u>
<u>Asbestos Project</u>	<u>Residential</u>	<u>10 working days</u>	<u>\$10</u>	<u>NOI</u>
<u>Asbestos Project</u>	<u>10 to 259 LF</u> <u>48 to 159 SF</u>	<u>10 working days</u>	<u>\$125</u>	<u>NOI</u>
<u>Asbestos Project</u>	<u>260 to 999 LF</u> <u>160 to 4,999 SF</u>	<u>10 working days</u>	<u>\$250</u>	<u>NOI</u>
<u>Asbestos Project</u>	<u>1,000 to 9,999 LF</u> <u>5,000 to 49,999 SF</u>	<u>10 working days</u>	<u>\$500</u>	<u>NOI</u>
<u>Asbestos Project</u>	<u>more than 10,000 LF</u> <u>more than 50000 SF</u>	<u>10 working days</u>	<u>\$1500</u>	<u>NOI</u>
<u>Amendments</u>	<u>All</u>	<u>Prior Notification</u>	<u>\$50 Res</u> <u>\$25</u>	<u>Amended NOI</u>
<u>Annual</u>	<u>All</u>	<u>10 working days</u>	<u>\$1500</u>	<u>NOI</u>
<u>Emergencies</u>	<u>All</u>	<u>Prior Notification</u>	<u>Double</u> <u>Fee Res</u> <u>\$50</u>	<u>NOI & Emergency Waiver Request</u>
<u>Alternate Methods</u>	<u>All</u>	<u>10 working days</u>	<u>Double</u> <u>Fee</u>	<u>NOI & Supporting Documentation</u>

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Benton Clean Air Agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

Section 10.08 Section 10.09 Operating Permit Fees Class 3 Registered Source (Air Operating Permit) Fee

All eligible sources under WAC 173-401 shall be subject to the annual fees described in this section.

A. Permanent annual fee determination and certification

1. Fee Determination

a. Fee Determination. The BCAA shall develop a fee schedule using the process outlined below, according to which it will collect fees from permit program sources under its jurisdiction. The fees shall be sufficient to cover all permit administration costs. The BCAA shall also collect its jurisdiction's share of Ecology's development and oversight costs. The fee schedule shall differentiate as separate line items the BCAA's and Ecology's fees. Opportunities for public participation shall be afforded throughout the fee determination process, as provided in Section 10.08 (A)(3)(a).

b. Fee Eligible Activities. The costs of permit administration and development and oversight activities are fee eligible.

i. Permit Administration. Permit administration costs are those incurred by BCAA in administering and enforcing the operating permit program with respect to sources under its jurisdiction. Eligible permit administration costs are as follows:

(A) Preapplication assistance and review of an application and proposed compliance plan for a permit, permit revision, or renewal;

(B) Source inspection, testing, and other data-gathering activities necessary for the development of a permit, permit revision, or renewal;

(C) Acting on an application for a permit, permit revision, or renewal, including the costs of developing an applicable requirement as part of the processing of a permit, permit revision, or renewal, preparing a draft permit and fact sheet, and preparing a final permit, but excluding the costs of developing BACT, LAER, BART, or RACT requirements for criteria and toxic air pollutants;

(D) Notifying and soliciting, reviewing and responding to comment from the public and contiguous states and tribes, conducting public hearings regarding the issuance of a draft permit and other costs of providing information to the public regarding operating permits and the permit issuance process;

(E) Modeling necessary to establish permit limits or to determine compliance with permit limits;

(F) Reviewing compliance certifications and emissions reports and conducting related compilation and reporting activities;

(G) Conducting compliance inspections, complaint investigations, and other activities necessary to ensure that a source is complying with permit conditions;

(H) Administrative enforcement activities and penalty assessment, excluding the costs of proceedings before the pollution control hearings board and all costs of judicial enforcement;

(I) The share attributable to permitted sources of the development and maintenance of emissions inventories;

(J) The share attributable to permitted sources of ambient air quality monitoring and associated recording an reporting activities;

(K) Training for permit administration and enforcement;

(L) Fee determination, assessment, and collection, including the costs of necessary administrative dispute resolution and penalty collection;

(M) Required fiscal audits, periodic performance audits, and reporting activities;

(N) Tracking of time, revenues and expenditures, and accounting activities;

(O) Administering the permit program including the costs of clerical support, supervision, and management;

(P) Provision of assistance to small businesses under the jurisdiction of the permitting authority as required under section 507 of the federal clean air act; and

(Q) Other activities required by operating permit regulations issued by the United States Environmental Protection Agency under the Federal Clean Air Act.

ii. Ecology Development and Oversight. Development and oversight costs are those incurred by Ecology in developing and administering the state operating permit program and in overseeing the administration of the program by the delegated local authorities. Development and oversight costs are in Chapter 252, Laws of 1993 Section 6 (2)(b).

c. Workload Analysis.

i. The BCAA shall conduct an annual workload analysis projecting resource requirements for the purpose of facilitating budget preparation for permit administration. The workload analysis shall include resource requirements for both the direct and indirect costs of the permit administration activities in Section 10.08 (A)(1)(b)(i).

ii. Ecology will, for the two-year period corresponding to each biennium, identify the development and oversight activities that it will perform during that biennium. The eligible activities are those referenced in Section 10.08 (A)(1)(b)(ii).

d. Budget Development. The BCAA shall annually prepare an operating permit program budget. The budget shall be based on the resource requirements identified in an annual workload analysis and shall take into account the projected fund balance at the start of the calendar year. The BCAA shall publish a draft budget for the following calendar year on or before May 31 and shall provide opportunity for public comment thereon in accordance with 10.08 (A)(3)(a). The BCAA shall publish a final budget for the following calendar year on or before June 30.

e. Allocation Methodology.

i. Permit Administration Costs. The BCAA shall allocate its permit administration costs and its share of Ecology's development and oversight costs among the permit program sources for whom it acts as permitting authority, according to a three-tiered model based upon:

(A) the number of sources under its jurisdiction;

(B) the complexity of the sources under its jurisdiction, and

(C) the size of the sources under its jurisdiction, as measured by the quantity of each regulated pollutant emitted. The quantity of each regulated pollutant emitted by a source shall be determined based on the annual emissions data dur-

ing the most recent calendar year for which data is available. Each of the three tiers shall be equally weighted.

ii. Ecology Development and Oversight Costs. Ecology will allocate its development and oversight costs among all permitting authorities, including the BCAA, based upon the number of permit program sources under the jurisdiction of each permitting authority. If Ecology determines that it has incurred extraordinary costs in order to oversee a particular permitting authority and that those costs are readily attributable to the particular permitting authority, Ecology may assess to that permitting authority such extraordinary costs.

f. Fee Schedule. The BCAA shall issue annually a fee schedule reflecting the permit administration fee and Ecology's development and oversight fee to be paid by each permit program source under its jurisdiction. The fee schedule shall be based on the information contained in the final source data statements for each year; the final source data statements shall be issued after opportunity for petition and review has been afforded in accordance with Section 10.08 (A)(4).

2. Fee Collection - Ecology and BCAA.

a. Collection from Sources. The BCAA, as a delegated local authority, shall collect the fees from the permit program sources under its jurisdiction.

i. Permit Administration Costs. The BCAA shall collect from permit program sources under its jurisdiction fees sufficient in the aggregate to cover its permit administration costs.

ii. Ecology Development and Oversight Costs. The BCAA shall collect from permit program sources under its jurisdiction fees sufficient in the aggregate to cover its share of Ecology's development and oversight costs.

b. Dedicated Account.

i. All receipts from fees collected by the BCAA, as a delegated local authority, from permit program sources pursuant to RCW 70.94.152(1), and RCW 70.94.161, Section 6 of Chapter 252, Laws of 1993, and Section 8 of Chapter 252, Laws of 1993 shall be deposited in the dedicated accounts of its treasury. Expenditures from these dedicated accounts will be used only for the activities described in RCW 70.94.152(1), and RCW 70.94.161, Section 6 of Chapter 252, Laws of 1993, and Section 8 of Chapter 252, Laws of 1993.

ii. All receipts from fees collected by BCAA on behalf of Ecology from permit program sources pursuant to RCW 70.94.152(1), and RCW 70.94.161, Section 6 of Chapter 252, Laws of 1993, and Section 8 of Chapter 252, Laws of 1993 shall be deposited in the air operating permit account created under RCW 70.94.015. Expenditures from the air operating permit account may be used only for the activities described in RCW 70.94.152(1), and RCW 70.94.161, Section 6 of Chapter 252, Laws of 1993, and Section 8 of Chapter 252, Laws of 1993.

3. Accountability

a. Public Participation During Fee Determination Process. The BCAA shall provide for public participation in the fee determination process described under 10.08 (A)(1), which provision shall include but not be limited to the following:

i. The BCAA shall provide opportunity for public review of and comment on:

(A) each annual workload analysis;

(B) each annual budget; and

(C) each annual fee schedule

ii. The BCAA shall submit to Ecology for publication in the *Permit Register* notice of issuance of its draft annual workload analysis, issuance of its draft annual budget and issuance of its draft annual fee schedule.

iii. The BCAA shall make available for public inspection and to those requesting opportunity for review copies of its draft:

(A) annual workload analysis on or before March 31.

(B) annual budget on or before May 31.

(C) annual fee schedule on or before December 31.

iv. The BCAA shall provide a minimum of thirty (30) days for public comment on the draft annual workload analysis and draft annual budget. Such thirty-day period for comment shall run from the date of publication of notice in the *Permit Register* as provided in Section 10.08 (A)(3)(a)(ii).

b. Tracking of Revenues, Time and Expenditures.

i. Revenues. The BCAA shall track revenues on a source-specific basis.

ii. Time and Expenditures. The BCAA shall track time and expenditures on the basis of functional categories as follows:

(A) application review and permit issuance;

(B) permit modification;

(C) permit maintenance;

(D) compliance and enforcement;

(E) business assistance;

(F) regulation and guidance development;

(G) management and training;

(H) technical support.

iii. Use of Information Obtained from Tracking Revenues, Time and Expenditures. The BCAA shall use the information obtained from tracking revenues, time and expenditures to modify its workload analysis during each calendar year's review provided for under Section 10.08 (A)(1)(d).

iv. The information obtained from tracking revenues, time, and expenditures shall not provide a basis for challenge to the amount of an individual source's fee.

c. Periodic Fiscal Audits, Reports and Performance Audits. A system of regular, periodic fiscal audits, reports and performance audits shall be conducted in order to evaluate Ecology's and the Authority's operating permit program administration, as follows:

i. Fiscal Audits. The BCAA shall contract with the State Auditor to perform a standard fiscal audit of its operating permit program every other year.

ii. Annual Routine Performance Audits. The BCAA shall be subject to annual routine performance audits, except that the routine audit shall be incorporated into the extensive performance audit, conducted pursuant to Section 10.08 (A)(3)(c)(v) in each year during which an extensive performance is conducted. Ecology shall issue guidance regarding the content of the routine performance audits and shall conduct the Authority's audits.

iii. Annual Random Individual Permit Review. One permit issued by the BCAA shall be subject to review in conjunction with the annual routine performance. The permit to be reviewed shall be selected at random. Ecology shall issue

guidance regarding the content of the random individual permit review and shall conduct the Authority's review.

iv. Periodic Extensive Performance Audits. The BCAA shall be subject to extensive performance audits every five years. In addition, this authority may be subject to an extensive performance audit more frequently under the conditions of Section 10.08 (A)(3)(c)(v). Ecology shall issue guidance regarding the content of the extensive performance audits and shall conduct the audits of this Authority.

v. Finding of Inadequate Administration or Need for Further Evaluation. If, in the process of conducting a fiscal audit, annual routine audit, or annual random individual permit review, the auditor or Ecology finds that the BCAA is inadequately administering the operating permit program or finds that further evaluation is immediately warranted, an extensive performance audit shall be conducted, as provided in Section 10.08 (A)(3)(c)(iv).

vi. Annual Reports. The BCAA shall prepare an annual report evaluating its operating permit program administration. Such report shall include any findings of the auditor or Ecology resulting from the relevant fiscal audits, annual routine audits, annual random individual permit reviews or periodic extensive performance audits. The BCAA shall submit its report to its Board and to Ecology.

4. Administrative Dispute Resolution.

a. Preliminary Statement of Source Data. The BCAA shall provide to the permit program sources under their respective jurisdictions a preliminary statement of emissions and other data from that source upon which the authority intends to base its allocation determination under Section 10.08 (A)(1)(e). Such preliminary statement shall be provided to the permit program sources on or before September 30 of each year. Such preliminary statement shall indicate the name, address and telephone number of the person or persons to whom the source or other individual may direct inquiries and/or petitions for review under Section 10.08 (A)(4)(b) regarding the accuracy of the data contained therein.

b. Petition for Review of Statement. A permit program source or other individual under the jurisdiction of the BCAA, as a delegated local authority, may petition to review for accuracy the data contained in the preliminary source data statement provided for under Section 10.08 (A)(4)(a). Such petition shall be lodged on or before October 31 of each year. Such petition shall be in writing, directed to the individual indicated on the statement of source data. Such petition shall indicate clearly the data to be reviewed, the specific action that the source or petitioning individual is requesting be taken and may, if the source or petitioning individual desires, be accompanied by written documentation supporting the request for review. Such petition shall, in addition, state the name, address and telephone number of the person or persons to whom the BCAA may direct inquiries regarding the request. Upon receipt of such a petition, the BCAA, as a delegated local authority, must issue its written response to the petitioner on or before November 30 of each year. Such response shall state the conclusions of the review and the reasons therefore, and shall contain a new preliminary source data statement, revised to reflect any changes necessitated by the authority's response.

c. Final Source Data Statement. The BCAA shall provide to the permit program sources under its jurisdiction a final statement of emissions and other data from that source upon which the local authority will base its allocation determination under Section 10.08 (A)(1) along with an invoice reflecting the fee billed to that source on or before December 31 of each year.

5. Fee Payment and Penalties

a. Fee Payment. Each permit program source shall pay a fee in the amount reflected in the invoice issued under Section 10.08 (A)(4)(c). Such fee shall be due on or before February 28 of each year.

b. Late Payment of Fees. BCAA shall charge a penalty to a permit program source under its jurisdiction for late payment of all or part of its operating permit fee at the following rates:

vii. Ten percent of the source's total assessed fee for payment received after the due date for fee payment but up to the first thirty days past the due date for fee payment;

viii. Fifteen percent of the source's total assessed fee for payment received between the thirty-first day and the sixtieth day past the due date for fee payment; and

ix. Twenty-five percent of the source's total assessed fee for payment received between the sixty-first day and the ninetieth day past the due date for fee payment.

c. Failure to Pay Fees. The BCAA shall charge a penalty to a permit program source under its jurisdiction for failure to pay all or part of its operating permit fee and/or penalties thereon after ninety days past the due date for fee payment in an amount three times the source's total assessed fee.

d. Other Penalties. The penalties authorized in Section 10.08 (A)(5)(b) and (c), are additional to and in no way prejudice the BCAA's ability to exercise other civil and criminal remedies, including the authority to revoke a source's operating permit for failure to pay all or part of its operating permit fee.

e. Facility Closure. Sources that permanently cease operations will be required to pay only a pro rata portion of the annual operating permit fee for the fiscal year in which they cease operations. The portion of the fee to be paid will be calculated by dividing the number of calendar days that have passed in the relevant calendar year at the time the source ceases operations by the total of 365 calendar days, and multiplying the fraction thus derived by the fee that the source would have paid for the relevant calendar year, had it not ceased operations.

f. Transfer in Ownership. Transfer in ownership of a source shall not affect that source's obligation to pay operating permit fees. Any liability for fee payment, including payment of late payment and other penalties shall survive any transfer in ownership of a source.

6. Development and Oversight Remittance by Local Authorities to Ecology

a. Ecology will provide to the Authority a statement of the share of Ecology's development and oversight costs for which it is responsible for collecting from sources under its jurisdiction on or before December 31 of each year.

b. The Authority shall remit to Ecology one-half of the share of Ecology's development and oversight costs for which it is responsible for collecting from sources under its

jurisdiction on or before March 31 of each year and shall remit to Ecology the balance of its share of Ecology's development and oversight costs on or before June 30 of each year.

~~Section 10.09~~ **Section 10.10 Special Open Burning Permits Fees**

A. Anyone who submits to the Authority a request for special burning permit shall pay an application fee of fifty dollars (\$50.00).

B. Upon approval of the request for special burn permit the Authority will charge an additional fee at a rate determined by the volume of the material to be burned, and inspection and oversight costs. The additional fee shall not exceed eight dollars and fifty cents (\$8.50) per cubic yard or the adjusted amount according to WAC 173-425. Special Open Burning Permits shall be valid for a period not to exceed one year, at which time the applicant may re-apply with another \$50.00 fee.

C. The fees for a burn permit are due within thirty (30) days of the start of burning. A late fee of \$25.00 will be added to the fees for burn permits that have not been paid within thirty (30) days of the start of burning. Failure to pay said fee within sixty (60) days of the start of burning may result in issuance of a citation and penalty.

~~Section 10.10~~ **Section 10.11 Agricultural Burning Permits Fees**

A. Upon approval of any agricultural burn permit application, the BCAA will charge a fee not to exceed two dollars and fifty cents (\$2.50) per acre for each acre permitted to be burned. This fee is divided into a local and a state portion. Up to one dollar-twenty five cents (\$1.2500) per acre of each fee will go directly to Ecology to be divided among administration, oversight costs, and the research fund. The remainder of the fee will go to the BCAA for local administration and implementation of the program.

B. The local portion of the agricultural burn permit fee will be seventy-five cents (\$0.75) per acre.

C. Permits will only be issued upon receipt of full payment. Refunds may be issued by the BCAA for acres not burned under each permit.

D. The minimum permit fee shall be no less than \$25.00.

WSR 01-22-008
PERMANENT RULES
DEPARTMENT OF REVENUE

[Filed October 26, 2001, 9:11 a.m.]

Date of Adoption: October 26, 2001.

Purpose: WAC 458-20-17802 Collection of use tax by county auditors and department of licensing—Measure of tax, explains that when a person applies to transfer the certificate of ownership of a motor vehicle acquired without payment of retail sales tax, the Department of Licensing, county auditors, and their subagents will collect use tax based on the value of the article used. The rule explains that the value of

the article used is generally the purchase price. However, if the purchase price does not represent the true value, the value of the article used must be determined as nearly as possible by the retail-selling price of similar vehicles in the same area.

The rule explains that for the purpose of determining the measure of the use tax, the Department of Licensing, county auditors, and their subagents will compare the purchase price of the motor vehicle to the average retail-selling price of comparable vehicles using an automated valuing system. The rule further describes the circumstances under which the purchase price will be presumed to represent true value. For those circumstances that the purchase price is not presumed to represent true value, the rule explains the methods a person applying to transfer the certificate of ownership may use to substantiate a true value other than the value provided by the automated valuing system.

Statutory Authority for Adoption: RCW 82.32.300.

Other Authority: RCW 82.12.045.

Adopted under notice filed as WSR 01-09-040 on April 12, 2001.

Changes Other than Editing from Proposed to Adopted Version: **Replacing the term "automated system" with "automated valuing system."** We have replaced the term "automated system" with "automated valuing system" throughout the rule.

Subsection (2) What is a motor vehicle? The proposed rule provides a definition of the term "motor vehicle." We have eliminated the definition in its entirety and have renumbered the following subsections of the rule accordingly.

Subsection (4) Use of automated system to verify measure of tax (renumbered as subsection (3)). We revised the following proposed language as noted to more accurately identify the period for which the automated valuing system does not provide values.

For example, the automated system's database does not provide average retail value information for collectible vehicles or vehicles ~~manufactured between 1970 and 1980 that are over twenty years of age.~~

We also corrected a grammatical error contained in the proposed rule as follows:

In the absence of an average retail value, county auditors, their subagents, or the department of licensing will determine the true value ~~as closely~~ as nearly as possible according to the retail selling price at place of use of similar vehicles of like character and quality.

Subsection (6)(b) Declaration of buyer and seller (renumbered as subsection (5)(b)). Subsections (6)(b), (c), and (e) of the proposed rule explain that a person may appeal any assessment of additional taxes, interest, and penalties resulting from the Department of Revenue's review of documentation. In addition to adding the title of Rule 100 to subsection (6)(b), which was provided in other sections, we have made the following change to subsections (6)(b), (c), and (e) to clarify that this appeal must be made to the Department of Revenue.

A person may appeal an assessment to the department of revenue as provided in WAC 458-20-100 (Appeals, small claims and settlements).

Subsection (6)(c) Written appraisal and (6)(e) Repair estimate (renumbered as subsection (5)(c) and (5)(e)).

Subsections (6)(c) and (e) explain that the written appraisal and the repair estimate documentation must include the "vehicle description." We have made the following change to clarify what the description must include.

...include the vehicle description, including the vehicle make, model, and identification number (VIN).

For subsection (6)(c), we also made the following change to correct erroneous terminology.

The written estimate appraisal must appear on company stationery or have the business card attached and include the vehicle description...

Subsection (6)(e) Repair estimate (renumbered as subsection (5)(e)). We have made the following changes to the example provided in subsection (6)(e) of the proposed rule for clarification purposes.

The purchase price is presumed to represent the true value if the total of the purchase price and the repair estimate is not more than \$2,000 below the average retail value. For example, a person purchases a vehicle with extensive bumper damage for \$1,700. The automated system indicates that the vehicle's average retail value is \$6,000. An estimate from an auto body repair business indicates a cost of \$2,500 to repair the bumper damage. The purchase price is presumed to represent the vehicle's true value because when the total of the purchase price and the repair estimate ($\$1,700 + \$2,500 = \$4,200$) is compared to the average retail value, the total is not more than \$2,000 below the average retail value (\$6,000).

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 0, Repealed 0.

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

October 26, 2001

Claire Hesselholt

Rules Manager

Legislation and Policy Division

NEW SECTION

WAC 458-20-17802 Collection of use tax by county auditors and department of licensing—Measure of tax.

(1) **Introduction.** The department of revenue has authorized county auditors and the department of licensing to collect the use tax imposed by chapter 82.12 RCW when a person applies to transfer the certificate of ownership of a motor vehicle acquired without the payment of sales tax. See RCW 82.12.045. This rule explains how county auditors, their subagents, and the department of licensing determine the mea-

sure of the use tax. This rule does not relieve a seller registered with the department of revenue of the statutory requirement to collect sales tax when selling tangible personal property, including motor vehicles. RCW 82.08.020 and 82.08.0251. The use tax reporting responsibilities of Washington residents in other situations and the general nature of the use tax are addressed in WAC 458-20-178 (Use tax). The various use tax exemptions provided by chapter 82.12 RCW are discussed in WAC 458-20-17801 (Use tax exemptions). The application of tax to vehicles acquired by Indians and Indian tribes is discussed in WAC 458-20-192 (Indians—Indian country).

Vehicle licensing locations and information about vehicle titles and registration are available from the department of licensing on the Internet at: <http://www.wa.gov/dol/>, under "vehicles list." This information is also available by contacting the local county auditor's office listed in the government pages of the telephone directory.

(2) **What is use tax based on?** For purposes of computing the amount of use tax due, the value of the article used is the measure of tax. The value of the article used is generally the purchase price. If the purchase price does not represent the true value of the article used, the value must be determined as nearly as possible according to the retail selling price at place of use of similar vehicles of like quality and character. RCW 82.12.010.

(3) **Use of automated system to verify measure of tax.** When a person applies to transfer the certificate of ownership of a motor vehicle, county auditors, their subagents, or the department of licensing must verify that the purchase price represents the true value. In doing so, county auditors, their subagents, or the department of licensing compare the vehicle's purchase price to the average retail value of comparable vehicles using an automated valuing system. The automated valuing system identifies the average retail value using a data base that is provided by a regional industry standard source specializing in providing valuation services to local, state, and federal governments, and the private sector.

In limited situations, the automated valuing system's data base may not provide the average retail value for a motor vehicle. For example, the automated valuing system's data base does not provide average retail value information for collectible vehicles or vehicles that are over twenty years of age. In the absence of an average retail value, county auditors, their subagents, or the department of licensing will determine the true value as nearly as possible according to the retail selling price at place of use of similar vehicles of like character and quality. To assist in this process, the department of revenue and the department of licensing may approve the use of alternative valuing authorities as necessary.

(4) **What happens when the purchase price is presumed to represent the true value?** County auditors, their subagents, or the department of licensing will use the purchase price to compute the amount of use tax due when the purchase price represents the vehicle's true value. County auditors, their subagents, or department of licensing will presume the purchase price represents the vehicle's true value if one of the following conditions is met:

(a) The vehicle's average retail value, as provided by the automated valuing system, is less than \$3,000.

For example, a person buys a motor vehicle for \$800. The automated valuing system indicates that the vehicle's average retail value is \$2,900. The purchase price is presumed to represent the vehicle's true value because the average retail value is less than \$3,000.

(b) The vehicle's purchase price is not more than \$2,000 below the average retail value as provided by the automated valuing system.

For example, a person buys a used motor vehicle for \$4,500. The automated valuing system indicates the vehicle's average retail value is \$6,000. When compared to the average retail value, the purchase price is not more than \$2,000 below the average retail value. Consequently, the purchase price is presumed to represent the vehicle's true value.

(5) **What happens when the purchase price is not presumed to represent the true value?** If the vehicle's purchase price is not presumed to be the true value as explained in subsection (4) of this rule, a person may remit use tax based on the average retail value as indicated by the automated valuing system or substantiate the true value of the vehicle using any one of the following methods.

(a) **Industry-accepted pricing guide.** A person applying to transfer a certificate of ownership may provide the county auditor, a subagent, or the department of licensing with documentation from one of the various industry-accepted pricing guides. The value from the industry-accepted pricing guide must represent the retail value of a similarly equipped vehicle of the same make, model, and year in a comparable condition. The purchase price is presumed to represent the vehicle's true value if the purchase price is not more than \$2,000 below the retail value.

For example, a person buys a vehicle for \$3,500. The automated valuing system indicates that the vehicle's average retail value is \$5,700. An industry-accepted pricing guide shows that the retail value of a similarly-equipped vehicle in a comparable condition of the same make, model, and year is \$5,000. When compared to the retail value established by the industry-accepted pricing guide, the purchase price is not more than \$2,000 below the retail value. Consequently, the purchase price is presumed to represent the vehicle's true value.

(b) **Declaration of buyer and seller.** A person applying to transfer a certificate of ownership may provide to the county auditor, a subagent, or the department of licensing a Declaration of Buyer and Seller Regarding Value of Used Vehicle Sale (REV 32 2501) to substantiate that the purchase price is the true value of the vehicle. The declaration must be signed by both the buyer and the seller and must certify to the purchase price and the vehicle's condition under penalty of perjury. The department of revenue may review a declaration and assess additional tax, interest, and penalties. A person may appeal an assessment to the department of revenue as provided in WAC 458-20-100 (Appeals, small claims and settlements).

The declaration is available from the department of revenue on the Internet at <http://dor.wa.gov/> under "other forms and schedules." It is also available at all vehicle licensing locations, department of revenue field offices, or by writing:

Department of Revenue
Taxpayer Services
P.O. Box 47478
Olympia, WA 98504-7478

WSR 01-22-010
PERMANENT RULES
STATE BOARD FOR
COMMUNITY AND TECHNICAL COLLEGES

[Filed October 26, 2001, 11:25 a.m.]

(c) **Written appraisal.** A person applying to transfer a certificate of ownership may present to the county auditor, a subagent, or the department of licensing a written appraisal from an automobile dealer, insurance or other vehicle appraiser to substantiate the true value of the vehicle. If an automobile dealer performs the appraisal, the dealer must be currently licensed with the department of licensing's dealer services division or be a licensed vehicle dealer in another jurisdiction.

The written appraisal must appear on company stationery or have the business card attached and include the vehicle description, including the vehicle make, model, and identification number (VIN). The person performing the appraisal must certify that the stated value represents the retail selling price of a similarly-equipped vehicle of the same make, model, and year in a comparable condition. The department of revenue may review an appraisal and assess additional tax, interest, and penalties. A person may appeal an assessment to the department of revenue as provided in WAC 458-20-100 (Appeals, small claims and settlements).

(d) **Declaration of use tax.** A person applying to transfer a certificate of ownership may present to the county auditor, a subagent, or the department of licensing a Declaration of Use Tax (REV 32 2486e) to substantiate the true value of the vehicle. An authorized employee of the department of revenue must complete the declaration. Determining the true value may require a visual inspection that is not available at all department of revenue locations.

(e) **Repair estimate.** A person applying to transfer a certificate of ownership may present to the county auditor, a subagent, or the department of licensing a written repair estimate, prepared by an auto repair or auto body repair business. This estimate will then be used to assist with determining the true value of the vehicle. The written estimate must appear on company stationery or have the business card attached. In addition, the written estimate must include the vehicle description, including the vehicle make, model, and identification number (VIN), and an itemized list of repairs. The department of revenue may review an appraisal and assess additional tax, interest, and penalties. A person may appeal an assessment to the department of revenue as provided in WAC 458-20-100 (Appeals, small claims and settlements).

The purchase price is presumed to represent the true value if the total of the purchase price and the repair estimate is not more than \$2,000 below the average retail value. For example, a person purchases a vehicle with extensive bumper damage for \$1,700. The automated valuing system indicates that the vehicle's average retail value is \$6,000. An estimate from an auto body repair business indicates a cost of \$2,500 to repair the bumper damage. The purchase price is presumed to represent the vehicle's true value because when the total of the purchase price and the repair estimate (\$1,700 + \$2,500 = \$4,200) is compared to the average retail value, the total is not more than \$2,000 below the average retail value (\$6,000).

Date of Adoption: September 20, 2001.

Purpose: Tuition and fees for community colleges. Updates various definitions relevant to sections of chapter 131-28 WAC, proposes changes in the methods of assessing tuition and fee charges, etc.

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

Statutory Authority for Adoption: Chapter 28B.50 RCW.

Adopted under notice filed as WSR 01-16-119 on July 31, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 6, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 6, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 25, 2001

DeRae Oderman

Executive Assistant

AMENDATORY SECTION (Amending WSR 98-22-062, filed 11/2/98, effective 12/3/98)

WAC 131-28-005 Tuition and fees for community colleges established. Tuition and fees for community college((s)) state-funded courses are established in chapter 28B.15 RCW. Technical colleges are required to administer tuition and tuition waivers for state-funded courses under policies and procedures of their respective boards of trustees. This chapter applies only to community colleges unless technical colleges are specified.

AMENDATORY SECTION (Amending WSR 95-13-070, filed 6/20/95, effective 7/21/95)

WAC 131-28-010 Tuition and fee charges for summer quarter. Tuition, operating, services and activities, and special fees charged to students enrolled ((as)) in state-funded ((students)) courses for summer quarter shall be assessed on the same basis and in the same manner as such fees are assessed for other quarters of the academic year. ~~((Fees charged to students enrolled as self-supporting shall comply with RCW 28B.15.515(1-))~~

AMENDATORY SECTION (Amending WSR 98-22-062, filed 11/2/98, effective 12/3/98)

WAC 131-28-015 Assessment of tuition and fee charges. It shall be the general policy of the state board that all tuition and services and activities fees shall be assessed on a uniform and equitable basis, except when the requirement to pay all or part of such fees has been specifically waived or altered by law or by ~~((regulation))~~ rule of the state board or the district board of trustees. Students must pay tuition and fees to be enrolled in state-funded courses unless a waiver is allowed.

AMENDATORY SECTION (Amending WSR 95-13-070, filed 6/20/95, effective 7/21/95)

WAC 131-28-021 Definitions. For the purpose of WAC 131-28-025, the following definitions shall apply:

(1) "Resident student" and "nonresident student" shall be defined in the same manner as in chapter 28B.15 RCW.

(2) "Tuition fees," "building fees," "operating fees" and "services and activities fees" shall be defined in the same manner as in chapter 28B.15 RCW.

(3) "Special fees" shall be defined as all fees established by the district board of trustees other than tuition, building fees, operating fees or services and activities fees and as such shall include fees charged to an individual student for specific services and privileges received by such student.

(4) "Student funded course" shall be defined as any organized instructional activity, typically ungraded, primarily offered for part-time students, not normally an integral part of any specific study program leading to either an academic or an occupational degree or certificate, and specifically identified as such by a community college consistent with the course classification procedures established by the state board.

~~(5) ("Academic or occupational course" shall be defined as all organized instructional activities other than student funded courses.~~

~~(6) "Short course" shall be defined as any academic, occupational, or student funded course not regularly scheduled in the quarterly announcement of courses, not routinely listed in the college catalog as a regular and normal part of the instructional program, and not normally of a full quarter in duration.~~

~~(7) "Regular course" shall be defined as any course not classified as a short course.~~

~~(8)) "Required course" shall be defined as any course specified in the college catalog or official curriculum description of any vocational preparatory program as necessary for completion of such program, except courses prerequisite to such program.~~

~~((9) "Vocational preparatory program" shall be defined as any planned series of learning experiences, the specific objective of which is to prepare persons to enter gainful employment in a recognized occupation not designated as professional or requiring a baccalaureate or higher degree, provided that such program has been approved by the state board.)~~ (6) "State-funded course" shall be defined as any course reported by the college for state funding that is eligible

for state funding under chapters 28.15 and 28B.50 RCW, Title 131 WAC and state board policy.

AMENDATORY SECTION (Amending WSR 98-22-062, filed 11/2/98, effective 12/3/98)

WAC 131-28-025 Method of assessing tuition and fee charges. ~~((1) For academic and occupational regular or short courses,))~~ Tuition and fees charged to students:

~~((a))~~ (1) Shall be based upon the number of credits assigned to such courses as listed in the official and current catalog of the college, or for courses not given such credit designations, the number of credit equivalents as computed by the method for deriving such equivalents established by the state board.

~~((b))~~ (2) Shall be assessed on a per-credit basis at uniform rates for resident and for nonresident students, respectively. Partial credits shall be assessed on a proportionate basis. The respective maximums charged to any resident or nonresident student shall not exceed the amount ~~((specified in chapter 28B.15 RCW))~~ allowed by law.

~~((c))~~ (3) Shall be assessed for part-time students, for each credit of registration or its equivalent ~~((at the rate of one-tenth of the total combined tuition and services and activities fees charged to full-time students consistent with chapter 28B.15 RCW)).~~

~~((d))~~ (4) Shall include an additional operating fee for each credit in excess of eighteen at the tuition fee rate ~~((of one-tenth of the tuition fee))~~ charged to ~~((full-time))~~ part-time students.

~~((e) Shall be no less than two times the amount of tuition and services and activities fees charged for one credit.~~

~~(2) For student funded courses, fees charged to students:~~
~~(a) Shall be designated as a special fee, all revenue from which shall be used for the general operations and maintenance of the college;~~

~~(b) Shall be assessed at a rate sufficient to defray the direct and indirect costs of offering such courses.~~

~~(3) Nothing herein shall be construed to be a restriction on the right of the district board of trustees to assess additional noninstructional fees and special fees to cover unique instructional costs or expendable instructional materials related to any course offered by a college district.)~~ (5) Shall conform with chapter 28B.15 RCW, the legislative budget and policies of the state board.

AMENDATORY SECTION (Amending WSR 98-22-062, filed 11/2/98, effective 12/3/98)

WAC 131-28-02501 Waivers. Community college boards may grant waivers from the standard tuition and fees rate for ungraded courses designated in WAC 131-28-026(3) and to students who qualify under a waiver created in Title 28B RCW.

Except for ungraded courses, colleges shall waive the building fee, services and activities fees, and operating fees in equal proportion.

Colleges may not impose conditions or eligibility criteria beyond that specified in this chapter, state board policy, or Title 28B RCW. Colleges may restrict the number of waivers granted.

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Colleges may round the amount ((waived)) collected to the nearest dollar.

NEW SECTION

WAC 131-28-029 Student funded course fees. For student funded courses, fees charged to students:

- (1) Shall be designated as a special fee, all revenue from which shall be used for the general operations and maintenance of the college;
- (2) Shall be assessed at a rate sufficient to defray the direct and indirect costs of offering such courses.

WSR 01-22-011
PERMANENT RULES
TRAFFIC SAFETY COMMISSION
 [Filed October 26, 2001, 11:45 a.m.]

Date of Adoption: October 26, 2001.

Purpose: Authorizing pedestrian and bicycle safety equipment to improve safety of pedestrian and bicycle riders at crosswalks and in school and playground zones.

Statutory Authority for Adoption: RCW 34.59.070.

Other Authority: RCW 43.59.150.

Adopted under notice filed as WSR 01-19-055 on September 17, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 25, 2001

John M. Moffat
 Director

Chapter 467-03 WAC

PEDESTRIAN BICYCLE SAFETY EQUIPMENT RULES

NEW SECTION

WAC 467-03-010 Pedestrian bicycle safety equipment rules. The director will cause to be designed a high-visibility protective vest, traffic control flag, warning signs and other equipment to increase the visibility of persons assisting pedestrians and bicycles at crosswalks, including school and

playground zones. This equipment will be of strong yellow-green fluorescent color or other highly visible materials and have retro-reflective stripes. Samples are to be made available for viewing at the Washington traffic safety commission office in Olympia, WA.

The director may furnish this equipment to schools and other users through grants from the school zone safety account as provided by RCW 46.61.440(3).

The use of uniforms and equipment designated for use by school patrols, pursuant to WAC 392-151-090 (Standard uniforms) and WAC 392-151-095 (Equipment), by persons assisting pedestrians and bicyclists in school and playground zones, will also be deemed in compliance with this rule.

WSR 01-22-020
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

(Health and Rehabilitative Services Administration)

[Filed October 26, 2001, 3:50 p.m., effective January 1, 2002]

Date of Adoption: October 26, 2001.

Purpose: The purpose of the chapter is [to] establish standards for DSHS to provide, or contract to provide, individualized community residential services to eligible clients. This chapter impacts group homes and support living agencies. These are for-profit, nonprofit, and governmental organizations.

Citation of Existing Rules Affected by this Order: Amending WAC 388-820-010 Definitions, 388-820-020 Certification, 388-820-030 Administrative review conference—Adjudicated proceeding process, 388-820-040 Client remuneration, 388-820-050 Personnel, 388-820-060 Staff training, 388-820-070 Instruction and support, 388-820-080 Nurse delegation, 388-820-090 Nurse delegation—Penalties, 388-820-100 Transportation, 388-820-110 Exceptions when allowed, 388-820-120 Program set-up cost, and 388-820-130 Accounting procedures for client accounts.

Statutory Authority for Adoption: Title 71A RCW.

Adopted under notice filed as WSR 01-09-081 on April 18, 2001.

Changes Other than Editing from Proposed to Adopted Version: **WAC 388-820-070(2) proposed:** (2) These physical and safety requirements are also offered to clients who receive forty hours or less of residential services per month. If clients choose not participate in meeting these requirements, service providers must document these situations according to WAC 388-820-100.

WAC 388-820-070(2) adopted: *For clients who receive forty hours or less of residential service per month.*

(2) When clients receive forty hours or less of residential services per month, at least once every six months, the service provider must ensure the following physical safety requirements are met:

- (a) A safe and healthy environment;
- (b) An entrance and/or exit that does not rely solely upon windows, ladders, folding stairs, or trap doors;

PERMANENT

(c) A safe storage area for flammable and combustible materials;

(d) Unblocked exits; and

(e) A working smoke detector, with a light-alarm for clients with hearing impairments, located close to sleeping rooms.

(3) The following supports are also offered to clients who receive forty hours or less of residential services. These clients may choose not to participate in meeting these requirements. This choice must be documented by the service provider, as per WAC 388-820-100. The supports offered include:

(a) Accessible telephone equipment;

(b) An evacuation plan developed and practiced with the client;

(c) A flashlight or a nonelectrical light source in working condition; and

(d) Basic first-aid supplies.

WAC 388-820-100(3) proposed: Did not exist.

WAC 388-820-100(3) adopted: The service provider must review this documentation with the client at least every six months. The client or client's guardian must sign the documentation after reviewing it.

WAC 388-820-210(2) proposed: (2) Ways to gather information for evaluation must include:

(a) Review of records;

(b) Interview of clients, legal representatives, and others with the client's consent; and

(c) Observation of staff and client interactions.

WAC 388-820-210(2) adopted: (2) To gather information, evaluators use a sample of clients that the service provider supports. Ways to gather information for evaluation must include:

(a) Review of records;

(b) Interview of clients, legal representatives, and others with the client's consent; and

(c) Observation of staff and client interactions.

WAC 388-820-210(5) proposed: Evaluators conduct an exit conference to present the evaluation report to the service providers and DSHS.

WAC 388-820-210(5) adopted: Evaluators conduct an exit conference to present the evaluation report to the service providers and DSHS. The service provider's administrator or designee must be present at this exit conference.

WAC 388-820-260 (2)(d) proposed: Client grievance procedures;

WAC 388-820-260 (2)(d) adopted: Client grievance procedures, including a client's right to file a complaint or suggestion without interference;

WAC 388-820-310 proposed: (2) An FBI check is required when an employee or volunteer has resided in the state for less than three years.

(3) **Exception:** The department may give a provisional background clearance of one hundred and twenty days when an FBI check is required.

WAC 388-820-310 adopted: (2) An FBI check is required when an employee or volunteer has resided in the state for less than three years. A provisional background check of one hundred and twenty days may occur. Service

providers must follow the requirements under WAC 388-06-0500 through 388-06-0540.

(3) Deleted.

WAC 388-820-550(1) proposed: The DDD case resource manager must review the ISP with the client at least annually.

WAC 388-820-550(1) adopted: The DDD case resource manager must review the ISP with the client at least every twelve months.

WAC 388-820-620(2) proposed: The IFP must be reviewed at least annually by the service provider and client.

WAC 388-820-620(2) adopted: The IFP must be reviewed at least every twelve months by the service provider and client.

WAC 388-820-630(9) proposed: Contingency plan for "spend down" if needed. An example of "spend down" is the lump sum amount given from the Social Security Administration.

WAC 388-820-630(9) adopted: Contingency plan for expenditures if a client's resources exceed the CAP limit.

WAC 388-820-670(3) proposed: (3) A service provider must retain a signed loan agreement with the client and clearly document:

(a) The original amount of the loan;

(b) Payback schedules; and

(c) The balance owed.

WAC 388-820-670(3) adopted: (3) A service provider must retain a signed agreement with the client.

(4) Documentation must be kept for:

(a) The amount loaned;

(b) Payments; and

(c) The balance owed.

WAC 388-820-770 proposed: Nursing assistants have certain rights when nursing care tasks are delegated by the registered nurse.

(1) The service provider must post the toll-free telephone number, established by DSHS' aging and adult services administration, for complaints about the delegation of nursing tasks to nursing assistants. The telephone number must be posted in a conspicuous place for employees.

(2) The nursing assistant:

(a) May consent or refuse to consent to perform a delegated nursing care task; and

(b) Must not receive employer reprisal for refusing to accept the delegation of a nursing care task if the refusal is based on client safety issues.

WAC 388-820-770 adopted: Nursing assistants have certain rights when nursing care tasks are delegated by the registered nurse.

(1) The nursing assistant:

(a) May consent or refuse to consent to perform a delegated nursing care task; and

(b) Must not receive employer reprisal for refusing to accept the delegation of a nursing care task if the refusal is based on client safety issues.

(2) The service provider must post the toll-free telephone number (1-800-562-6078) established by DSHS' aging and adult services administration, for complaints about the delegation of nursing tasks to nursing assistants. This telephone

number is also on DSHS forms: 13-678B, 13-680, and 13-681.

WAC 388-820-930(2) proposed: DSHS must evaluate requests for exceptions, considering the quality of the services, supervision, and the health and safety of the clients.

WAC 388-820-930(2) adopted: DSHS must evaluate requests for exceptions, considering:

- (a) The health and safety of the clients;
- (b) The quality of the services;
- (c) Supervision; and
- (d) The impact on client services.

(3) DSHS must send a copy of those requests that have significant impacts on client services to the client(s) involved. DSHS must then give the client an opportunity to comment before granting an exception.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 80, Amended 13, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 80, Amended 13, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 80, Amended 13, Repealed 0.

Effective Date of Rule: January 1, 2002.

October 26, 2001

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

PURPOSE

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-010 ((Definitions.)) What is the purpose of this chapter? ((1) "Agency" means the department-certified entity providing residential instruction and support services to clients.

(2) "Certification" means the determination of satisfactory compliance with the rules and regulations outlined as referenced under this chapter.

(3) "Client" means a person the division determines under RCW 71A.16.040 and WAC 275-27-026 eligible for division funded services.

(4) "Client/provider account" means an account in the name of one client where the client or client's provider has the authority to make deposits or withdrawals. The banking laws under RCW 30.22.040 refer to this as an "agency account."

(5) "Client services" means instruction and support activities promoting the following client-centered benefits:

- (a) Health and safety;
- (i) Needing and using health services;

(ii) Dealing with illness and injury and first aid procedures;

(iii) Learning about basic nutrition;

(iv) Maintaining good health;

(v) Obtaining mental health services when needed;

(vi) Learning about human sexuality;

(vii) Being aware of fire evacuation plans;

(viii) Knowing emergency procedures, including how to use 911 or a local emergency number;

(ix) Being aware of burglary protection strategies; and

(x) Learning self-protection.

(b) Personal power and choice:

(i) Securing housing and furnishings reflecting personal preferences, life style, and financial means;

(ii) Expressing opinions and making decisions;

(iii) Learning and exercising rights and responsibilities;

(iv) Improving communication skills;

(v) Participating in various activities, including new experiences;

(vi) Exercising a voter's rights;

(vii) Learning about available protection and advocacy services; and

(viii) Making career choices.

(e) Positive recognition by self and others:

(i) Creating positive self-esteem and feelings of self-worth;

(ii) Choosing valued social roles; and

(iii) Having choices influencing valued perception of self and others.

(d) Integration in the physical and social life of the community:

(i) Residing in areas convenient to shopping, banking, eating, worshiping, learning, making friends, and otherwise participating in community life;

(ii) Assisting people to use available transportation;

(iii) Meeting new people and participating with other members of the community in shared activities; and

(iv) Accessing educational and vocational opportunities.

(e) Positive relationships:

(i) Establishing, maintaining, expanding, and improving relationships by providing personal interaction opportunities with people;

(ii) Involving the client's family, guardian, or representative in planning and decision-making which affect the client;

(iii) Resolving disagreements among clients or among clients and family, friends, neighbors, and co-workers;

(iv) Coping with the loss of a significant relationship, such as the death of a friend or family member, end of a relationship, loss of a job, or change of staff.

(f) Competence and self-reliance:

(i) Learning and using skills useful to the client, such as meal planning, grocery shopping, meal preparation, cleaning laundry, using household appliances, money management and budgeting, and use of leisure time in settings where the skills are needed;

(ii) Identifying situations in which the client needs or desires assistance from others;

(iii) Accomplishing tasks requiring the assistance of staff or others; and

(iv) ~~Acquiring and using adaptive devices and equipment.~~

(6) "Department" means the department of social and health services of the state of Washington.

(7) "Depositor," when utilized in determining the rights of persons to funds in an account, means a person who owns the funds.

(8) "Division" means the division of developmental disabilities of the department of social and health services.

(9) "Exemption" means the department's approval of a written request for an exception to a rule in this chapter.

(10) "Facility based" means a residence which is owned, leased, or rented by an entity other than the client.

(11) "Frequency" means how often a designated event has occurred.

(12) "Group home" means a residence licensed by the applicable state authority and operated by an agency certified by the division of developmental disabilities.

(13) "Group training home" means a residence meeting the definition of RCW 71A.22.020(2) and which is operated by an agency certified by the division of developmental disabilities as defined under RCW 71A.22.040.

(14) "Imprest fund" means a petty cash fund which has a pre-established limit. The total of the cash in the fund and receipts from withdrawals from the fund equal the pre-established limit.

(15) "Individual account" means one account in the name of one client primarily managed by a provider.

(16) "Individual client cash" means one client's cash controlled by the provider.

(17) "Instruction" means goal-oriented teaching addressing skill acquisition and skill enhancement.

(18) "Nonfacility based" means the client owns, leases, sub-leases, or rents a residence although others, except the department, may guarantee the client's credit.

(19) "Nursing assistant" means a nursing assistant registered under chapter 18.88A RCW, or a nursing assistant certified under chapter 18.88A RCW.

(20) "Provider" means the agency or individual with which the department contracts for providing client instruction and support services.

(21) "Reprisal" means any negative action taken as retaliation against an employee. A rebuttable presumption is raised that reprisal has occurred if a negative action occurs within a year of a refusal to delegate or accept delegation. Occurring as a result of a lawful employee action, "reprisal" includes, but is not limited to:

(a) Harassment;

(b) Firing;

(c) Demotion; or

(d) Disciplinary action.

(22) "Residence" means the place or home where a client resides.

(23) "Residential service" means work or duties performed by the provider to meet clients' daily living needs and enhance clients' lives.

(24) "Secretary" means the secretary of social and health services or the secretary's designee.

(25) "Severity" means the seriousness of the occurrence as determined by the:

(a) Actual or potential negative outcomes for residents; or

(b) Extent to which the resident's physical, mental, or psychosocial well-being is compromised or threatened.

(26) "Support" means:

(a) Assistance to a client in performance of necessary functions or tasks; or

(b) The performance of a task on behalf of a client, that is, someone else does the client's task.

(27) "Trust account" means an account containing two or more clients' funds where the provider has the authority to make deposits or withdrawals. (1) This chapter establishes standards for the department of social and health services (DSHS) to provide, or contract to provide, individualized community residential services to clients who:

(a) Are eligible to receive services by the division of developmental disabilities (DDD); and

(b) Receive support from certified service providers.

(2) Service providers support eligible clients to enable them to:

(a) Enjoy all rights and privileges under the Constitution and laws of the United States and the state of Washington; and

(b) Participate in community life and have control of their environment to the greatest extent possible.

(3) The authority for this chapter is Title 71A RCW.

DEFINITIONS

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-020 ((Certification.)) What definitions apply to this chapter? ((1) Initial certification.

(a) The agency's application for initial certification shall include a mission statement, budget forecast, staff coverage schedule, staff in-service training plan, and agency policies and procedures. The department shall provide the county a copy of the agency's application. The department shall review the recommendations from the county.

(b) The agency shall file with the department a statement of assurance stating the agency shall not:

(i) Refuse a client's admission to the agency;

(ii) Deny participation in the activities of the agency; or

(iii) Deny employment at the agency on the grounds of:

(A) Race;

(B) Religion;

(C) Marital status;

(D) Age;

(E) Sexual orientation;

(F) Color;

(G) Creed;

(H) National origin; or

(I) Handicapping condition, including communicable diseases and HIV/AIDS.

(c) The agency shall comply with:

(i) Relevant federal, state, and local laws and ordinances; and

(ii) Department established standards of care, instruction, and support.

~~(d) Initial certification may be granted upon assurance the agency shall comply with the rules and regulations outlined under chapter 275-26 WAC within one hundred eighty days of the effective date.~~

~~(e) Upon receipt of initial certification, the agency shall be approved for receiving referrals and serving clients.~~

~~(f) In the event initial certification expires before the date of formal evaluation and review, the department may extend initial certification for a specified period of time, not to exceed one hundred eighty days.~~

~~(2) Regular certification:~~

~~(a) Upon the department's determination of satisfactory compliance with the rules and regulations described and referenced herein, through formal evaluation and review under WAC 275-26-030, the department may certify an agency as approved for continued referral of and service provision to clients.~~

~~(b) The agency's certification may be granted for either a one year or two year period, but the department may require a more frequent certification review.~~

~~(c) The county may submit recommendations to the department before certification.~~

~~(d) Regular certification may be extended for a period not to exceed one hundred eighty days.~~

~~(3) Provisional certification:~~

~~(a) An agency found out of compliance with the provisions of this chapter may be subject to provisional certification not to exceed one hundred eighty days.~~

~~(b) When the agency does not comply with the requirements of chapter 275-26 WAC within the one hundred eighty days, the department shall initiate certification revocation. If the agency contests the department's ruling, the agency may request an administrative review conference as described under WAC 275-26-022.~~

~~(c) The department's notice of denial, modification, suspension, or revocation of certification is governed by chapter 43.20A RCW and section 95, chapter 175, Laws of 1989.~~

~~(d) When an agency comes into compliance with the requirements of chapter 275-26 WAC within one hundred eighty days, the department may grant a regular one year or two year certification.~~

~~(4) Decertification:~~

~~(a) When the department determines the agency does not comply with this chapter the department may revoke the agency's certification as governed under chapter 43.20A RCW and section 95, chapter 175, laws of 1989;~~

~~(b) If the agency contests the department's decision, the agency may request an administrative review conference as described under WAC 275-26-022.)~~ **"Agency"** means an entity interested in becoming a service provider that offers residential instruction and support services to clients.

"Certification" means the determination by DSHS that an agency or service provider has satisfactorily complied with the requirements outlined in this chapter and in the department contract.

"Client" means a person who:

- Has a developmental disability;
- Is eligible under RCW 71A.10.020; and

• Is authorized by DDD to receive residential services outlined in this chapter. (For eligibility criteria, see chapter 388-825 WAC.)

"Client services" means instruction and support activities that benefit clients, as specified under WAC 388-820-450 through 388-820-510.

"Community alternatives program (CAP)" means a Title XIX Medicaid waiver program that serves a specific number of individuals. This waiver is for particular home- and community-based services not covered under the Medicaid state plan. (See WAC 388-825-170 for more details.)

"Community protection services" (Community Protection Intensive Supported Living Services, or CP-ISLS) means intensive supported living services provided to clients who meet the criteria of "Individual with Community Protection Issues."

"DDD" refers to the division of developmental disabilities at DSHS.

"DSHS" refers to the department of social and health services of Washington state.

"Exceptions" means DSHS' approval of a written request for an exception to a rule in this chapter. (There are no exceptions to RCWs.)

"Group home" means residential services provided in a dwelling that is:

• Owned, leased, or rented by an entity other than the client;

• Licensed by the applicable state authority; and

• Operated by a provider.

(See WAC 388-820-090 for further details.)

"Group training home" means a certified nonprofit residential facility that provides full-time care, treatment, training, and maintenance for clients, as defined under RCW 71A.22.020(2).

"IFP" refers to individual financial plan. (See WAC 388-820-620.)

"IISP" refers to the individual instruction and support plan for clients. (See WAC 388-820-560 through 388-820-580.)

"Individual with community protection issues" means a client identified by DDD as needing one or more of the following criteria:

• The person has been convicted of or charged with a crime of sexual violence as defined in chapter 71.09 RCW, including, but not limited to, rape, statutory rape, rape of a child, and child molestation;

• The person has been convicted of or charged with acts directed towards strangers or individuals with whom a relationship has been established or promoted for the primary purpose of victimization;

• The person has been convicted of or charged with a sexually violent offense and/or predatory act, and may constitute a future danger;

• The person has not been convicted and/or charged, but has a history of stalking, sexually violent, predatory, and/or opportunistic behavior which demonstrates a likelihood to commit a sexually violent and/or predatory act based on current behaviors that may escalate to violence;

• The person has committed one or more violent crimes, such as murder, attempted murder, arson, first degree assault, kidnapping, or use of a weapon to commit a crime.

"Instruction" means goal-oriented teaching that is designed for acquiring and enhancing skills.

"ISP" refers to the individual service plan for clients. (See WAC 388-820-520 through 388-820-550.)

"Nursing assistant" means a person who is registered or certified by department of health under chapter 18.88A RCW. A nursing assistant performs certain nursing care tasks that are delegated by a registered nurse for a specific client in authorized settings. (See chapter 246-841 WAC for more details.)

"Reprisal" means any negative action taken as retaliation against an employee.

"Residential service" means client services offered by certified service providers.

"Secretary" means the secretary of the department of social and health services or the secretary's designee.

"Service provider" means an agency certified by and contracted with DDD to provide residential services to clients.

"Severity" means the seriousness of an incident. This is determined by the extent to which a client's physical, mental, or psychosocial well-being is or may be compromised or threatened.

"Support" means assistance as requested or needed by a client, based on their abilities, needs, and goals.

"Supported living" means residential services provided to clients living in their own homes, which are owned, rented, or leased by the clients or their legal representatives. (See WAC 388-820-080 for more details.)

"Trust account" means a bank account containing two or more clients' funds where the service provider has the authority to make deposits and withdrawals.

RESIDENTIAL SERVICES: GENERAL REQUIREMENTS

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-030 ((Administrative review conference—Adjudicative proceeding process.)) **What are residential services?** ((1) Within twenty-eight days after a community residential support agency is notified of a certification determination it wishes to challenge, the agency shall request, in writing, that the division director or the division director's designee review such determination. The agency shall:

- (a) Sign the request;
- (b) Identify the challenged determination and the date thereof; and
- (c) State as specifically as practicable the issues and regulations involved and the grounds for the agency's contention that the determination is erroneous. The agency shall include with the request copies of any documentation the agency intends to rely on to support its position.

(2) After receiving a timely request meeting the criteria of this section, the director shall contact the agency to sched-

ule a conference for the earliest mutually convenient time. The director shall schedule the conference for no later than thirty days after a properly completed request is received, unless both parties agree, in writing, to a specific later date. The conference may be conducted by telephone unless either the department or the agency requests, in writing, the conference be held in person.

(3) The agency and appropriate representatives of the department shall attend the conference. The agency shall bring to the conference, or provide to the department in advance of the conference, any documentation the agency intends to rely on to support the agency's contentions. The parties shall clarify and attempt to resolve the issues at the conference. If additional documentation is needed to resolve the issues, a second session of the conference shall be scheduled for not later than thirty days after the initial session unless both parties agree in writing to a specific later date.

(4) Unless informal agreement has been reached at the conference, a written decision by the director of the division of developmental disabilities shall be furnished to the agency within sixty days after the conclusion of the conference.

(5)(a) An agency contesting the director's determination shall within twenty-eight days of receipt of the determination:

- (i) File a written application for an adjudicative proceeding by a method showing proof of receipt with the office of appeals; and
- (ii) Include in or with the application:
 - (A) A specific statement of the issue or issues and law involved;
 - (B) The grounds for contesting the director's determination; and
 - (C) A copy of the director's determination being contested.

(b) The proceeding shall be governed by the Administrative Procedure Act (chapter 34.05 RCW), RCW 43.20A.205, this chapter, and chapter 388-08 WAC. If any provision in this chapter conflicts with chapter 388-08 WAC, the provision in this chapter governs.)) Residential service is supports provided to eligible clients by service providers to enable clients to live in their community. These may include:

- (1) Supported living services;
- (2) Group home services; or
- (3) Services provided in the group training home.

Residential services must follow the requirements outlined in this chapter.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-040 ((Client remuneration.)) **Who certifies residential services?** ((Clients performing work for the agency shall be given remuneration in accordance with wage and hour laws and requirements stipulated by federal and state law, unless the United States Department of Labor or state department of labor and industries has granted written exemption.)) Residential services are certified by DDD to support eligible clients.

PERMANENT

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-050 ((Personnel)) Where are residential services provided? ((1) The owner or board of directors of the agency shall maintain current written personnel policies and procedures which shall be made available to all employees.

(2) Personnel policies and practices shall not discriminate against any employee or applicant for employment because of race, color, sex, religion, national origin, creed, marital status, sexual orientation, age, Vietnam era or disabled veteran status, or the presence of any sensory, mental, or physical handicap, including communicable diseases, and HIV/AIDS, provided the sensory, mental, or physical handicap does not prevent the job's specific performance.

(3) Agency employed staff shall meet the following minimum requirements:

(a) Have a background inquiry clearance by the authorized state agency;

(b) Exhibit mature behavior and the ability to make independent judgments;

(c) Be twenty one years of age or older when employed as an administrator;

(d) Be eighteen years of age or older when employed as a direct care staff; and

(e) Have attained a high school diploma or GED equivalent. Current employees are exempt from subsection (3)(e) effective the date of this amendatory act.

(4) Agency employees shall treat a client with dignity and consideration, respecting the client's civil and human rights at all times.

(5) The performance of the administrator and each employee shall be evaluated, in writing, annually or more often by the agency. An owner/administrator is exempt from this requirement.

(6) The administrator or administrator's designee shall be responsible for:

(a) Recruiting, employing, and arranging for residential services staff training;

(b) Terminating from employment any employee performing in an unsatisfactory manner; and

(c) Preparing and maintaining policies and procedures pertaining to clients personnel and financial records; and

(d) Securely storing client, personnel and financial records.

(7) Clients shall not be routinely involved in the instruction and support of other clients.) Residential services may be offered by service providers in:

(1) The client's own home;

(2) Group homes; or

(3) The group training home.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-060 ((Staff training.)) Who may receive residential services? ((1) The agency shall orient the new employee to the agency's philosophy, goals, policies, procedures, and program services within the first:

(a) Two weeks of employment for staff scheduled to work twenty hours or more per week; or

(b) Four weeks of employment for staff scheduled to work less than twenty hours per week.

(2) The agency shall ensure new employees receive a minimum of twelve hours of training during the first six weeks of employment. Such training shall include a combination of orientation, instruction, and on-the-job training.

(3) The agency shall provide a minimum of twenty training hours to each direct service employee during the subsequent five employment months. Such staff training shall include, but not be limited to:

(a) Basic first aid/CPR;

(b) Knowledge and transmission of Hepatitis B; and

(c) Knowledge and transmission of human immunodeficiency virus (HIV), and acquired immunodeficiency syndrome (AIDS);

(4) The agency shall review and explain the current instruction and support plan for each client for whom the employee provides direct services before the employee works alone with the client.

(5) The agency shall document orientation, review, and training activities.) Clients who are at least eighteen years old and authorized by DDD may receive residential services.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-070 ((Instruction and support.)) What physical and safety requirements exist for residential services? ((1) The agency shall develop a written individual instruction and support plan (IISP) for each client:

(a) Based on the goals established in the department's individual service plan (ISP);

(b) Reflecting the client's preferences and concurrence;

(c) Identifying activities promoting one or more of the following client services:

(i) Health and safety;

(ii) Personal power and choice;

(iii) Positive recognition by self and others;

(iv) Integration in the physical and social life of the community;

(v) Positive relationships; and

(vi) Competence and self-reliance.

(d) Identifying the specific goal and describing the methods of instruction and support promoting client-centered benefits and independence in the community.

(2) The agency shall:

(a) Implement the individual instruction and support plan (IISP) in a manner:

(i) Appropriate to the age of the client;

(ii) Taking place or occurring in typical community settings; and

(iii) Resulting in opportunities for:

(A) Positive change;

(B) Personal growth; and

(C) Development toward maximum independence.

(b) Document progress toward achieving the benefits described in the individual instruction and support plan (IISP);

(e) Review the plan semi-annually or more often;
 (d) Consult with other providers serving the client and other interested persons as needed to coordinate and promote the individual instruction and support plan (IISP); and

(e) Revise the individual instruction and support plan (IISP) as benefits are achieved.)) For clients who receive more than forty hours of residential service per month.

(1) When clients receive more than forty hours of residential services per month, the service provider must ensure that the following physical and safety requirements are met for the client:

(a) A safe and healthy environment;

(b) Accessible telephone equipment;

(c) An evacuation plan developed and practiced with the client;

(d) An entrance and/or exit that does not rely solely upon windows, ladders, folding stairs, or trap doors;

(e) A safe storage area for flammable and combustible materials;

(f) Unblocked exits;

(g) A working smoke detector, with a light-alarm for clients with hearing impairments, located close to sleeping rooms;

(h) A flashlight or a nonelectrical light source in working condition; and

(i) Basic first-aid supplies.

For clients who receive forty hours or less of residential service per month.

(2) When clients receive forty hours or less of residential services per month, at least once every six months, the service provider must ensure the following physical safety requirements are met:

(a) A safe and healthy environment;

(b) An entrance and/or exit that does not rely solely upon windows, ladders, folding stairs, or trap doors;

(c) A safe storage area for flammable and combustible materials;

(d) Unblocked exits; and

(e) A working smoke detector, with a light-alarm for clients with hearing impairments, located close to sleeping rooms.

(3) The following supports are also offered to clients who receive forty hours or less of residential services. These clients may choose not to participate in meeting these requirements. This choice must be documented by the service provider, as per WAC 388-820-100. The supports offered include:

(a) Accessible telephone equipment;

(b) An evacuation plan developed and practiced with the client;

(c) A flashlight or a nonelectrical light source in working condition; and

(d) Basic first-aid supplies.

For all clients:

(4) The service provider must ensure that documentation is kept, showing that physical safety requirements are met. The client may independently document that these requirements are met as long as the client's IISP shows this involvement.

(5) Residential services must be located in a residential neighborhood within reasonable distance of necessary resources, unless a client chooses to live in a remote area. Resources include stores, banks, laundromats, churches, job opportunities, and other public services.

(a) Exception: Group homes certified prior to 1983 may not follow this requirement.

(b) Exception: Clients who receive community protection services may not follow this requirement.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-080 ((Nurse-delegation.)) **What are supported living services?** (((1) Before being authorized to perform a delegated nursing care task, staff shall:

(a) Be a nursing assistant registered or nursing assistant-certified;

(b) Complete nurse delegation core training as approved by the department. The training includes but is not limited to:

(i) Nurse delegation laws and protocols;

(ii) Basic medical knowledge; and

(iii) Medication administration.

(c) The certified community residential services agency shall document this training activity and a certificate shall be issued to the nursing assistant upon completion of the required training.

(2) Nursing assistants delegated a nursing care task in compliance with the nursing care quality assurance commission requirements shall perform the task:

(a) In compliance with all requirements and protocols established by the commission in chapter 246-840 WAC;

(b) Only for the specific client who was the subject of the delegation; and

(c) Only with the consent of the client or a person authorized to provide consent for health care on behalf of the client under this section and RCW 7.70.065. "Persons authorized to provide consent for health care" shall be a member of one of the following classes of persons in the following order of priority:

(i) Legal guardian, if any;

(ii) An individual who holds a durable power of attorney for health care decisions;

(iii) The client's spouse;

(iv) The client's children who are at least eighteen years of age;

(v) The client's parents; and

(vi) The client's adult siblings.

(3) The nursing assistant shall not transfer delegated authority to perform the nursing care tasks to another nursing assistant.

(4) The nursing assistant:

(a) May consent or refuse to consent to perform a delegated nursing care task;

(b) Shall be responsible for the nursing assistant's own actions with regard to the decision to consent or refuse to consent to the performance of the delegated task; and

(c) The nursing assistant shall not be subject to any employer reprisal for refusing to accept delegation of a nursing care task.

(5) The agency shall post and keep posted in a conspicuous place or places where notices to employees are customarily posted, the toll free telephone number established by aging and adult services administration for receiving complaints regarding delegation of specific nursing tasks to nursing assistants.) (1) Supported living services are instruction and supports offered by service providers to clients who live in or are establishing their own homes. Homes must be owned, rented, or leased by the clients or their legal representatives.

(2) Clients who receive supported living services are responsible for paying for their daily living expenses, such as rent, utilities, and food, using their personal financial resources.

(3) The level of support is based on each client's instruction and support needs. Support may range from one hour per month to twenty-four hours per day of staff support per client.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-090 ((Nurse delegation—Penalties.)) **What are group homes?** ((1) The department shall impose a civil fine of not less than two hundred fifty dollars and not more than one thousand dollars on any provider that knowingly performs or knowingly permits an employee to perform a nursing task except as delegated by a nurse under:

- (a) Chapter 18.88A RCW; and
- (b) Chapter 246-840 WAC (nursing care quality commission regulations).

(2) When assessing civil fines, the investigator shall consider:

- (a) Severity of occurrence;
- (b) Frequency of occurrence; and
- (c) Other relevant factors relating to the occurrence.

(3) The department shall make technical assistance available to providers for purposes of education and assistance in order to help providers comply with nurse delegation rules and protocols.

(a) The department's technical assistance program shall include:

- (i) Requested or voluntarily accepted technical assistance visits during which or soon after which the department informs the provider of violation of law or agency rules;
- (ii) How to access the technical assistance;
- (iii) Printed information;
- (iv) Information and assistance by phone;
- (v) Training meetings;
- (vi) Other appropriate methods to provide technical assistance; and
- (vii) A list of organizations that provide technical assistance.

(b) The provider shall be given a reasonable period of time to correct violations identified during a technical assistance visit before any civil penalty provided by law is imposed for those violations except as provided in subsection (3)(e) of this section;

(c) A civil penalty may be issued during a technical assistance visit if:

- (i) The provider has previously been:
 - (A) Subject to an enforcement action for the same or similar type of violation of the same statute or rule; or
 - (B) Given previous notice of the same or similar type of violation of the same statute or rule; or
- (ii) The violation has a probability of placing a person in danger of death or bodily harm.

(d) Nothing in these rules obligates the department to conduct a technical assistance visit.

(4) Before imposition of a civil fine and for clarification purposes, the department may take substantially the following steps:

- (a) Notify the agency of the concern;
- (b) Give the agency an opportunity to explain circumstances or present additional information which may clarify concern;
- (c) Request the agency to provide additional information if necessary;

(d) Nothing in this rule shall be construed to require the department to impose a fine if a determination is made that no unlawful delegation occurred.) (1) Group homes are residences that are licensed as either a boarding home or an adult family home by aging and adult services administration in DSHS, under chapters 388-78A and 388-76 WAC, respectively.

(2) The service provider must ensure that group homes comply with all applicable licensing regulations.

(3) Group homes provide residential services to two or more clients.

(4) Clients who live in group homes pay costs of room and board from their own financial resources. (See WAC 388-820-120 for additional information.)

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-100 ((Transportation.)) **When must a service provider document a client's refusal to participate in services?** ((1) The agency shall ensure or provide transportation for medical emergencies and medical appointments and therapies.

(2) The agency shall assist the client with or arrange transportation, in conjunction with the client and the division, for:

- (a) Implementation of the individual service plan (ISP);
- (b) Implementation of the individual instruction and support plan (IISP);
- (c) Work, school or other publicly funded services;
- (d) Leisure or recreation activities; and
- (e) Client requested activities.

(3) An agency vehicle used to transport clients shall be:

- (a) In safe operating condition; and
- (b) Properly insured for its usage.) (1) A service provider must document a client's refusal to participate in:

(a) Physical and safety requirements, as outlined in WAC 388-820-070(2); and

(b) Health services under WAC 388-820-690.

(2) Documentation must include the following:

(a) A description of events relating to the client's refusal to participate in these services;

(b) A plan to inform the client of the benefits of these services;

(c) A description of the service provider's efforts to give the services to the client; and

(d) Any health or safety concerns that the refusal may pose.

(3) The service provider must review this documentation with the client at least every six months. The client or client's guardian must sign the documentation after reviewing it.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-110 ((~~Exceptions when allowed.~~)) **May a service provider offer services to nonclients in the same household as clients?** ((~~The department may permit the provider to exceed payment for service and payment for additional expenses. Exceptions will be based on a review by the division of the participating tenant's need for extraordinary level of tenant support services. The exception must be approved by the secretary and included in the contract.~~)) Service providers must notify DDD of their intent to offer services to nonclients who are in the same household with clients. DDD must approve any of these situations, considering the health, safety, and preference of the clients.

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-120 ((~~Program set-up cost.~~)) **Who pays for a client's residential services?** ((~~1) The department may enter into a contractual agreement to reimburse the provider for costs incurred to establish the program. The provider's costs shall:~~

(a) Be based on a budget negotiated with the department; and

(b) Include client costs of establishing a residence.

(2) The provider shall submit the department required billing documents.)) (1) **DSHS must pay for residential services provided to clients under department contract at the contracted rate.**

(2) **DSHS must require a client to share the cost of services when mandated by federal or state statute or regulation.**

(3) **The service provider must inform DSHS when the client requires additional supports.**

(a) **The service provider must submit a written request with justification for additional service hours.**

(b) **DSHS may approve and provide payment for additional expenses or services.**

(c) **The service provider must retain a copy of department approval.**

(4) **For a client who is receiving group home services and support:**

(a) **The client must pay for cost of care or services from earnings or other financial resources. Clients receiving SSI are responsible only for the cost of room and board.**

(b) **DSHS may pay for these services only after a client has used his or her own financial resources.**

(c) **When a client's guardian or legal representative controls the client's income, estate, or trust fund, they must reim-**

burse the service provider as described in WAC 388-820-120.

(5) **Clients receiving supported living services must pay for their own housing, utilities, food, clothing, and other personal and incidental expenses from earnings and other financial resources.**

AMENDATORY SECTION (Amending WSR 99-19-104, filed 9/20/99, effective 9/20/99)

WAC 388-820-130 ((~~Accounting procedures for client accounts.~~)) **When may a service provider receive initial set-up funds from DSHS?** ((~~1) Clients' cash or bank accounts controlled by a provider shall be subject to the provisions of this chapter. Clients' accounts shall include, but not be limited to:~~

(a) Trust accounts;

(b) Client/provider accounts;

(c) Individual accounts;

(d) Individual client cash; and

(e) Imprest fund(s).

(2) **An account the client independently manages shall not be subject to the provisions of this section.**

(3) **The provider shall protect a client's financial interests by:**

(a) **Making available to the requesting client the money held for the client unless a client's guardian or legal representative makes other arrangements;**

(b) **Securing a client's or client's guardian's or legal representative's written consent for the management of the client's account;**

(c) **Keeping the client's account current by maintaining a running balance;**

(d) **Reconciling the client's account to the bank statement monthly;**

(e) **Making deposits to the client's account within one week of receiving the client's money;**

(f) **Preventing the client's account from becoming overdrawn or showing a debit;**

(g) **Limiting imprest and individual client cash funds to a reasonable amount necessary for the needs of the client, not to exceed fifty dollars per client;**

(h) **Maintaining documentation to support financial transactions for the specific type of account:**

(i) **Trust account records shall include:**

(A) **A control journal;**

(B) **Monthly bank statements and reconciliations;**

(C) **Checkbook registers and bankbooks;**

(D) **Deposit receipts;**

(E) **Canceled checks;**

(F) **Receipts for purchases; and**

(G) **Itemized subsidiary ledgers showing deposits, withdrawals, and interest payments to individual clients.**

(ii) **Client/provider accounts or individual accounts shall include the following records:**

(A) **Monthly bank statements and reconciliations;**

(B) **Checkbook registers and bankbooks showing deposits, withdrawals, and interest payments to the client;**

(C) **Deposit receipts;**

(D) **Canceled checks; and**

- (E) Receipts for purchases.
- (iii) Individual client cash fund records shall include:
- (A) A detailed ledger;
- (B) Monthly reconciliation to the cash amount;
- (C) Detailed accounting of money received on behalf of the client, including cash received from writing checks over the purchase amount and disposition of money spent; and
- (D) Receipts for purchases costing over twenty dollars.
- (iv) Imprest fund records shall include:
- (A) A subsidiary ledger;
- (B) A monthly reconciliation to the cash amount;
- (C) A detailed accounting of money received on behalf of the client and disposition of money spent;
- (D) Receipts for purchases over the amount of twenty dollars;
- (E) Itemized ledgers showing a client's deposits and withdrawals, and interest payments paid to clients.
- (i) Notifying the department when the client's account reaches three hundred dollars less than the maximum amount allowable by federal or state law; and
- (j) Making each client's account available for the secretary's audit and inspection.
- (k) Making client funds available to the client or a new provider on the day of transfer or movement when there is change of ownership or a client moves.
- (4) When a client's provider receives a check made out to the client, the provider assisting the client shall:
- (a) Secure the client's signature and designation "for deposit only" and deposit the check to the client's account; or
- (b) Secure the client's "x" mark in the presence of another witness; and
- (i) Co-sign the check with the designation "for deposit only"; and
- (ii) Deposit the check to the client's account.
- (5) When a provider manages client/provider accounts and individual accounts, the agency and client checks shall:
- (a) Be signed at the time of purchase only;
- (b) Be signed by the client;
- (c) Be initialed or signed by the staff assisting the client; and
- (d) Not be written for amounts greater than a purchase unless the provider maintains required documentation described under subsection (3)(h)(ii) of this section.
- (6) A provider shall pay overdraft charges, fees resulting from the provider's error or mismanagement when they control:
- (a) Trust accounts;
- (b) Client/provider accounts; and
- (c) Imprest funds.
- (7) A provider shall pay service charges for trust accounts and imprest funds when they control them.
- (8) The agency shall retain all clients' financial records for a minimum of six years after audit, settlement or contract termination, including but not limited to:
- (a) Client's related bankbooks;
- (b) Bank statements;
- (c) Checkbooks;
- (d) Check registers; and
- (e) All voided and canceled checks.

(9) The client's provider may loan money to the client from the provider's funds and collect the debt from the client by installments.

(10) The client's provider shall not:

(a) Charge the client interest for money loaned; or

(b) Borrow funds from the client.

(11) Upon a provider's transfer of ownership or movement of the client the previous provider shall within thirty days:

(a) Give the client, the client's guardian, or the client's legal representative a written accounting of all client's funds held by the provider;

(b) When applicable give the new provider a written accounting, in accordance with generally accepted accounting principles, of all transferred client funds;

(c) Obtain the client's, client's guardian's, or client's legal representative's written receipt for all the transferred funds; and

(d) When applicable, obtain the new provider's written receipt for the transferred funds.

(12) When a client becomes incapacitated or a client's whereabouts are unknown, the client's provider shall within thirty days transfer the client's funds to the client's legal guardian or to the department.

(13) When a client dies, the client's provider shall within thirty days transfer the client's funds to the client's legal guardian or to the department if the client does not have a legal heir.

(14) The provider shall not release client funds to a person other than the client or the client's guardian or legal representative without the written consent of the client or the secretary.)) (1) DSHS may enter into a contractual agreement to reimburse the service provider for costs incurred to establish services. The costs must be based on a budget negotiated with DSHS.

(2) DSHS may reimburse service providers for client costs of establishing a residence.

(3) For reimbursement, the service provider must submit the billing documents required by DSHS.

CERTIFICATION

NEW SECTION

WAC 388-820-140 What are the different types of certification? There are three different types of certification that DDD approves for residential services:

(1) Initial certification;

(2) Regular certification; and

(3) Provisional certification.

NEW SECTION

WAC 388-820-150 When may DDD grant initial certification to an agency? (1) An interested agency must apply to DDD to be certified.

(2) DDD may grant initial certifications to agencies that meet the requirements outlined in this chapter.

NEW SECTION

WAC 388-820-160 How does an agency apply for initial certification? To apply for initial certification, an agency must go through the following application procedure.

(1) An agency's completed application must be submitted to the regional DDD office for initial certification in that region. The application must include:

- (a) A letter of intent;
- (b) A mission statement;
- (c) A statement of assurance stating that the service provider will not discriminate against a client or employee (see WAC 388-820-280);
- (d) Verification of financial stability;
- (e) A budget forecast;
- (f) A staff-coverage schedule;
- (g) A staff in-service training plan;
- (h) The agency's policies and procedures;
- (i) Relevant experience and qualifications of the agency;
- (j) A minimum of two professional references;
- (k) A copy of the license if applying for a group home;
- (l) The administrator's resume; and
- (m) A list of the agency board of directors and affiliations, if applicable.

(2) DSHS must provide the county with a copy of the agency's application.

(3) The county may submit written recommendations about the application to DSHS within thirty calendar days after receiving the application. DSHS reviews the county's recommendations.

(4) An agency must comply within one hundred and eighty days of the certification's effective date with:

- (a) Relevant federal, state, and local laws and ordinances; and
- (b) Department-established requirements.

(5) DDD notifies the agency in writing that all documentation has been received and approves or denies initial certification.

NEW SECTION

WAC 388-820-170 What happens after an agency receives initial certification? After an agency receives initial certification, DDD decides whether to grant a residential services contract with that agency.

(1) Under initial certification, agencies that receive a contract with DDD become service providers. Once a contract is in place, a service provider is approved for receiving client referrals and serving clients in a particular region for up to one hundred and eighty days. Service providers must have a separate contract for each region where they receive referrals and serve clients.

(2) If DDD does not contract with an agency, initial certification will be valid for up to a year for that agency.

NEW SECTION

WAC 388-820-180 May initial certification be extended for a service provider? If the initial certification expires before DDD conducts a formal review and evaluation

of a service provider, DDD may extend the initial certification up to one hundred and eighty days.

NEW SECTION

WAC 388-820-190 How does a service provider receive regular certification? (1) DSHS uses a formal review and evaluation process to determine whether a service provider has complied with certification requirements outlined in this chapter and the department contract.

(2) The county may submit recommendations about a service provider to DSHS.

(3) After determining that a service provider has complied with requirements, DSHS may approve a service provider for regular certification.

(a) This certification allows a service provider to continue to receive referrals and provide instruction and support to clients.

(b) Regular certification may be granted to service providers for up to two years.

(4) Regular certification may be extended for a period up to one hundred and eighty days.

NEW SECTION

WAC 388-820-200 How often are reviews and evaluations done for service providers? (1) DSHS must review and/or evaluate each service provider's services at least every two years.

(2) DSHS may review a client's records and activities at any time to see if the service provider continues to address the clients' needs for instruction and support activities.

(3) DSHS may conduct additional evaluations or audits of any service provider at its discretion.

NEW SECTION

WAC 388-820-210 What occurs during review and evaluation? (1) Service providers are evaluated, using this chapter and the DSHS contract requirements.

(2) To gather information, evaluators use a sample of clients that the service provider supports. Ways to gather information for evaluation must include:

- (a) Review of records;
- (b) Interview of clients, legal representatives, and others with the client's consent; and
- (c) Observation of staff and client interactions.

(3) Information may also be gathered by conducting:

- (a) Interviews with other entities contracted with DSHS; and
- (b) Interviews with DSHS staff.

(4) The state-contracted evaluators conduct meetings with the service provider and DDD to discuss their preliminary findings and request additional information and clarification.

(5) Evaluators conduct an exit conference to present the evaluation report to the service providers and DSHS. The service provider's administrator or designee must be present at this exit conference.

(a) The evaluation report will include the service provider's operation history.

(b) If the service provider has not complied with certification requirements or with its contract with DSHS, the evaluator will note the findings in the report.

(c) The report must specify the corrective action plan. The corrective action plan and specific time frames are negotiated between the service provider and DSHS.

(d) At the conclusion of the exit conference, the service provider may request a copy of part or all of the draft report from the evaluator.

(e) The service provider may also submit a letter requesting a draft copy of the report to DDD headquarters within fourteen days of the exit conference.

NEW SECTION

WAC 388-820-220 May service providers disagree with evaluation findings? (1) If service providers disagree with evaluation findings, they must submit in writing documentation supporting their position within fourteen calendar days after:

(a) The exit conference; or

(b) Receipt of the draft of the evaluation report.

(2) After receiving the service provider's documentation, DDD must send written notification of its decision to the service provider within fourteen calendar days.

(3) The service provider's documentation and DDD's decision must become part of the final evaluation report.

(4) DDD must file a report of the evaluation results and send a copy to the service provider. At this time, the evaluation report is considered to be a public document.

NEW SECTION

WAC 388-820-230 May a service provider receive provisional certification? (1) A service provider that does not comply with all requirements of this chapter may receive provisional certification by DSHS.

(2) Provisional certification may not exceed one hundred eighty days.

(3) At the end of provisional certification:

(a) If the service provider has complied with certification requirements, DSHS may approve the service provider for regular certification.

(b) If the service provider has not complied with certification requirements, DSHS must revoke the service provider's certification and terminate the contract.

NEW SECTION

WAC 388-820-240 When may DSHS decertify a service provider? If a service provider does not comply with certification requirements, DSHS may decertify a service provider under chapter 43.20A RCW. Upon decertification, DSHS terminates the contract and stops all payments.

ADMINISTRATIVE REQUIREMENTS: GENERAL

NEW SECTION

WAC 388-820-250 What are administrators of service providers required to do? DSHS requires administra-

tors of service providers to oversee all aspects of services delivered to clients, consistent with the DSHS contract. This includes:

(1) Overseeing all aspects of staff development, such as recruitment and staff training;

(2) Preparing and maintaining policies and procedures related to client services, personnel, and financial records; and

(3) Securely storing client, personnel, and financial records.

NEW SECTION

WAC 388-820-260 Must service providers' administrative documents be approved by DDD? Service providers must have DDD approval for several types of administrative documents.

(1) Service providers must have these written statements approved by DDD:

(a) A mission statement;

(b) Program description and admission criteria;

(c) An organizational chart and description showing all supervisory relationships; and

(d) Definition of staff roles and responsibilities, including the person designated to act in the absence of the administrator.

(2) Service providers must also have these policies and procedures approved by DDD:

(a) Background checks, as required under chapter 388-146 WAC;

(b) Client confidentiality and release of information;

(c) Client rights, which must include information on how to report suspected abuse, neglect, exploitation, and mistreatment;

(d) Client grievance procedures, including a client's right to file a complaint or suggestion without interference;

(e) Protection of client's financial interests, including management of client accounts, if applicable;

(f) Medication management, administration, and assistance;

(g) Plans for responding to missing persons; client emergencies, including access to medical, mental health, and law enforcement resources; and natural or other disasters;

(h) Notification of client's guardian and/or relatives in case of emergency; and

(i) Methods used for soliciting client input and feedback on services and support received.

NEW SECTION

WAC 388-820-270 What are the requirements for personnel policies? (1) Service providers must maintain current written personnel policies and procedures.

(2) Personnel policies and procedures must be available to all employees.

NEW SECTION

WAC 388-820-280 What nondiscrimination requirements must agencies and service providers meet? (1) When employing staff or supporting clients, agencies and

service providers must not discriminate against any person on the basis of:

- (a) Race;
- (b) Color;
- (c) Creed;
- (d) Religion;
- (e) National origin;
- (f) Age;
- (g) Gender;
- (h) Presence of any sensory, mental, or physical disability, including HIV/AIDS conditions;
- (i) Use of a trained dog guide or service animal by a person with a disability;
- (j) Marital status;
- (k) Disabled status or Vietnam Era veteran status;
- (l) Sexual orientation; and
- (m) Any other reasons prohibited by law.

(2) **Exception:** An employer may deny employment to a person if the decision is based upon a bona fide occupational qualification. (See chapter 49.60 RCW.)

NEW SECTION

WAC 388-820-290 What staffing requirements must service providers meet? (1) A service provider must have a designated administrator.

(2) Clients must have immediate access to staff, or the means to contact staff, at all times: Twenty-four hours a day, seven days a week.

(3) A service provider must provide adequate staff within contracted funds to administer the program and meet the needs of the clients.

(4) A service provider must have other staff available, as specified by the service provider's contract with DSHS.

(5) Each group home must maintain staffing that complies with:

(a) Boarding home or adult family home licensing requirements under chapter 388-78A or 388-76 WAC, respectively; and

(b) Contract requirements with the division of developmental disabilities.

NEW SECTION

WAC 388-820-300 May clients instruct and support other clients? Clients must not be routinely involved in the unpaid instruction and support of other clients.

NEW SECTION

WAC 388-820-310 Do employees and volunteers need background checks? (1) Employees and volunteers must have a background check cleared by DSHS before working alone, unsupervised with clients. Employee and volunteers waiting for background checks may work with clients only if they are directly observed by staff who have a DSHS background clearance.

(2) An FBI check is required when an employee or volunteer has resided in the state for less than three years. Service providers must follow the requirements under WAC 388-06-0500 through 388-06-0540 for provisional hire of

employees awaiting Federal Bureau of Investigation (FBI) background checks.

(3) Clearances must be obtained for each service provider where the staff person works or volunteers.

(4) Clearances must be renewed as specified by DDD.

NEW SECTION

WAC 388-820-320 What are the minimum requirements for staff employed by service providers? Service provider staff must meet the following minimum requirements:

(1) Exhibit job-related competency and the ability to make independent judgments;

(2) Have a high school diploma or GED equivalent, unless the employees were hired before 1983;

(3) Be at least eighteen years of age when employed as a direct care staff, or at least twenty-one years of age when employed as an administrator; and

(4) Treat a client with dignity and consideration, respecting the client's civil and human rights at all times.

NEW SECTION

WAC 388-820-330 What staff training is required? The service provider must give specific training to staff. Within the first six months, staff must receive a minimum of thirty-two total hours of training that meet the following requirements.

(1) Before the employee works alone with clients, the service provider must explain the following to the employee:

(a) The current instruction and support plan for the employee's clients;

(b) Emergency procedures for clients;

(c) The DSHS-approved policy on abuse and neglect; and

(d) Client confidentiality.

(2) Within the first four weeks of employing a staff person, the service provider must provide training that includes:

(a) The service provider's mission statement;

(b) Policies and procedures; and

(c) On-the-job training.

(3) Additional training within the first six months must include:

(a) First aid/CPR;

(b) Bloodborne pathogens with HIV/AIDS information; and

(c) Client services.

(4) Each employee must keep first aid/CPR certification and bloodborne pathogens training current.

(5) The service provider must document orientation and training activities.

(6) Group homes must also meet the training requirements mandated by the licensing requirements specified by DSHS.

NEW SECTION

WAC 388-820-340 How often must performance reviews be conducted for staff of service providers? (1) Written performance reviews for staff of residential service

providers must be conducted at least annually and kept on file.

(2) If the service provider is a nonprofit organization, administrators must be evaluated annually by their supervisor or by the organization's governing board.

(3) If the service provider is a for-profit organization, owners are not required to have performance reviews.

(4) If the service provider is a governmental agency, administrators are evaluated by their supervisor.

NEW SECTION

WAC 388-820-350 When must service providers have staff-coverage schedules approved by DDD? (1) DDD must approve staff-coverage schedules for those service providers who have on-duty staff twenty-four hours a day.

(2) The staff-coverage schedules must be approved at the following times:

(a) Before certification review takes place;

(b) When household configuration changes affect funding; and

(c) When additional staffing is requested.

(3) Staff-coverage schedules may be requested by DDD at any time.

(4) Each service provider must retain copies of the approved staff-coverage schedules.

NEW SECTION

WAC 388-820-360 What happens when a service provider's ownership changes? (1) A service provider must inform DSHS in writing sixty days before a change of ownership occurs.

(2) On the effective date of a change of ownership, DSHS must terminate the department's certification and contract with the previous service provider.

(3) DSHS must withhold final payment to the previous service provider until that service provider submits and DSHS accepts all reports and required documents.

(4) DSHS is under no obligation to contract with the new owner entity.

NEW SECTION

WAC 388-820-370 When may a client's service provider change? A client's service provider may change when:

(1) A client stops receiving residential services and supports from a service provider;

(2) A service provider transfers ownership; or

(3) The client chooses a different service provider.

ADMINISTRATIVE REQUIREMENTS: CLIENT RECORDS

NEW SECTION

WAC 388-820-380 Are clients' records considered confidential? (1) The service provider and staff must consider all client record information privileged and confidential. Copies of client record information are available to:

(a) DSHS, the client, and/or legal representative upon their request to the service provider; and

(b) The county developmental disabilities board with DDD approval, as allowed under RCW 71A.14.070.

(2) Any other transfer or inspection of records must be authorized by a release of information form that:

(a) Specifically gives information about the transfer or inspection; and

(b) Is signed by the client or guardian.

(3) A signed release of information is valid for up to one year.

NEW SECTION

WAC 388-820-390 How long does a service provider need to keep client records? (1) While supporting a client, a service provider must keep a client's records from at least the past four years.

(2) After a client's participation with a service provider ends, the client's records must be kept by the service provider for at least six years.

NEW SECTION

WAC 388-820-400 What information do service providers need to keep in client records? A service provider needs to keep certain information in client records to fulfill DSHS requirements. The client's records must include, but not be limited to, the following:

(1) The client's name, address, and Social Security number.

(2) The name, address, and telephone number of the client's relative, guardian or legal representative.

(3) Copies of legal guardianship papers, if any.

(4) Client health records, including:

(a) The name, address, and telephone number of the client's physician, dentist, mental health service provider, and any other health care service provider;

(b) Health care service providers' instructions about health care needed, including appointment dates and date of next appointment if appropriate;

(c) Written documentation that the health care service providers' instructions have been followed; and

(d) A record of major health events and surgeries when known.

(5) A copy of the client's individual service plan (ISP).

(6) The client's individual instruction and support plan (IISP), including:

(a) Instruction and support activities for each client as a basis for review and evaluation of client's progress;

(b) Semiannual review of the IISP;

(c) Consultation with other service providers and other interested persons;

(d) IISP revisions and changes; and

(e) Other activities relevant to the client that the client wants included.

(7) Progress notes and incident reports on clients.

(8) The client's financial records for funds managed by the service provider, including:

(a) Receipts, ledgers and records of the client's financial transactions; and

(b) Client's related bankbooks, checkbooks, bank registers, tax records and bank statements.

(9) Burial plans and wills.

NEW SECTION

WAC 388-820-410 Do service providers need to keep client's property records? The service provider must assist clients in maintaining current, written property records when the clients receive forty hours or more a month of services. The record consists of:

(1) A list of items with a value of at least twenty-five dollars that the client owns when moving into the program;

(2) A list of personal possessions with a value of seventy-five dollars or more per item once the client is receiving services;

(3) Description and identifying numbers, if any, of the property;

(4) The date the client purchased the items after moving into the program;

(5) The date and reason for addition or removal from the record; and

(6) The signature of the staff or client making the entry.

NEW SECTION

WAC 388-820-420 Are there requirements for record entries? (1) The service provider must note all record entries in ink.

(2) Entries must be made at the time of or immediately following the occurrence of the event recorded, in legible writing, and dated and signed by the person making the entry.

EMERGENCIES

NEW SECTION

WAC 388-820-430 Who must service providers notify in emergencies? In emergencies, a service provider must:

(1) Notify the client's guardian or legal representative as soon as possible;

(2) Immediately report to DSHS about a serious incident or emergency, as specified in the contract; and

(3) Submit a written incident report to DSHS, as required by law or policy.

ABUSE AND NEGLECT REPORTING

NEW SECTION

WAC 388-820-440 What abuse and neglect reporting requirements must service providers meet? (1) Under chapter 74.34 RCW, all administrators, owners, staff and volunteers are mandated to report instances of suspected client abuse, neglect, exploitation, or mistreatment.

(2) Reports must be made to one of two different areas at DSHS:

(a) Service providers giving supported living services must report to adult protective services (APS); and

(b) Service providers giving services through group homes must report to residential care services (RCS).

(3) Reports must be made to law enforcement agencies, when appropriate.

(4) Service providers must have DSHS-approved policies and procedures that specify reporting requirements for client abuse, neglect, exploitation, or mistreatment.

(5) Each administrator, owner, staff person, and volunteer must sign this policy about reporting requirements. The service provider must place the signed policy in the personnel file for staff or volunteers.

CLIENT SERVICES

NEW SECTION

WAC 388-820-450 What are client services? Clients must receive instruction and support activities in one or more of these client services:

(1) Health and safety;

(2) Personal power and choice;

(3) Competence and self-reliance;

(4) Positive recognition by self and others;

(5) Positive relationships; and

(6) Integration in the physical and social life of the community.

NEW SECTION

WAC 388-820-460 What health and safety support may a service provider offer to a client? Service providers offer health and safety support to assist clients. This may include assisting clients to:

(1) Know when they need health services;

(2) Maintain good health;

(3) Learn about basic nutrition;

(4) Learn about human sexuality;

(5) Use health services, including mental health services;

(6) Manage and/or self-administer their medications;

(7) Deal with illness and injury;

(8) Apply first-aid procedures;

(9) Learn self-protection;

(10) Become aware of fire evacuation plans and burglary protection strategies; and

(11) Know emergency procedures, such as using 911 or a local emergency number.

NEW SECTION

WAC 388-820-470 What support may a service provider offer to a client to increase personal power and choices? Service providers support a client's personal power and choices. This may include assisting clients to:

(1) Secure housing and furnishings that reflect personal preferences, life style, and financial means;

(2) Express personal opinions and make decisions;

(3) Learn and exercise rights and responsibilities;

(4) Improve communication skills;

(5) Participate in a variety of activities of their choice, including new experiences;

(6) Exercise voter rights;

- (7) Learn about and participate in self-advocacy and protection services; and
- (8) Make career choices.

NEW SECTION

WAC 388-820-480 What support may a service provider offer to increase a client's competence and self-reliance? Service providers increase a client's competence and self-reliance. This may include assisting clients to:

- (1) Develop and achieve their goals;
- (2) Learn and use daily living skills, such as meal planning and preparation, grocery shopping, doing laundry, using household appliances, managing money, and using leisure time;
- (3) Identify situations where the client needs or desires assistance from others;
- (4) Complete or participate in all tasks within their abilities; and
- (5) Acquire and use adaptive devices and equipment, as needed.

NEW SECTION

WAC 388-820-490 How may service providers assist clients in gaining positive recognition? Service providers encourage a client's positive recognition. This may include assisting clients to:

- (1) Create positive self-esteem and feelings of self-worth;
- (2) Choose valued social roles;
- (3) Make choices that enhance their positive recognition by community members; and
- (4) Present themselves in ways that are typical of other people in their community.

NEW SECTION

WAC 388-820-500 What support may a service provider offer to increase the positive relationships in the client's life? Service providers encourage clients in developing, maintaining, and expanding positive relationships. This may include assisting clients to:

- (1) Improve their communication skills;
- (2) Experience opportunities to meet and interact with other people;
- (3) Initiate, build and sustain relationships;
- (4) Involve the client's guardian, chosen family members or representative in planning and making decisions that affect the client;
- (5) Resolve disagreements with peers, family, friends, staff, neighbors, and coworkers; and
- (6) Cope with the loss of a significant relationship, such as the death of a friend or family member, the end of a relationship, the loss of a job, or a change of staff.

NEW SECTION

WAC 388-820-510 How may a service provider assist clients with becoming integrated into their community? Service providers encourage clients to become integrated into

the physical and social life of the community. Service providers may assist clients to:

- (1) Use community resources such as grocery store, bank, and social organizations;
- (2) Use available transportation;
- (3) Access educational and vocational opportunities; and
- (4) Participate on boards, committees, or other positions of influence or status.

CLIENT SERVICE PLANS**NEW SECTION**

WAC 388-820-520 What is an individual service plan (ISP) for clients? An individual service plan (ISP) is required for each client. The ISP outlines the support needs and interests of the client. The plan identifies the responsibilities of the service provider and other entities in supporting the client. Examples of other entities are: Vocational provider, therapists, nurses, and advocates. (See RCW 71A.18.010.)

NEW SECTION

WAC 388-820-530 Who is responsible for completing and overseeing a client's ISP? The client's DDD case resource manager is responsible for completing and overseeing a client's individual service plan (ISP).

NEW SECTION

WAC 388-820-540 Who may participate in creating a client's ISP? (1) The case resource manager must have face-to-face contact with the client in developing the individual service plan (ISP).

(2) The case resource manager must also involve the client's guardian or legal representative and the service provider.

(3) In creating a client's individual service plan (ISP), under RCW 71A.18.010, the client and DDD case resource manager may involve:

- (a) Department staff; and
- (b) Other interested persons invited by the client.

NEW SECTION

WAC 388-820-550 How often must the ISP be reviewed? (1) The DDD case resource manager must review the ISP with the client at least every twelve months.

(2) In addition, an ISP meeting must be held with the client at least every two years, under RCW 71A.18.010. The meeting must be held in the client's home unless requested otherwise by the client.

(3) A client may request a review of the ISP at any time.

NEW SECTION

WAC 388-820-560 What is an individual instruction and support plan (IISP) for clients? (1) An individual instruction and support plan (IISP) outlines the specific requirements for carrying out the residential services portion

outlined in the individual service plan (ISP). The IISP must describe the methods of instruction and/or support needed to reach the client's goal.

(2) The IISP must be based on the goals of the individual service plan (ISP), reflect the client's preferences, and have the client's agreement.

(3) The IISP identifies activities and opportunities that promote one or more of the following client services:

- (a) Health and safety;
- (b) Personal power and choice;
- (c) Positive recognition by self and others;
- (d) Integration in the physical and social life of the community;
- (e) Positive relationships; and
- (f) Competence and self-reliance.

NEW SECTION

WAC 388-820-570 Who may participate in developing the IISP for each client? (1) The service provider must develop with each client a written individual instruction and support plan (IISP).

(2) The client may involve other interested individuals in developing the IISP.

(3) The service provider must facilitate the individual instruction and support plan (IISP) in a manner that:

- (a) Is respectful and inclusive of the client;
- (b) Is appropriate to the age of the client or is preferred by the client;
- (c) Takes place or occurs in community settings; and
- (d) Results in opportunities for clients to experience positive change and personal growth.

NEW SECTION

WAC 388-820-580 Who oversees the IISP for each client? (1) The service provider must oversee the progress made on each client's individual instruction and support plan (IISP).

(2) In overseeing each client's IISP, the service provider must:

- (a) Consult with other service providers serving the client and other interested persons, as needed, to coordinate the IISP;
- (b) Revise the IISP as goals are achieved, or as requested by the client and/or guardian; and
- (c) Review and update the plan at least every six months.

CLIENT FUNDS

NEW SECTION

WAC 388-820-590 May a service provider manage a client's funds? (1) A service provider may manage a client's funds after either:

- (a) Obtaining written consent from the client, the client's guardian or legal representative; or
- (b) Becoming the designated payee by the source of the client's unearned income.

Note: An example is a client receiving unearned income from the Social Security Administration.

(2) A client's funds are considered to be managed by a service provider when the service provider:

- (a) Has signing authority and may disperse a client's funds; and/or
- (b) May limit access to client funds by not allowing funds to be expended.

NEW SECTION

WAC 388-820-600 May a service provider hold bankbooks and bankcards for a client? Clients may ask a service provider to hold their bankbooks and bankcards while still having access to their own funds. This must be documented in the client's individual instruction and support plan (IISP).

Note: In this situation, service providers are not necessarily considered managers of the client's funds.

NEW SECTION

WAC 388-820-610 May a service provider combine agency and client funds? A service provider may not combine client funds with any agency funds, such as agency operating funds.

NEW SECTION

WAC 388-820-620 Does the service provider need to develop an individual financial plan (IFP) for clients? (1) A financial management plan is required only for those clients whose funds are managed by the service provider. The client and service provider must develop this individual financial plan (IFP) together.

(2) The IFP must be reviewed at least every twelve months by the service provider and client.

(3) A copy of the IFP must be sent to:

- (a) The guardian and/or legal representative; and
- (b) The client's DDD case resource manager upon request.

NEW SECTION

WAC 388-820-630 What information must the IFP include? This plan must include all of the following items:

- (1) The part of the client's funds and income that will be managed by the service provider;
- (2) The part of client funds and income that will be managed by the client or legal representative;
- (3) The type of accounts used;
- (4) A budget process;
- (5) Asset management, such as personal property, burial plan, retirement funds, stock, and vehicles;
- (6) Cash management;
- (7) Money management instruction and/or support;
- (8) An explanation of which purchases require receipts;
- (9) Contingency plan for expenditures if a client's resources exceed the CAP limit; and
- (10) A signature of the client and the client's guardian, if any.

NEW SECTION

WAC 388-820-640 How does a service provider manage client funds? (1) For client's funds that the service provider manages, the service provider must:

- (a) Separately track each client's money even when several clients reside together;
- (b) Keep the client's account current by maintaining a running balance;
- (c) Reconcile the client's account to the bank statement on a monthly basis;
- (d) Make deposits to the client's account within one week of receiving the client's money;
- (e) Prevent the client's account from being overdrawn;
- (f) Ensure that individual cash funds do not exceed seventy-five dollars per person unless specified differently in the individual's financial plan; and
- (g) Retain receipts for purchases of over twenty-five dollars.

(2) When a client's service provider receives a check made out to the client, the service provider assisting the client must either:

- (a) Get the client's signature and designation "for deposit only," and deposit the check in the client's account; or
- (b) Get the client's "x" mark in the presence of another witness, cosign the check with the designation "for deposit only," and deposit the check in the client's account.
- (3) If the check for a client is made out to a payee other than the client, the payee signs the check.
- (4) Clients must never sign a blank check.
- (5) When clients use checks for purchases, they must sign checks at the time of purchase unless specified differently in their individual financial plan.
- (6) The service provider must document the names of any staff who assist a client with financial transactions.

NEW SECTION

WAC 388-820-650 What documentation must service providers keep to protect a client's financial interests? Service providers must keep certain documentation for the part of funds they manage for clients. This protects clients' financial interests.

- (1) Documentation for bank and cash accounts must include monthly reconciliation of bank and cash accounts that are verified and initialed by a second party who did not make or assist in the transaction.
- (2) Other documentation that a service provider must keep for client **financial** transactions include:
 - (a) Monthly bank statements and reconciliation;
 - (b) Checkbook registers and bankbooks;
 - (c) Deposit receipts;
 - (d) Receipts for purchases over twenty-five dollars, or as specified in the financial plan;
 - (e) Any itemized subsidiary ledgers showing deposits, withdrawals, and interest payments to individual clients; and
 - (f) A control journal for trust accounts.
- (3) Other documentation that a service provider must keep for client **cash** transactions include:
 - (a) A detailed ledger signed by the person who withdrew any of the client's money;

- (b) Monthly reconciliation to the cash amount;
- (c) Detailed accounting of the money received on behalf of the client, such as cash received from writing checks over the purchase amount, and a list of where the money was spent; and

(d) Receipts for purchases over twenty-five dollars where service provider staff withdrew the money.

(4) Service providers must notify DSHS when the client:

- (a) Receives services under a CAP (community alternative program) waiver; and
- (b) Has an account that reaches three hundred dollars less than the maximum amount allowed by federal or state law.

Note: CAP-waiver is defined under WAC 388-825-170.

NEW SECTION

WAC 388-820-660 How are a client's funds transferred when they are managed by a service provider? When a service provider manages a client's funds, transferring those funds must follow specific procedures.

(1) When a client transfers from one service provider to another, the previous service provider must transfer client funds within thirty days. To transfer funds, the previous service provider must:

- (a) Give the client, the client's guardian, and/or the legal representative a written accounting of all known client funds;
- (b) When applicable, give the new service provider a written accounting of all transferred client funds;
- (c) Obtain a written receipt from the client, client's guardian and/or legal representative for all transferred funds; and

(d) When applicable, obtain the new service provider's written receipt for the transferred funds.

(2) When a client becomes incapacitated or a client's whereabouts are unknown, the client's service provider must transfer the client's funds within one hundred and eighty days to the client's legal guardian, to DSHS, or to the requesting governmental entity.

(3) When a client dies, the service provider must transfer the client's funds within ninety days to:

- (a) The client's guardian;
- (b) The legal representative;
- (c) The requesting governmental entity; or
- (d) DSHS if the client does not have a legal heir.

NEW SECTION

WAC 388-820-670 How does a service provider handle loans to a client? (1) A service provider may loan money to a client from the service provider's funds and collect the debt from the client by installments.

(2) The client's service provider must **not**:

- (a) Charge a client interest for money loaned; or
 - (b) Borrow funds from the client.
- (3) A service provider must retain a signed agreement with the client.
- (4) Documentation must be kept for:
- (a) The amount loaned;
 - (b) Payments; and

- (c) The balance owed.

CLIENT TRANSPORTATION

NEW SECTION

WAC 388-820-680 When must a service provider pay a client? A service provider must pay a client when:

- (1) A service provider or staff has stolen, misplaced, or mismanaged client funds.
- (2) There are service charges incurred on a trust account that the service provider operates for a client.
- (3) A client performs work for the service provider.
 - (a) The service provider must pay the client at least the current minimum wage.
 - (b) Clients who work for a service provider must be paid according to federal and state law requirements.

CLIENT HEALTH SERVICES

NEW SECTION

WAC 388-820-690 What must service providers do to support a client's health? (1) The service provider must give necessary assistance to the client in accessing health, mental health, and dental services.

- (2) For clients who receive an average of thirty hours or more of service per month, the service provider must:
 - (a) Maintain health records;
 - (b) Assist the client in arranging appointments with health professionals;
 - (c) Monitor medical treatment prescribed by health professionals;
 - (d) Communicate directly with health professionals when needed; and
 - (e) Ensure that the client receives an annual physical and dental examination unless the appropriate medical professional gives a written exception.

NEW SECTION

WAC 388-820-700 May a client refuse health care services? A client may refuse to participate in health care services. Service providers must document these situations, according to WAC 388-820-100.

NEW SECTION

WAC 388-820-710 When may client funds be used for health services? (1) Client funds for health services may be used when no other funding is available.

- (2) A service provider must document all denials from:
 - (a) DSHS' medical assistance administration; and/or
 - (b) Private insurance companies or other carriers of primary medical insurance.
- (3) The written documentation must be given to the client's DDD case resource manager and kept in the client's files.

NEW SECTION

WAC 388-820-720 How must the service provider be involved with a client's transportation needs? (1) The service provider must provide transportation or ensure that clients have a way to get to:

- (a) Emergency medical care;
- (b) Medical appointments; and
- (c) Therapies.
- (2) Within available resources, the service provider must provide necessary assistance with transportation to and from:
 - (a) Work, school or other publicly funded services;
 - (b) Leisure or recreation activities;
 - (c) Client-requested activities; and
 - (d) ISP- or IISP-related activities.
- (3) A vehicle that the service provider uses to transport clients must be:
 - (a) In safe operating condition; and
 - (b) Properly insured for its usage.

NURSE DELEGATION

NEW SECTION

WAC 388-820-730 Who may delegate nursing care tasks? (1) Any registered nurse (RN) may delegate specified nursing care tasks to staff who become qualified nursing assistants. Qualified nursing assistants may perform nursing care tasks only for the client who is specified by the RN to receive care.

- (2) One nursing assistant must not transfer delegated authority to perform nursing care tasks to another nursing assistant.

NEW SECTION

WAC 388-820-740 What training is required before staff are qualified to perform delegated tasks? (1) Before performing delegated tasks, staff must:

- (a) Be registered or certified as a nursing assistant (NAR or NAC, respectively);
- (b) Complete nurse delegation core training approved by DSHS and receive a certificate; and
- (c) Receive client-specific training from the delegating registered nurse.

(2) In addition, registered nursing assistants must complete thirty-two hours of staff training required by WAC 388-820-330 before doing nursing care tasks. Certified nursing assistants may perform delegated tasks before completing the required thirty-two hours of staff training.

(3) After the staff member completes the required training, the service provider must keep:

- (a) Written instructions provided by the delegating registered nurse; and
- (b) A copy of the current registration or certification for each employee.

NEW SECTION

WAC 388-820-750 Do nursing assistants need to comply with department of health requirements? Nursing assistants must comply with department of health (DOH) requirements under chapter 246-840 WAC.

NEW SECTION

WAC 388-820-760 Who is authorized to provide consent for a client's receiving health care? (1) Before nursing assistants perform nursing care tasks for a client, the registered nurse must obtain consent from the client or person authorized to give consent.

(2) Under RCW 7.70.065, if a client is unable to give consent or is incapacitated, certain people are authorized to provide consent for a client's receiving health care. These people must be one of the following in this priority order:

- (a) The legal guardian, if any;
 - (b) An individual who holds a durable power of attorney for health care decisions;
 - (c) The client's spouse;
 - (d) The client's children who are at least eighteen years of age;
 - (e) The client's parents; and
 - (f) The client's adult siblings.
- (3) Proof of consent must be kept in the client's files.

NEW SECTION

WAC 388-820-770 What rights do nursing assistants have concerning the delegation of nursing care tasks? Nursing assistants have certain rights when nursing care tasks are delegated by the registered nurse.

- (1) The nursing assistant:
 - (a) May consent or refuse to consent to perform a delegated nursing care task; and
 - (b) Must not receive employer reprisal for refusing to accept the delegation of a nursing care task if the refusal is based on client safety issues.
- (2) The service provider must post the toll-free telephone number (1-800-562-6078), established by DSHS' aging and adult services administration, for complaints about the delegation of nursing tasks to nursing assistants. This phone number is on DSHS forms: 13-678B, 13-680 and 13-681.

NEW SECTION

WAC 388-820-780 Are nursing assistants liable for errors while doing nursing care tasks? If nursing assistants are following written directions from the delegating nurse, they are not liable for errors in doing nursing care tasks.

NEW SECTION

WAC 388-820-790 What happens if unqualified staff do a nursing task? (1) DSHS must impose a civil fine on any service provider who knowingly performs or permits an employee to perform a nursing task without proper delegation. (See chapter 18.88A RCW and chapter 246-840 WAC.)

The minimum amount of this fine is two hundred fifty dollars. The maximum fine allowed is one thousand dollars.

- (2) When assessing civil fines, DSHS must consider:
 - (a) Severity of occurrence;
 - (b) Frequency of occurrence; and
 - (c) Other relevant factors relating to the occurrence.

NEW SECTION

WAC 388-820-800 What technical assistance may service providers get from DSHS for nurse delegation requirements? (1) DSHS must offer technical assistance to service providers for purposes of education and assistance to help service providers comply with nurse delegation requirements and protocols.

(2) The DSHS technical assistance program must include:

- (a) Technical assistance visits where DSHS informs the service provider of violation of law or service provider rules;
- (b) Information about how to get technical assistance;
- (c) Printed information;
- (d) Information and assistance by phone;
- (e) Training meetings;
- (f) Other appropriate methods to provide technical assistance; and
- (g) A list of organizations that provide technical assistance.

NEW SECTION

WAC 388-820-810 What happens when DSHS finds a service provider in violation of nurse delegation requirements? (1) Before imposing a civil fine, DSHS may take the following steps after discovering that a service provider is in violation of rules:

- (a) Notify the service provider in writing about the concerns;
 - (b) Give the service provider an opportunity to explain circumstances or present additional information that may clarify concerns; and
 - (c) Request the service provider to provide additional information, if necessary.
- (2) DSHS must inform the service provider in writing about the outcome of findings and any required actions.

NEW SECTION

WAC 388-820-820 May a service provider have a chance to correct violations before being fined? The service provider must be given a reasonable period of time to correct violations of nurse delegation requirements before any civil penalty is imposed.

NEW SECTION

WAC 388-820-830 May civil fines be imposed during technical assistance visits? A civil fine may be issued during a technical assistance visit if:

- (1) The service provider has previously been found out of compliance for the same statute or rule; or

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(2) The service provider's violation is likely to place a person in danger of death or bodily harm.

NEW SECTION

WAC 388-820-840 How does DSHS impose a civil fine? DSHS gives a service provider written notice of any civil fines. This notice must:

(1) State the amount and reasons for the fine and the applicable law under which the fine is imposed; and

(2) Inform the service provider of the right to request a hearing.

NEW SECTION

WAC 388-820-850 When is payment due for a civil fine? (1) A civil fine becomes due twenty-eight days after the receipt of the written notice of the fine.

(2) **Exception:** If a service provider requests a hearing under chapter 34.05 RCW and RCW 43.20A.215, DSHS must stop the fine while waiting for a final decision on the matter.

NEW SECTION

WAC 388-820-860 May a service provider disagree with DSHS findings of a violation? (1) When a service provider disagrees with DSHS' finding of a violation under this chapter, the service provider has the right to have the violation reviewed under the department's dispute resolution process.

(2) No service provider may discriminate or retaliate in any manner against a person who makes a complaint or has cooperated in the complaint investigation.

NEW SECTION

WAC 388-820-870 May a service provider contest a civil fine? (1) A service provider may contest DSHS' decision to impose a civil fine.

(2) Within twenty-eight days of receiving the decision, the service provider must file a written application for a hearing, showing proof of receipt with the Board of Appeals, P.O. Box 42489, Olympia, WA 98504-2489. The application must include:

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

(b) A copy of the contested department decision.

(3) Hearings are governed by chapter 34.05 RCW and RCW 43.20A.215, and chapter 388-02 WAC. If any provision in this section conflicts with chapter 388-02 WAC, the provision in this section governs.

DISPUTE RIGHTS

NEW SECTION

WAC 388-820-880 May an agency or service provider contest a DSHS decision? (1) An agency or service provider may contest a DSHS decision about certification within twenty-eight days of being notified of the decision.

(2) Within this twenty-eight day period, the agency or service provider must request in writing that the DDD director or designee review the decision. The agency or service provider must:

(a) Sign the request;

(b) Identify the challenged decision and the date it was made;

(c) State specifically the issues and regulations involved and the grounds for the service provider's disagreement; and

(d) Include with the request copies of any supporting documentation for the service provider's position.

NEW SECTION

WAC 388-820-890 When does an administrative review conference occur? (1) After receiving the agency or service provider's timely written request to review a decision, DSHS has twenty-eight days to contact the service provider to schedule an administrative review conference at a mutually convenient time.

(2) **Exception:** The agency or service provider and DSHS may agree in writing to a specific later date for the conference.

NEW SECTION

WAC 388-820-900 May an administrative review conference be conducted by telephone? (1) The administrative review conference between DSHS and an agency or service provider may be conducted by telephone.

(2) **Exception:** If either the department, or the agency or service provider requests in writing that the conference be held in person, the conference may not be conducted by telephone.

NEW SECTION

WAC 388-820-910 What happens during the administrative review conference? (1) The agency or service provider requesting an administrative review conference and appropriate DSHS representatives must attend the conference.

(2) The agency or service provider must bring to the conference, or give to DSHS before the conference, any supporting documentation for the service provider's position.

(3) The parties must clarify and attempt to resolve the issues at the conference.

(4) If additional documentation is needed to resolve issues, a second session of the conference must be scheduled. The second conference must be scheduled no later than twenty-eight days after the initial session unless both parties agree in writing to a specific later date.

(5) The director of the division of developmental disabilities must give a written decision to the service provider after the end of the conference.

NEW SECTION

WAC 388-820-920 May an agency or service provider contest the decision from the administrative review conference? At the administrative review conference, an

agency or service provider may contest a decision made by the director of the division of developmental disabilities. To contest a decision, the agency or service provider may request a hearing. The hearing procedure follows the requirements under chapter 388-02 WAC.

REQUESTS FOR EXCEPTIONS

NEW SECTION

WAC 388-820-930 Does DSHS make exceptions to the requirements in this chapter? DSHS may grant service providers exceptions to the requirements specified in this chapter as long as the following conditions are met:

(1) The service provider must submit a written request for an exception to the DDD regional administrator of the region where the contract is held.

(2) DSHS must evaluate requests for exceptions, considering:

- (a) The health and safety of the clients;
- (b) The quality of the services;
- (c) Supervision; and
- (d) The impact on client services.

(3) DSHS must send a copy of those requests that have significant impacts on client services to the client(s) involved. DSHS must then give the client an opportunity to comment before granting an exception.

(4) The DDD director or designee must approve or deny the request in writing within sixty calendar days after receiving the request from the service provider.

(5) Any exception granted must be in line with the legislative intent of Title 71A RCW.

(6) Service providers must retain a copy of each DSHS-approved exception.

(7) Service providers do not have hearing rights when they receive a denial from DSHS for an exception to the rules in this chapter.

**WSR 01-22-029
PERMANENT RULES
DEPARTMENT OF LICENSING**

[Filed October 29, 2001, 4:34 p.m.]

Date of Adoption: October 29, 2001.

Purpose: Amend rules due to legislation changes. Amend WAC 36-12-195 License fees, renewals and requirements and add new section WAC 36-12-196 Organizations approved by the department to certify experience, skill and training of officials.

Citation of Existing Rules Affected by this Order: Amending WAC 36-12-195; and new section WAC 36-12-196.

Statutory Authority for Adoption: RCW 67.08.017(1).

Adopted under notice filed as WSR 01-17-093 on August 20, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or

Recently Enacted State Statutes: New 1, Amended 1, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 29, 2001

Alan E. Rathbun

Assistant Director

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-12-195 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

Manager	-	\$40.00
Referee	-	\$15.00
Boxer	-	\$15.00
Matchmaker	-	\$40.00
Second	-	\$15.00
Inspector	-	\$40.00
Judge	-	\$40.00
Timekeeper	-	\$40.00
Announcer	-	\$40.00
Event physician	-	\$40.00
Promoter	-	\$50.00

(2) All renewal fees shall be the same fee as each original license fee.

(3) Licensing requirements:

(a) Completed application on form approved by the department.

(b) Completed physical within one year (boxer and referee only).

(c) Federal identification card (boxer only).

(d) One small current photograph, not more than two years old (boxer only).

(e) Payment of license fee.

(f) Certification from an organization approved by the department under RCW 67.08.100(3) and WAC 36-12-196.

(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.

NEW SECTION

WAC 36-12-196 Organizations approved by the department to certify experience, skill and training of

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officials. Any organization wishing to be approved by or maintain their approval by the department to certify adequate experience, skill and training of officials, pursuant to RCW 67.08.100(3), shall submit the following information to the department annually:

- (1) Description of training courses required;
- (2) List of all persons seeking licensing from Washington state who have received training given by the organization within the past year;
- (3) Dates training was given; and
- (4) Assessment of the skill and experience of the person.

WSR 01-22-030
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed October 30, 2001, 4:40 p.m., effective February 1, 2002]

Date of Adoption: October 3, 2001.

Purpose: Repeal rules because they are no longer needed with the expiration of the 1999-2001 State Operating Appropriations Act.

Citation of Existing Rules Affected by this Order: Repealing WAC 392-140-920 through 392-140-938.

Statutory Authority for Adoption: RCW 28A.150.290(1).

Adopted under notice filed as WSR 01-16-117 on July 30, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 12.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 12.

Effective Date of Rule: February 1, 2002.

October 29, 2001
 Dr. Terry Bergeson
 Superintendent of
 Public Instruction

REPEALER

Effective February 1, 2002, the following sections of the Washington Administrative Code are repealed:

WAC 392-140-920	Better schools—Staff—Applicable provisions—Authority—Purpose.
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WAC 392-140-922	Better schools—Staff—Definitions.
WAC 392-140-924	Better schools—Staff—School district reporting.
WAC 392-140-925	Better schools—Staff—Calculation of district K-4 better schools staff ratio.
WAC 392-140-926	Better schools—Staff—Calculation of district combined K-4 staff ratio.
WAC 392-140-927	Better schools—Staff—Calculation of district state-funded better schools staff ratio.
WAC 392-140-928	Better schools—Staff—Request for adjustment of the district state-funded better schools staff ratio.
WAC 392-140-929	Better schools—Staff—Calculation of the better schools staff allocation.
WAC 392-140-930	Better schools—Staff—Reporting by the superintendent of public instruction.
WAC 392-140-935	Better schools—Professional development—Applicable provisions—Authority—Purpose.
WAC 392-140-937	Better schools—Professional development—Better schools professional development allocations.
WAC 392-140-938	Better schools—Professional development—School district certification.

WSR 01-22-031
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed October 30, 2001, 4:40 p.m., effective February 1, 2002]

Date of Adoption: October 3, 2001.

Purpose: Repeal rules because they are no longer needed pursuant to the 2001-03 State Operating Appropriations Act.

Citation of Existing Rules Affected by this Order: Repealing WAC 392-121-550 through 392-121-568.

Statutory Authority for Adoption: RCW 28A.150-290(1).

Adopted under notice filed as WSR 01-16-116 on July 30, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

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Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 10.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 10.

Effective Date of Rule: February 1, 2002.

October 29, 2001
 Dr. Terry Bergeson
 Superintendent of
 Public Instruction

REPEALER

Effective February 1, 2002, the following sections of the Washington Administrative Code are repealed:

- WAC 392-121-550 Vocational-secondary indirect cost limit—Applicable code provisions—Purpose—Effective date.
- WAC 392-121-552 Vocational-secondary indirect cost limit—Definitions.
- WAC 392-121-554 Vocational-secondary indirect cost limit—Calculation of minimum direct expenditures.
- WAC 392-121-556 Vocational-secondary indirect cost limit—School district requests for adjustment.
- WAC 392-121-558 Vocational-secondary indirect cost limit—Recovery of state allocations.
- WAC 392-121-560 Vocational-secondary staffing formula—Applicable code provisions—Effective date.
- WAC 392-121-562 Vocational-secondary staffing formula—Definitions.
- WAC 392-121-564 Vocational-secondary staffing formula—Reporting of supplemental staff.
- WAC 392-121-566 Vocational-secondary staffing formula—Calculation of school district vocational-secondary certificated staff ratios.

WAC 392-121-568

Vocational-secondary staffing formula—Determination of state-funded vocational-secondary certificated staff ratio.

WSR 01-22-032
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed October 30, 2001, 4:40 p.m.]

Date of Adoption: October 3, 2001.

Purpose: Repeal rules because they are no longer needed with the expiration of the 1995-97 State Operating Appropriations Act.

Citation of Existing Rules Affected by this Order: Repealing WAC 392-140-570 through 392-140-594.

Statutory Authority for Adoption: RCW 28A.150.-290(1).

Adopted under notice filed as WSR 01-16-115 on July 30, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 20.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 20.

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

October 29, 2001
 Dr. Terry Bergeson
 Superintendent of
 Public Instruction

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 392-140-570 1995-97 Local enhancement funding—Applicable provisions.
- WAC 392-140-571 1995-97 Local enhancement funding—Definition—Student learning improvement block grants.

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WAC 392-140-572	1995-97 Local enhancement funding—Definition—Other activities to improve student learning.	WAC 392-140-590	1995-97 Local enhancement funding—Conditions and limitations on expenditures.
WAC 392-140-573	1995-97 Local enhancement funding—Definition—Local program enhancement block grants.	WAC 392-140-592	1995-97 Local enhancement funding—School district reporting.
WAC 392-140-574	1995-97 Local enhancement funding—Definition—Essential academic learning requirements.	WAC 392-140-594	1995-97 Local enhancement funding—Recovery of monies.
WAC 392-140-575	1995-97 Local enhancement funding—Definition—Assessment system.	WSR 01-22-033 PERMANENT RULES SUPERINTENDENT OF PUBLIC INSTRUCTION [Filed October 30, 2001, 4:40 p.m.]	
WAC 392-140-576	1995-97 Local enhancement funding—Definition—Fiscal year.	Date of Adoption: October 3, 2001.	
WAC 392-140-577	1995-97 Local enhancement funding—Definition—School year.	Purpose: Repeal rules because they are no longer needed with the expiration of the 1997-99 State Operating Appropriations Act.	
WAC 392-140-578	1995-97 Local enhancement funding—Definition—School district.	Citation of Existing Rules Affected by this Order: Repealing WAC 392-140-800 through 392-140-836.	
WAC 392-140-580	1995-97 Local enhancement funding—Definition—Building plan.	Statutory Authority for Adoption: RCW 28A.150-290(1).	
WAC 392-140-581	1995-97 Local enhancement funding—Definition—Annual performance report.	Adopted under notice filed as WSR 01-16-114 on July 30, 2001.	
WAC 392-140-582	1995-97 Local enhancement funding—Definition—Allocation enrollment.	Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.	
WAC 392-140-583	1995-97 Local enhancement funding—Definition—Form SPI 1129.	Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.	
WAC 392-140-584	1995-97 Local enhancement funding—Definition—Enrolled as a Medicaid service provider.	Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 19.	
WAC 392-140-585	1995-97 Local enhancement funding—Actively pursuing federal matching funds for medical services provided through special education programs.	Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.	
WAC 392-140-586	1995-97 Local enhancement funding—Conditions of receipt of moneys.	Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 19.	
WAC 392-140-588	1995-97 Local enhancement funding—Allocation of moneys.	Effective Date of Rule: Thirty-one days after filing. October 29, 2001 Dr. Terry Bergeson Superintendent of Public Instruction	
		<u>REPEALER</u>	
		The following sections of the Washington Administrative Code are repealed:	
		WAC 392-140-800	1997-99 Local enhancement funds—Applicable provisions.

- WAC 392-140-802 1997-99 Local enhancement funds—Definition—Learning improvement allocations.
- WAC 392-140-804 1997-99 Local enhancement funds—Definition—Local education program enhancement.
- WAC 392-140-806 1997-99 Local enhancement funds—Definition—Essential academic learning requirements.
- WAC 392-140-808 1997-99 Local enhancement funds—Definition—Assessment system.
- WAC 392-140-810 1997-99 Local enhancement funds—Definition—School year.
- WAC 392-140-812 1997-99 Local enhancement funds—Definition—School district.
- WAC 392-140-814 1997-99 Local enhancement funds—Definition—Student learning improvement plan.
- WAC 392-140-816 1997-99 Local enhancement funds—Definition—Annual performance report.
- WAC 392-140-818 1997-99 Local enhancement funds—Definition—Enrolled as a Medicaid service provider.
- WAC 392-140-820 1997-99 Local enhancement funds—Actively pursuing federal matching funds for medical services provided through special education programs.
- WAC 392-140-822 1997-99 Local enhancement funds—Filing truancy petitions as required under RCW 28A.225.030.
- WAC 392-140-824 1997-99 Local enhancement funds—Conditions on receipt of moneys.
- WAC 392-140-826 1997-99 Local enhancement funds—Definition—Allocation enrollment.
- WAC 392-140-828 1997-99 Local enhancement funds—Allocation of moneys.
- WAC 392-140-830 1997-99 Local enhancement funds—Allocations of moneys for remote and necessary schools and school districts

- WAC 392-140-832 1997-99 Local enhancement funds—Allocation of moneys—A distribution formula to districts.
- WAC 392-140-834 1997-99 Local enhancement funds—Conditions and limitations on expenditures.
- WAC 392-140-836 1997-99 Local enhancement funds—School district reporting.

WSR 01-22-036

PERMANENT RULES

BOARD OF ACCOUNTANCY

[Filed October 30, 2001, 2:26 p.m., effective December 1, 2001]

Date of Adoption: October 26, 2001.

Purpose: To adopt, amend or repeal rules to implement the revisions to chapter 18.04 RCW passed through the 2001 legislative session (E2SSB 5593).

Citation of Existing Rules Affected by this Order: Repealing WAC 4-25-600 Rules of professional conduct—Preamble and 4-25-755 Temporary permits; and amending WAC 4-25-400 What is the authority for and the purpose of the board's rules?, 4-25-510 What is the board's meeting schedule and how are officers elected?, 4-25-530 Fees, 4-25-550 Do I need to notify the board if I change my address?, 4-25-551 Must I respond to inquiries from the board?, 4-25-650 What acts are considered discreditable?, 4-25-661 What firm names must be approved by the board and what firm names are prohibited?, 4-25-781 What are the rules governing reciprocity for accountants from foreign countries?, 4-25-782 How do I apply for an initial Washington state license through foreign reciprocity?, 4-25-831 What are the program standards for CPE?, 4-25-832 How do I report my CPE to the board?, and 4-25-833 What documentation must I retain to support my eligibility for CPE credits?

Statutory Authority for Adoption:

WAC 4-25-400	RCW 18.04.055
WAC 4-25-510	RCW 18.04.055 and 42.30.070
WAC 4-25-530	RCW 18.04.055, 18.04.065, 18.04.105(3), 18.04.195(7), 18.04.205(4), 18.04.215(8), and 18.04.350(2)
WAC 4-25-550 and 4-25-551	RCW 18.04.055(16)
WAC 4-25-600 and 4-25-650	RCW 18.04.055(2)
WAC 4-25-661	RCW 18.04.055(8)
WAC 4-25-781 and 4-25-782	RCW 18.04.183
WAC 4-25-831, 4-25-832, and 4-25-833	RCW 18.04.055(7), 18.04.215(5)

Adopted under notice filed as WSR 01-15-087 on July 18, 2001.

Changes Other than Editing from Proposed to Adopted Version: WAC 4-25-400, 4-25-510, 4-25-530, 4-25-650, 4-

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25-661, 4-25-781, 4-25-831, 4-25-832 and 4-25-833, none; WAC 4-25-550 and 4-25-551, added the word "Yes" to provide an answer to the question asked in the rule's title; and WAC 4-25-782, minor verbiage changes in last paragraph. Deleted the word "written" and added the phrase "has been approved." This will allow the board to advise applicants of the approval of their license by means other than writing.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 12, Repealed 2.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 12, Repealed 2.

Effective Date of Rule: December 1, 2001.

October 29, 2001

Dana M. McInturff

Executive Director

by Cheryl M. Sexton

AMENDATORY SECTION (Amending WSR 00-11-067, filed 5/15/00, effective 6/30/00)

WAC 4-25-400 What is the authority for and the purpose of the board's rules? The Public Accountancy Act (Act), chapter 18.04 RCW, establishes the board as the licensing and disciplinary agency for certified public accountants (CPA) (~~and~~), CPA firms, and owners of CPA firms. The Act authorizes the board to promulgate rules to carry out the purpose of the Act, which include:

- Protecting the public interest; (~~and~~)
- Enhancing the reliability of information used for guidance in financial transactions or for accounting for or assessing financial status or performance;

Establishing one set of qualifications to be a licensee;
Assuring that CPAs practicing in Washington have substantially equivalent qualifications to those practicing in other states;

- Regulating ownership of CPA firms;
- Publishing consumer alerts and public protection information regarding persons and firms who violate the Act or board rules; and

Providing general consumer protection information to the public.

The board's rules, contained in chapter 4-25 WAC, encompass these subjects:

- Definitions;
- Administration of the board;
- Ethics and prohibited practices;
- (~~Certifying and licensing~~) Entry and renewal requirements;

- Continuing competency; and
- Regulation and enforcement.

AMENDATORY SECTION (Amending WSR 00-11-068, filed 5/15/00, effective 6/30/00)

WAC 4-25-510 What is the board's meeting schedule and how are officers elected? Regular board meetings begin at 9:00 a.m. on the last Friday of the month in the months of January, April, July and October. The board holds an annual meeting beginning at 9:00 a.m. on the second Friday of December.

The board consists of (~~seven~~) nine members. At the annual meeting the board elects the chair, vice-chair, and secretary from its members. The newly elected officers assume the duties of their offices at the conclusion of the meeting and serve a term of one year. Officers can be reelected for one additional term.

Either the chair or a quorum of the board has the authority to call meetings of the board. The chair presides at all meetings. In the event of the chair's absence or inability to act, the vice-chair presides. The board determines other duties of the officers.

The board's meetings are open public meetings conducted pursuant to chapter 42.30 RCW. WAC 4-25-521 provides information on how to contact the board's office for meeting times and locations or additional information regarding the board's activities.

AMENDATORY SECTION (Amending WSR 99-18-112, filed 9/1/99, effective 1/1/00)

WAC 4-25-530 Fees. The board shall charge the following fees:

(1)	CPA examination applications:	
(a)	First-time	\$(230) 264
(b)	Reexamination, four sections . . .	\$(205) 239
(c)	Reexamination, two sections . . .	\$(155) 172
(d)	Reexamination, one section	\$(140) 149
(e)	Administration of examination for out-of-state applicants	\$90
((2))	Application for certificate	\$75
(3)	Application for certificate by reciprocity from other jurisdictions	\$225
(4)	License to practice public accounting, includes certificate renewal fee	\$120
(5)	Certificate renewal	\$40
(6)	Firm license:	
(a)	Sole proprietorships (with one or more employees)	\$90
(b)	Partnerships and limited liability partnerships	\$90

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(e)	P.S. corporations and limited liability companies	\$90))
(2)	<u>Application for individual license, permit to practice, individual license through reciprocity, or registration as a resident nonlicensee firm owner</u>	\$300
(3)	<u>Renewal of license, certificate, permit to practice, or registration as a resident nonlicensee firm owner</u>	\$200
(4)	<u>CPA firm license and renewal fee (sole proprietorships with no employees are exempt)</u>	\$200
((4))	Amendment to firm license	\$((10)) 25
(5)		
((7))	Copies of records, per page exceeding fifty pages	\$((0-10)) 0.50
(6)		0.50
((8))	Printed listing of ((CPAs, CPA firms;)) CPA exam candidates((, set-up charge plus \$.01/record))	\$((50)) 75
(7)		
((9))	Computer diskette listing of ((CPAs, CPA firms;)) licensees, certificateholders, permitholders, and registered resident nonlicensee firm owners and CPA exam candidates	\$((50)) 75
(8)		
((10))	Applications for reinstatement of license, permit to practice, certificate, or registration as a resident nonlicensee owner	\$((25)) 450
(9)		
((11))	Replacement CPA certificates	\$((25)) 50
(10)		
((12))	Quality assurance review program ((per financial statement report review)) fee (includes monitoring reviews for up to two years)	\$((225)) 400
(11)		
((13))	Late ((or incomplete individual or firm renewal application, per month or part thereof, to a maximum of \$200 per application)) fee	\$((25)) 100
(12)		
((14))	Dishonored check fee (including, but not limited to, insufficient funds or closed accounts)	\$((30)) 35
(13)		

Note: The board may waive late filing fees for good cause.

AMENDATORY SECTION (Amending WSR 98-12-023, filed 5/27/98, effective 6/27/98)

WAC 4-25-550 Do I need to notify the board if I change my address? Yes. All CPAs (~~and CPA~~), firms licensed with the board, and individuals registered with the board as resident nonlicensee firm owners must notify the board in writing within thirty days of any change of address.

AMENDATORY SECTION (Amending WSR 98-12-047, filed 5/29/98, effective 6/29/98)

WAC 4-25-551 Must I respond to inquiries from the board? Yes. All CPAs (~~and CPA firms~~), firms licensed with the board, and individuals registered with the board as resident nonlicensee firm owners must respond, in writing, to board communications requesting a response. Your response must be made within **twenty days of the date** the board's communication is posted in the U.S. mail. Communications from the board to you are directed to the last address you furnished the board.

AMENDATORY SECTION (Amending WSR 93-22-090, filed 11/2/93, effective 12/3/93)

WAC 4-25-650 ((Acts discreditable.)) What acts are considered discreditable? ((A person using the CPA title shall)) CPAs, CPA firms, and firm owners must not:

- Commit, or allow others to commit in ((the CPA's)) their name, any act that reflects adversely on ((the CPA's)) their fitness to represent ((himself or herself)) themselves as a CPA((-)), CPA firm, or a firm owner;

((A person using the CPA title shall not)) • Seek to obtain clients by the use of coercion, intimidation or harassing conduct((-); or

((A person using the CPA title shall not)) • Permit others to carry out on ((his or her)) their behalf, either with or without compensation, acts which((, if carried out by the CPA, would place the CPA in violation of)) violate the rules of conduct.

AMENDATORY SECTION (Amending WSR 00-11-073, filed 5/15/00, effective 6/30/00)

WAC 4-25-661 What are the limitations regarding firm names ((must be approved by the board and what firm names are prohibited))? ((1)) A firm name that does not consist of the name(s) of one or more present or former owners must be approved in advance by the board as not being deceptive or misleading.

((2)) Misleading or deceptive firm names are prohibited. The following are examples of misleading firm names. The board does not intend this listing to be all inclusive. The firm name:

- ((a)) (1) Implies ((the existence of a corporation when the firm is not a corporation)) it is a legal entity when it is not such an entity (as by the use of the ((abbreviations)) designations "P.C.," "P.S.," ((or)) "Inc. P.S.," or "L.L.C.");

((b)) (2) Implies the existence of a partnership when one does not exist;

((e)) (3) Includes the name of a person who is neither a present nor a past ((partner or shareholder)) owner of the firm; or

((d) Includes the words "and Associates," "& Associates," or "and Assoc.," when there are not at least two owners and/or employees holding a valid CPA license.)

(4) Implies educational or professional attainments, specialty designations, or licensing recognition not supported in fact.

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A licensee may not operate under an alias, a firm name, title, or "DBA" that differs from the firm name that is registered with the board.

AMENDATORY SECTION (Amending WSR 00-11-076, filed 5/15/00, effective 6/30/00)

WAC 4-25-781 What are the rules governing reciprocity for accountants from foreign countries? (1) Under the authority provided by RCW 18.04.183, the board may rely on the National Association of State Boards of Accountancy, the American Institute of Certified Public Accountants, or other professional bodies for evaluation of foreign accounting credential equivalency.

(2) ~~((The board may accept))~~ Your foreign accounting credential may be accepted in partial satisfaction of ~~((CPA certification))~~ licensing requirements if:

(a) You met the foreign issuing body's education ~~((and)),~~ examination, and ethical requirements used to qualify its domestic candidates;

(b) Your foreign accounting credential is valid and in good standing at the time you apply for a Washington state ~~((CPA))~~ license ~~((and/or certificate));~~ and

(c) The foreign issuing body granting your foreign accounting credential permits Washington CPAs an equivalent opportunity to receive the foreign accounting credential by reciprocity.

(d) You demonstrate satisfactory experience in a foreign or domestic professional accounting firm. The board will, by policy, specify experience standards for each foreign accounting credential accepted by the board.

The board will, by policy, identify acceptable foreign accounting credentials and acknowledge reciprocal agreements with bodies granting foreign accounting credentials.

(3) The board may require a qualifying examination(s) to determine if you possess adequate knowledge of U.S. practice standards and the board's regulations. The board will, by policy, specify the form of qualifying examination(s) and passing grade(s).

~~((4))~~ ~~((The board will require you to demonstrate satisfactory experience in a foreign or domestic professional accounting firm. The board will, by policy, specify experience standards for each foreign accounting credential accepted by the board.~~

~~((5))~~ You must meet the CPE requirements of WAC 4-25-830.

(5) If you hold a Washington state CPA license ((and/)) or certificate issued through the foreign reciprocity provisions of the Act, you must ((report)) notify the board of any investigations undertaken, or sanctions imposed, by a foreign credentialing body against your foreign credential within thirty days of your receiving notice that an investigation has begun or a sanction was imposed.

(6) If you hold a Washington state license or certificate issued through the foreign reciprocity provisions of the Act, you must notify the board within thirty days if your foreign license, permit, or certificate has lapsed or otherwise becomes invalid.

AMENDATORY SECTION (Amending WSR 00-11-076, filed 5/15/00, effective 6/30/00)

WAC 4-25-782 How do I apply for an initial Washington state license ((and/or certificate)) through foreign reciprocity? ((+)) Pursuant to RCW 18.04.183 the board may issue a ~~((certificate and/or))~~ license ~~((if))~~ through foreign reciprocity provided you meet the ((board's)) requirements for application through foreign reciprocity established by the Act, WAC 4-25-781 and 4-25-830.

To apply for an initial Washington state CPA license ~~((and/or certificate)),~~ you must use the foreign reciprocity application form(s) provided by the board ~~((and satisfy continuing professional education (CPE) requirements in WAC 4-25-830)).~~

~~((2))~~ You need to fully complete the form(s), ~~((have your signature notarized or the foreign equivalent of a notarization,))~~ and submit the form(s), all applicable fees, ~~((and all))~~ required information, required documentation, or other documentation deemed necessary by the board to the board's office.

~~((3))~~ An application is not complete and cannot be processed until all fees, required information, ~~((and))~~ required documentation, or other documentation deemed necessary by the board are received by the board. When the processing of your application is complete, ~~((notification))~~ your license will be mailed to the last address you provided to the board.

~~((4))~~ Your Washington state CPA license ~~((and/or certificate))~~ will expire on June 30 of the third calendar year following initial licensure ~~((and/or certification)).~~

~~((5))~~ You may not use the title CPA ~~((and you may not hold out as a CPA in public practice))~~ until you have ~~((filed a complete application with the board))~~ received notice from the board that your Washington state license has been approved. ((A licensee)) Attest services may only ((practice public accountancy)) be offered or performed in a ((licensed)) CPA firm licensed by the Washington state board of accountancy.

AMENDATORY SECTION (Amending WSR 99-23-046, filed 11/15/99, effective 1/1/00)

WAC 4-25-831 What are the program standards for CPE? (1) **Qualifying program:** A program qualifies as acceptable CPE for purposes of RCW 18.04.215~~((4))~~ (5) if it is a formal program of learning which contributes to the growth in the professional knowledge and professional competence of an individual in the practice of the profession. A formal program means:

- The program is at least fifty minutes in length;
- Attendance is recorded;
- Participants sign in to confirm attendance and, if the program is greater than four credit hours, participants sign out during the last hour of the program; and
- Attendees are provided a certificate of completion.

(2) **Undergraduate and graduate courses:** A graduate or undergraduate course qualifies for CPE credit if it meets the standards in subsections (1) and (5) of this section. For both undergraduate and graduate courses one quarter credit equals 10 CPE credit hours and one semester credit equals 15 CPE credit hours.

(3) **Committee meetings:** Generally, CPE credit is not allowed for attending committee meetings. A meeting qualifies for CPE credit only if it meets the standards in subsections (1) and (5) of this section.

(4) **Quality assurance review:** Service on the board's QAR committee, participating as a QAR team captain or reviewer, and participating on other board-approved quality or peer review committees may be considered for CPE credit as defined by board policy.

(5) **Subject areas:** Programs dealing with the following general subject areas are acceptable so long as they meet the standards in subsection (1) of this section:

(a) Technical subjects include:

- (i) Auditing standards or procedures;
- (ii) Compilation and review of financial statements;
- (iii) Financial statement preparation and disclosures;
- (iv) Attestation standards and procedures;
- (v) Projection and forecast standards or procedures;
- (vi) Accounting and auditing;
- (vii) Management advisory services;
- (viii) Personal financial planning;
- (ix) Taxation;
- (x) Management information services;
- (xi) Budgeting and cost analysis;
- (xii) Asset management;
- (xiii) Professional ethics (other than those programs used to satisfy the requirements of WAC 4-25-830(3));
- (xiv) Specialized areas of industry;
- (xv) Human resource management;
- (xvi) Economics;
- (xvii) Business law;
- (xviii) Mathematics, statistics, and quantitative applications in business;
- (xix) Business management and organization;
- (xx) General computer skills, computer software training, information technology planning and management; and
- (xxi) Negotiation or dispute resolution courses;

(b) Nontechnical subjects include:

- (i) Communication skills;
- (ii) Interpersonal management skills;
- (iii) Leadership and personal development skills;
- (iv) Client and public relations;
- (v) Practice development;
- (vi) Motivational and behavioral courses; and
- (vii) Speed reading and memory building;
- ~~((viii) Negotiation or dispute resolution courses;))~~

(c) Professional ethics with specific application to the practice of public accounting in Washington state covers the following subjects: Revised Code of Washington chapter 18.04, Washington Administrative Code chapter 4-25, and the code of professional conduct promulgated by the American Institute of CPAs.

Subjects other than those listed above may be acceptable provided you can demonstrate they contribute to your professional competence. You are solely responsible for demonstrating that a particular program is acceptable.

(6) **Group programs:** You may claim CPE credit for group programs such as the following so long as the program meets the standards in subsections (1) and (5) of this section:

(a) Professional education and development programs of national, state, and local accounting organizations;

(b) Technical sessions at meetings of national, state, and local accounting organizations and their chapters;

(c) Formal in-firm education programs;

(d) Programs of other organizations (accounting, industrial, professional, etc.);

(e) Dinner, luncheon, and breakfast meetings which are structured as formal educational programs;

(f) Firm meetings for staff and/or management groups structured as formal education programs. Portions of such meetings devoted to communication and application of general professional policy or procedure may qualify, but portions devoted to firm administrative, financial and operating matters generally will not qualify.

(7) **CPE credit:** CPE credit is allowable only for those programs taken after the issuance of the CPA certificate. Credit is not allowed for programs taken to prepare an applicant for the ethics examination as a requirement for initial certification. CPE credit is given ~~((for whole hours only, with))~~ in half-hour increments only after the first full CPE credit hour has been earned. A minimum of fifty minutes constituting one CPE credit hour and, after the first fifty-minute segment has been earned, twenty-five minutes constitutes one-half hour. For example ~~((, one hundred minutes of continuous instruction counts as two hours of CPE credit; however, more than fifty minutes but less than one hundred minutes of continuous instruction counts only as one hour CPE credit)):~~

• Twenty-five minutes of continuous instruction counts as zero CPE credit hour;

• Fifty minutes of continuous instruction counts as one CPE credit hour; and

• Seventy-five minutes of continuous instruction counts as one and one-half CPE credit hours.

Attendees obtain CPE credit only for time spent in instruction; no credit is allowed for preparation time.

(8) **Self-study programs:** Credit for self-study programs is allowed in the renewal period in which you completed the program as established by the evidence of completion provided by the program sponsor.

(a) **Interactive self-study programs:** The amount of credit allowed for interactive self-study is that which is recommended by the program sponsor on the basis of the average completion time under appropriate "field tests." In order to claim CPE credit for interactive self-study programs, you must obtain evidence of satisfactory completion of the course from the program sponsor.

(b) **Noninteractive self-study programs:** The amount of credit allowed for noninteractive self-study is one-half the average completion time as determined by the program sponsor on the basis of appropriate "field tests." To claim CPE credit for noninteractive self-study programs, you must obtain evidence of satisfactory completion of the course from the program sponsor.

(9) **Instructor, discussion leader, or speaker:** If you serve as an instructor, discussion leader or speaker at a program which meets the standards in subsections (1) and (5) of this section, the first time you present the program you may claim CPE credit for both preparation and presentation time.

One hour of credit is allowed for each fifty minutes of instruction. Additionally, you may claim credit for actual preparation time up to two times the presentation hours. No credit is allowed for subsequent presentations. A maximum of ~~((72))~~ seventy-two CPE credit hours are allowed for preparation and presentation during each CPE reporting period.

(10) **Published articles, books:** You may claim CPE credit for published articles and books, provided they contribute to your professional competence. Credit for preparation of such publications may be claimed on a self-declaration basis for up to ~~((30))~~ thirty hours in a CPE reporting period. In exceptional circumstances, you may request additional credit by submitting the article(s) or book(s) to the board with an explanation of the circumstances that justify a greater credit. The amount of credit awarded for a given publication will be determined by the board.

(11) **Carry-forward:** CPE credit hours you complete during one period cannot be carried forward to the next period.

(12) **Carry-back:** As specified in WAC 4-25-830(9), CPE credit hours you complete during one period can be carried back to the previous reporting period ~~((; however,))~~ only ~~((in accordance with WAC 4-25-830(5)))~~ after the board has approved your request to carry back CPE credit hours.

(13) **Credentialed examination:** You may not claim CPE credit for preparing for or taking a credential examination unless you complete a formal review course and receive a certificate of completion meeting the requirements of WAC 4-25-833. CPE credit may not be claimed for CPA examination review courses.

AMENDATORY SECTION (Amending WSR 99-23-047, filed 11/15/99, effective 1/1/00)

WAC 4-25-832 How do I report my CPE to the board? In order to apply for renewal of your ~~((CPA))~~ license ~~((and/or))~~, certificate, or registration as a resident nonlicensee firm owner, you must satisfy the board's CPE and supporting documentation requirements.

The reporting of compliance with CPE requirements is concurrent with ~~((the))~~ filing your renewal application ~~((for license and/or certificate renewal))~~. When you complete your renewal form, you are required to sign a statement certifying under the penalty of perjury that you complied with the board's CPE requirements as defined in WAC 4-25-830 and supporting documentation requirements as defined in WAC 4-25-833.

The board audits, on a test basis, compliance with CPE and supporting documentation requirements as certified on the ~~((license and/or certificate))~~ renewal form. As part of this audit the board may require ~~((a general description of each course's contribution to your professional competence))~~ additional information to demonstrate your compliance with the board's rules.

AMENDATORY SECTION (Amending WSR 99-23-048, filed 11/15/99, effective 1/1/00)

WAC 4-25-833 What documentation must I retain to support my eligibility for CPE credits? (1) For each program for which you claim CPE credit you must retain docu-

mentation to support all of the following required information:

- (a) Program sponsor;
- (b) Title of program or description of content;
- (c) Date(s) attended;
- (d) Number of CPE credit hour(s); ~~((and))~~
- (e) Attendee name; and
- (f) Acceptable evidence of completion.

(2) Acceptable evidence supporting the requirements of subsection (1) of this section includes:

(a) For group programs, a certificate, or other acceptable verification as defined by board policy, that is supplied by the program sponsor;

(b) For self-study programs, a certificate supplied by the program sponsor after satisfactory completion of a workbook or examination;

(c) For a university or college course, a record of the grade you received;

(d) For instruction credit, evidence obtained from the program sponsor of your having been the instructor or discussion leader at the program; or

(e) For published articles or books, evidence of publication.

(3) You are responsible for documenting your entitlement to the CPE credit you claim on your ~~((license and/or certificate))~~ renewal form.

(4) You must retain the supporting documentation for CPE credit claimed for ~~((five))~~ three years after ~~((completion of the program))~~ the end of the CPE reporting period in which the credit was claimed.

WSR 01-22-050

PERMANENT RULES

PUBLIC DISCLOSURE COMMISSION

[Filed October 31, 2001, 2:07 p.m., effective January 1, 2002]

Date of Adoption: October 23, 2001.

Purpose: To implement HB 1770 and RCW 42.17.690.

Citation of Existing Rules Affected by this Order:
Amending WAC 390-05-400 Changes in dollar amounts.

Statutory Authority for Adoption: RCW 42.17.370 and 42.17.690.

Adopted under notice filed as WSR 01-19-012 on September 10, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 1, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Mak-

ing: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 1, Repealed 0.
Effective Date of Rule: January 1, 2002.

October 31, 2001
Vicki Rippie
Executive Director

AMENDATORY SECTION (Amending WSR 00-04-058, filed 1/28/00, effective 3/1/00)

WAC 390-05-400 Changes in dollar amounts. Pursuant to the requirement in RCW 42.17.690 that the commission biennially revise the dollar amounts found in Initiative 134 to reflect changes in economic conditions, the following revisions are made:

Code Section	Subject Matter	Amount Enacted or Last Revised	((2000)) 2001 Revision
.020	Definition of "Independent Expenditure"	((\$575) <u>\$600</u>)	((\$600) <u>\$625</u>)
.125	Reimbursement of candidate for loan to own campaign	\$3,500	\$3,800
.180(1)	Report— Applicability of provisions to Persons who made contributions	((\$11,500) <u>\$12,000</u>)	((\$12,000) <u>\$12,500</u>)
	Persons who made independent expenditures	((\$575) <u>\$600</u>)	((\$600) <u>\$625</u>)
.640(1)	Contribution Limits— Candidates for state leg. office	((\$575) <u>\$600</u>)	((\$600) <u>\$625</u>)
	Candidates for other state office	((\$1,150) <u>\$1,200</u>)	((\$1,200) <u>\$1,250</u>)
.640(2)	Contribution Limits— State official up for recall or pol comm. supporting recall— State Legislative Office	((\$575) <u>\$600</u>)	((\$600) <u>\$625</u>)
	Other State Office	((\$1,150) <u>\$1,200</u>)	((\$1,200) <u>\$1,250</u>)
.640(3)	Contribution Limits— Contributions made by political parties and caucus committees		
	State parties and caucus committees	((-.58) <u>.60</u> per voter)	((-.60) <u>.64</u> per voter)
	County and leg. district parties	((-.29) <u>.30</u> per voter)	((-.30) <u>.32</u> per voter)
	Limit for all county and leg. district parties to a candidate	((-.29) <u>.30</u> per voter)	((-.30) <u>.32</u> per voter)
.640(4)	Contribution Limits— Contributions made by pol. parties and caucus committees to state official up for recall or committee supporting recall		
	State parties and caucuses	((-.58) <u>.60</u> per voter)	((-.60) <u>.64</u> per voter)
	County and leg. district parties	((-.29) <u>.30</u> per voter)	((-.30) <u>.32</u> per voter)
	Limit for all county and leg. district parties to state official up for recall or pol. comm. supporting recall	((-.29) <u>.30</u> per voter)	((-.30) <u>.32</u> per voter)
.640 (6)	Limits on contributions to political parties and caucus committees		
	To caucus committee	((\$575) <u>\$600</u>)	((\$600) <u>\$625</u>)
	To political party	((\$2,875) <u>\$3,000</u>)	((\$3,000) <u>\$3,200</u>)
.740	Contribution must be made by written instrument	\$55	\$60

PERMANENT

NEW SECTION

WAC 390-17-302 Contributions after the primary election. (1) Pursuant to RCW 42.17.640(1), the date of the primary is the last day for making primary-related contributions unless a state office candidate loses in the primary, that candidate's authorized committee has insufficient funds to pay debts outstanding as of the date of the primary, and the contributions are used to satisfy this outstanding debt.

(2) For purposes of the contribution limit in RCW 42.17.640, any contribution made up to thirty days after the primary election pursuant to RCW 42.17.640(1) is aggregated with contributions made on or before the date of the primary from the same contributor and any person with whom that contributor shares a limit under RCW 42.17.660 and WAC 390-16-309 and 390-16-311.

(3) The day following the primary election is considered the first day of the thirty-day period during which contributions may be made to state office candidates who lose in the primary election and who have outstanding primary debts.

(4) For purposes of RCW 42.17.640(1), "outstanding primary debts," "outstanding debts" and "debts outstanding" all mean:

(a) Unpaid primary-election related debts incurred on or before the date of the primary by the authorized committee of a candidate who lost the primary election for a state office; and

(b) Reasonable costs associated with activities of the losing candidate's authorized committee necessary to retire the primary-related debts it incurred on or before the date of the primary. Examples of such reasonable costs include:

(i) Necessary administrative expenses (office space rental, staff wages, taxes, supplies, telephone and computer costs, postage, and the like) for activities actually and directly related to retiring the committee's debt; and

(ii) Necessary expenses actually and directly related to the fund-raising activities undertaken to retire the debt, as long as all persons solicited for contributions are notified that the contributions are subject to that contributor's primary election limit for that losing candidate.

(5) Nothing in this section is to be construed as authorizing contributors to make, or state office candidates who lose the primary to receive, contributions that are used for a purpose not specifically authorized by RCW 42.17.640(1), including use for some future election or as surplus funds.

(6) All contributions received in excess of the sum needed to satisfy outstanding primary debts shall be returned to the original contributors in an amount not to exceed the amount contributed in accordance with the first in, first out accounting principle wherein the most recent contribution received is the first to be returned until all excess funds are returned to contributors.

WSR 01-22-051

PERMANENT RULES

PUBLIC DISCLOSURE COMMISSION

[Filed October 31, 2001, 2:09 p.m., effective January 1, 2002]

Date of Adoption: October 23, 2001.

Purpose: To simplify and streamline the campaign reporting process for candidates and political committees.

Citation of Existing Rules Affected by this Order: Repealing WAC 390-16-120 and 390-16-155; and amending WAC 390-16-115 and 390-16-125.

Statutory Authority for Adoption: RCW 42.17.370 and 42.17.690.

Adopted under notice filed as WSR 01-19-013 on September 10, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 2, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 2.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 2, Repealed 2.

Effective Date of Rule: January 1, 2002.

October 31, 2001

Vicki Rippie

Executive Director

AMENDATORY SECTION (Amending WSR 89-20-068, filed 10/4/89, effective 11/4/89)

WAC 390-16-115 ((Abbreviated)) Mini campaign reporting—Conditions for granting use. The exemptions allowed in WAC 390-16-105 shall be granted to a candidate or political committee, including a continuing political committee, only upon compliance with the following conditions.

(1) ((The)) A candidate ((or political committee must)) shall, within fourteen days of ((the time of organization, or of receipt of contributions or the making of expenditures, or of reservation of space or facilities with intent to promote or oppose a candidacy for office or with intent to promote or oppose a ballot proposition, whichever comes first, file the C-1 or C-1pc registration statement with the commission and the county elections office. The statement shall declare that the candidate or political committee will not exceed the expenditure limits set out in WAC 390-16-105)) first:

(a) Receiving contributions, making expenditures, reserving space or facilities or purchasing commercial advertising space or broadcast time to promote his or her candidacy;

(b) Giving his or her consent to another person to take on behalf of the candidate any of the action in (a) of this subsection; or

(c) Announcing publicly or filing a declaration of candidacy with the appropriate elections official, file the C-1 registration statement with the commission and his or her county elections office. The statement must

declare that the candidate will not exceed the contribution or expenditure limits set out in WAC 390-16-105.

(2) A political committee shall, within fourteen days after its organization or after the date when it first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier, file the C-1pc registration statement with the commission and with the appropriate county elections office as specified below:

(a) For a political committee, the elections office of the county in which the treasurer resides, unless the treasurer resides out-of-state, in which case the elections office of Thurston County; or

(b) For a continuing political committee, the elections office of the county in which the committee's in-state office or headquarters is located; if there is no in-state office or headquarters, the elections office of the county in which the committee treasurer resides, unless the treasurer resides out-of-state, in which case the elections office of Thurston County.

(3) The statement filed under subsection (2) of this section shall declare that the political committee will not exceed the contribution or expenditure limits set out in WAC 390-16-105.

(4) In addition to complying with subsections (2) and (3) of this section, a continuing political committee shall also file a C-1pc between January 1 and January 31 for each year in which the committee intends to use the mini reporting system. Failure to file a new registration statement during January will automatically terminate the committee's entitlement to use the mini reporting system until such time as a new C-1pc is filed.

~~((2) The)~~ (5) A candidate or political committee ~~((must, throughout the ensuing election campaign,))~~ shall keep current records in sufficient detail to allow the candidate or political committee to make reports otherwise required by RCW 42.17.040 through 42.17.090 in the event that the filing of such reports becomes necessary as a result of exceeding the contribution ~~((and))~~ or expenditure limitation~~((;))~~ pursuant to ~~((subsequent permission of the commission))~~ the provisions of WAC 390-16-125.

~~((3) The)~~ (6) A candidate or political committee treasurer shall, during the eight days immediately preceding the date of the election, maintain records of contributions and expenditures current within one business day. These records shall be open for public inspection during the hours designated on the registration statement at the principal campaign headquarters or, if there is no campaign headquarters, at ~~((the))~~ a local address of the campaign treasurer or such other place as may be authorized by the commission.

~~((4))~~ (7) The records of contributions and expenditures shall be ~~((open to))~~ available for audit or examination by representatives of the public disclosure commission at any time upon request from the commission.

AMENDATORY SECTION (Amending WSR 92-18-002, filed 8/20/92, effective 9/20/92)

WAC 390-16-125 ~~((Abbreviated))~~ Mini campaign reporting—Exceeding limitations. Whenever there is reason to believe that any of the ~~((aggregate))~~ limitations speci-

fied in WAC 390-16-105~~((, 390-16-115, or 390-16-120))~~ or ~~390-16-111~~ will or may be exceeded, the candidate or committee may apply to the commission for authorization to change reporting options.

(1) If the application is made more than thirty days prior to the date of the election, the application will be considered approved without further action by the commission if the person making application submits:

(a) A PDC form C-1 or C-1pc indicating the intention of using the full reporting system provided by RCW 42.17.040 - 42.17.090;

(b) A PDC form C-3 and form C-4 with appropriate Schedules disclosing all contributions and expenditures reportable under RCW 42.17.090 for the election campaign or in the case of continuing political committees for the calendar year.

(c) A statement affirming that all known candidates for the office being sought have been notified personally of the application stating the manner and date of such notification. In the case of a ballot proposition, the statement shall affirm that the committee treasurer of all committees identifiable from the records of the county elections officer or public disclosure commission to be opposing or supporting the proposition have been notified personally of the application stating the manner and date of such notification.

(2) If the application is made within thirty days of the date of the election, the application shall be approved only by authorization of the commission executive director.

(a) Prior to such approval being granted, the executive director shall determine that the application contains those documents shown in subsection (1)(a), (b) and (c) above.

(b) The commission staff shall investigate why the applicable requirements were not complied with in the first instance and whether or not the probability of exceeding such limitations was reasonably foreseeable. If the investigation shows that the declaration by the candidate, committee or other person filed under WAC 390-16-115 was made in good faith and that the probability of exceeding such limitations was not reasonably foreseeable, the executive director will approve the reporting option change conditioned upon full future compliance with all applicable requirements of chapter 42.17 RCW.

(3) When one candidate or committee on either side of an election campaign has ~~((applied for permission to exceed the limitations of the exemption))~~ been approved to change reporting options under subsection (1) above, all other candidates and/or committees may change reporting options by meeting the requirements of subsection (1)(a), (b)~~((,))~~ and (c).

(4) Any person who knowingly or negligently causes or permits the limitations specified in these regulations to be exceeded shall be deemed to have violated the applicable provisions of RCW 42.17.040 - 42.17.090.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 390-16-120

Abbreviated campaign reporting—Times and place

WAC 390-16-155 for filing reports C-1, C-1pc and C-4abb.
Mini campaign reporting—
Exceeding limitations.

WSR 01-22-052**PERMANENT RULES****PUBLIC DISCLOSURE COMMISSION**

[Filed October 31, 2001, 2:11 p.m., effective January 1, 2002]

Date of Adoption: October 23, 2001.

Purpose: To implement RCW 42.17.3691.

Statutory Authority for Adoption: RCW 42.17.370.

Adopted under notice filed as WSR 01-19-017 on September 10 [11], 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 5, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 5, Amended 0, Repealed 0.

Effective Date of Rule: January 1, 2002.

October 31, 2001

Vicki Rippie

Executive Director

Chapter 390-19 WAC**ELECTRONIC FILING****NEW SECTION**

WAC 390-19-010 Intent of electronic filing. (1) The public disclosure commission (PDC) was created and empowered by initiative of the people to provide timely and meaningful public access to information about the financing of political campaigns, lobbyist expenditures, and the financial affairs of public officials and candidates, and to insure compliance with contribution limits and other campaign finance restrictions.

(2) Full and prompt access to the political finance data filed by persons subject to the law is best realized through wide-spread use of electronic filing alternatives. The Washington state legislature has mandated that certain filers submit their PDC reports electronically. The commission encourages all persons required to report under the disclosure law to utilize the electronic filing alternatives provided by the PDC.

NEW SECTION

WAC 390-19-020 Electronic filing—Mandatory filing. (1) RCW 42.17.3691 mandates that persons satisfying the qualifying criteria in that section file all contribution and expenditure reports by electronic means.

(2) Persons filing by electronic means shall register with the PDC and receive a filer identification number and password. Filers must have a current C-1 Candidate Registration Statement or a C-1pc Committee Registration Statement with original signature on file with the PDC prior to receiving a filer identification number. Forms C-1 and C-1pc may not be filed electronically.

(3) A filer subject to RCW 42.17.3691 shall file all PDC C-3 and C-4 reports and all appropriate schedules electronically in compliance with subsection (5) of this section.

(4) Any filer required to file electronically, but who files on paper, is in violation of RCW 42.17.3691 and may be subject to enforcement action unless the filer is a candidate who has sought and been granted an exception from electronic filing under WAC 390-19-050.

(5) A filer subject to electronic filing shall file reports using one of the following:

(a) The Washington Electronic Disclosure System (WEDS) provided free-of-charge by the PDC;

(b) Software that creates electronic files that conform to the Political Disclosure Standard Electronic Reporting Format provided by the PDC; or

(c) Any other electronic filing application provided or approved by the PDC.

NEW SECTION

WAC 390-19-030 Electronic filing—Reporting threshold. (1) Beginning with the reporting periods that start on or after January 1, 2002, the "electronic reporting threshold" that requires electronic filing of all contribution and expenditure reports is met when a candidate or political committee has expended \$25,000 or more in the preceding calendar year or expects to expend \$25,000 or more in the current calendar year. The electronic reporting threshold is \$10,000 effective January 1, 2004.

(2) "Expects to expend" is defined as when any one of the following first occurs:

(a) A filer meets or exceeds the electronic reporting threshold;

(b) A filer's expenditures during the last election for the same office sought met or exceeded the electronic reporting threshold;

(c) A filer's expenditures meet or exceed one-quarter of the electronic reporting threshold in the first calendar quarter of the current calendar year;

(d) A filer's expenditures meet or exceed one-half of the electronic reporting threshold in the first half of the current calendar year; or

(e) A filer otherwise projects that the electronic reporting threshold will be met.

(3) The following expenditures or transactions are excluded from the electronic reporting threshold calculation:

(a) Expenditures made to pay outstanding debts carried forward from a previous election; and

(b) Surplus funds disposed of in accordance with RCW 42.17.095.

(4) Candidate committees or political committees supporting or opposing ballot propositions that meet, exceed or expect to meet or exceed the electronic reporting threshold shall report electronically for the duration of the campaign.

(5) Beginning with the reporting periods that start on or after January 1, 2002, a report that is filed with the commission electronically need not also be filed with the county auditor or elections officer.

NEW SECTION

WAC 390-19-040 Electronic filing—Verification and amendments. (1) An electronic report is filed when it is received and validated by the public disclosure commission (PDC) computer system. The PDC shall notify the filer that the electronic report has been received.

(2) An electronic report is timely filed if received on or before 11:59 p.m. Pacific Time on the prescribed filing date.

(3) An electronic report that is infected with a virus, damaged, or is improperly formatted is not properly filed with the PDC and shall be rejected.

(4) To amend an electronically filed report, the filer shall electronically refile the entire report.

NEW SECTION

WAC 390-19-050 Electronic filing—Exceptions. (1) The commission may make exceptions on a case-by-case basis for candidates whose authorized committees lack the technological ability to file reports electronically.

(2) A candidate seeking an exception under RCW 42.17.3691 shall file with the PDC a written statement of reasons why the authorized committee lacks the ability to file reports electronically.

WSR 01-22-055

PERMANENT RULES

DEPARTMENT OF

LABOR AND INDUSTRIES

[Filed October 31, 2001, 5:00 p.m., effective January 17, 2002]

Date of Adoption: October 31, 2001.

Purpose: All rules relating to apprenticeship (chapter 296-04 WAC).

This rule making is the result of a two-year effort of an ad hoc committee appointed by the Washington State Apprenticeship and Training Council and several other interested parties and is necessary to implement the requirements of chapter 204, Laws of 2001 (SSB [SHB] 1234) and is a comprehensive clear rule write of all the rules relating to apprenticeship. The purpose of this rule making is to:

- Rewrite and reorganize all of the existing rules relating to apprenticeship in a more usable format as directed in the Governor's Executive Order 97-02 on regulatory improvement in order to make them easier to understand and use;
- Make clarifying and housekeeping changes;

- Implement requirements authorized by chapter 204, Laws of 2001 (SSB [SHB] 1234);
- Address deficiencies identified in a 1999 United States Department of Labor audit; and
- Incorporate necessary policy (and current practice) into rule as directed by the Governor's Executive Order 97-02 on regulatory improvement. This rule making will repeal the rules relating to apprenticeship (chapter 296-04 WAC) and replace them with a new chapter 296-05 WAC, Apprenticeship rules.

Subject: Apprenticeship rules.

Citation of Existing Rules Affected by this Order: Repealing chapter 296-04 WAC.

Statutory Authority for Adoption: RCW 49.04.010 and chapter 204, Laws of 2001 (SSB [SHB] 1234).

Other Authority: Chapter 49.04 RCW.

Adopted under notice filed as WSR 01-16-159 on August 1, 2001.

Changes Other than Editing from Proposed to Adopted Version: **WAC 296-05-003 Definitions**, added "unless otherwise approved by the WSATC" to allow the Washington State Apprenticeship and Training Council (WSATC) the discretion to approve apprenticeship program standards that allow for no supervision in the last year or other specific time period of the apprenticeship. Also, made clarification changes to include who may request the cancellation of a program and/or an apprenticeship agreement.

WAC 296-05-300 Apprenticeship and training programs—Approval, made clarification changes by adding "If a competitor objects to the proposed standards the WSATC may either adjudicate the objections with proposed standards or refer the objections with the proposed standards to an administrative hearing as described in WAC 296-05-007." Also, defined "competitor" for purposes of this subsection.

WAC 296-05-302 Apprenticeship committee/program approval process, made changes to the flowchart based on the changes to WAC 296-05-300 and for purposes of clarification.

WAC 296-05-303 Apprenticeship committees—Duties and responsibilities, added a provision to make it the apprenticeship committee's responsibility to enter into agreements with other apprenticeship committees for the use of apprentices by training agents that are working outside their approved geographic area served.

WAC 296-05-313 Apprenticeship committees—Composition, made changes to this section to allow apprenticeship committees that represent multiple occupations to continue to operate provided they either have members on the committee that are either occupationally qualified by education and experience in the specific occupations for which the committee is responsible or are known to represent the interests of the multiple occupations served. Also, added a provision that all committee members be knowledgeable in the process of apprenticeship and/or the application of chapter 49.04 RCW and these rules.

WAC 296-05-316 Apprenticeship agreements—Standards requirements, made clarification changes to subsection (5) to specify that during an apprentice's initial probation the apprenticeship agreement may be terminated/cancelled

without a hearing or cause and that apprentices that have completed their initial probation are entitled to an appeal process. Made changes to subsection (8) to clarify the sponsor's responsibilities relating to safety and health training. Made changes to subsection (16) to clarify that it is "related/supplemental instruction." Also, added a statement to subsection (26) to clarify that "wage scales" may be submitted on a form provided by the department.

WAC 296-05-317 Related/supplemental instruction, made changes to clarify that it is "related/supplemental instruction."

WAC 296-05-318 Records required by the WSATC, clarified that the WSATC requires "On-the-job training assignments."

WAC 296-05-323 Certificate of completion, made changes to clarify that "affidavits" may be submitted on a form provided by the department.

WAC 296-05-417 Selection of apprentices for approved apprenticeship programs, changed "indentured" to "registered" for purposes of clarity.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 63, Amended 0, Repealed 38; or Recently Enacted State Statutes: New 63, Amended 0, Repealed 38.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 63, Amended 0, Repealed 38.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 63, Amended 0, Repealed 38.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 63, Amended 0, Repealed 38.

Effective Date of Rule: January 17, 2002.

October 31, 2001

LaFrank Newell, Chair
Apprenticeship and Training Council

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 296-04-001 Foreword.
- WAC 296-04-005 Apprenticeship and training agreements—Proposed standards.
- WAC 296-04-010 Regular meetings.
- WAC 296-04-015 Definitions.
- WAC 296-04-040 Council meetings—When held—Notice—Who may attend—Quorum.
- WAC 296-04-042 Voting.

- WAC 296-04-045 Supervisor-administrator of council.
- WAC 296-04-05001 Plant program defined.
- WAC 296-04-060 Officers, appointment, duties—Ex officio members.
- WAC 296-04-090 Rules of order.
- WAC 296-04-105 Retroactivity.
- WAC 296-04-115 Amendment.
- WAC 296-04-125 Rule change-procedures and forms.
- WAC 296-04-160 Apprenticeship committees.
- WAC 296-04-165 Union waiver.
- WAC 296-04-260 Merit awards.
- WAC 296-04-270 Apprenticeship agreements—Types—Standards—Registration, review, cancellation, reregistration—Certificate of completion.
- WAC 296-04-275 Reciprocity.
- WAC 296-04-280 On-the-job training programs.
- WAC 296-04-295 Complaint review procedure.
- WAC 296-04-300 Promulgation.
- WAC 296-04-310 Authority.
- WAC 296-04-330 Equal opportunity standards.
- WAC 296-04-340 Affirmative action plans.
- WAC 296-04-350 Selection of apprentices.
- WAC 296-04-351 Employer's responsibility.
- WAC 296-04-360 Existing lists of eligibles and public notice.
- WAC 296-04-370 Records.
- WAC 296-04-380 Compliance reviews.
- WAC 296-04-390 Noncompliance with federal and state equal opportunity requirements.
- WAC 296-04-400 Complaint procedure.
- WAC 296-04-410 Adjustments in schedule for compliance review or complaint processing.
- WAC 296-04-420 Sanctions.
- WAC 296-04-430 Reinstatement of program registration.
- WAC 296-04-440 Adoption of consistent state plans.

PERMANENT

WAC 296-04-460	Intimidatory or retaliatory acts.
WAC 296-04-470	Nondiscrimination.
WAC 296-04-480	Exemptions.

Chapter 296-05 WAC

APPRENTICESHIP RULES

NEW SECTION

WAC 296-05-001 Purpose, scope, and authority. (1) The Washington State Apprenticeship and Training Act (chapter 49.04 RCW) establishes the Washington state apprenticeship and training council (WSATC) and designates as its administrative arm the apprenticeship section of the department of labor and industries. The WSATC, acting in compliance with chapter 49.04 RCW, 29 CFR Part 29 and 29 CFR Part 30, has adopted these rules to:

- (a) Establish operating procedures for the WSATC;
 - (b) Establish standards for apprenticeship programs;
 - (c) Implement the intent and purpose of the Washington State Apprenticeship and Training Act;
 - (d) Perform other duties directed by the statute;
 - (e) Promote labor standards and the registration of approved programs to protect the welfare of the apprentice; and
 - (f) Encourage the establishment of apprenticeship programs and committees.
- (2) These rules are necessary to:
- (a) Strengthen apprenticeship and training in the state of Washington;
 - (b) Facilitate approval and registration of apprenticeship and training programs;
 - (c) Explain factors related to apprenticeship and training in Washington state and federal laws;
 - (d) Establish procedures for presenting matters to the WSATC;
 - (e) Govern the WSATC's operation and ability to carry out its statutory obligations;
 - (f) Establish a specific procedure to resolve an impasse if a tie vote occurs on the WSATC; and
 - (g) Regulate registered apprenticeship and training programs.

NEW SECTION

WAC 296-05-003 Definitions. The following definitions apply to this chapter:

Adjudicative proceeding: A proceeding before the WSATC in which an opportunity for a hearing before the WSATC is authorized by chapter 49.04 RCW or these rules before or after the entry of an order by the WSATC.

Apprentice: Is an individual who is employed to learn an apprenticeable occupation and is registered with a sponsor in an approved apprenticeship program according to chapter 49.04 RCW and these rules.

Apprenticeable occupation: Is a skilled trade(s) or craft(s) which has been recognized by the United States

Department of Labor, Office of Apprenticeship, Training, Employer, and Labor Services or the WSATC and meets the criteria established in WAC 296-05-305.

Apprenticeship agreement: A written agreement between an apprentice and either the apprentice's employer(s), or an apprenticeship committee acting as agent for employer(s), containing the terms and conditions of the employment and training of the apprentice.

Apprenticeship committee: A quasi-public entity approved by the WSATC to perform apprenticeship and training services for employers and employees.

Apprenticeship program: A plan for administering an apprenticeship agreement(s). The plan must contain all terms and conditions for the qualification, recruitment, selection, employment and training of apprentices, including such matters as the requirement for a written apprenticeship agreement.

Approved: Approved by the WSATC or a person or entity authorized by the WSATC to do so.

CFR: The Code of Federal Regulations.

Cancellation: The termination of the registration or approval status of a program at the request of the supervisor or sponsor. Cancellation also refers to the termination of an apprenticeship agreement at the request of the apprentice, supervisor, or sponsor.

Certificate of completion: A record of the successful completion of a term of apprenticeship (see WAC 296-05-323).

Certification: Written approval by the WSATC of:

(1) A set of apprenticeship standards established by an apprenticeship program sponsor and substantially conforming to the standards established by the WSATC.

(2) An individual as eligible for probationary employment as an apprentice under a registered apprenticeship program.

Committee program: All apprenticeship programs as further described in WAC 296-05-309.

Competent instructor: An instructor who has demonstrated a satisfactory employment performance in his/her occupation or trade for a minimum of three years beyond the customary learning period for that trade or occupation.

Current instruction: The related/supplemental instructional content is and remains reasonably consistent with the latest trade practices, improvements, and technical advances.

Department: The department of labor and industries.

Employer: Any person or organization employing an apprentice whether or not such person or organization is a party to an apprenticeship agreement with the apprentice. "Employer" includes both union and open shop employers.

File: To send to:

Supervisor of Apprenticeship and Training
Department of Labor and Industries
Apprenticeship Section
Post Office Box 44530
Olympia, Washington 98504-4530

Or deliver to and receipt at:
Department of Labor and Industries
7273 Linderson Way SE
Tumwater, Washington 98501

Individual agreement: A written agreement between an apprentice and/or trainee and either the apprentice's employer or an apprenticeship committee acting as agent for the employer.

Industry wide standards: The current, acceptable trade practices, including technological advancements, that are being used in the different trades.

Journey level: An individual who has sufficient skills and knowledge of a trade, craft, or occupation, either through formal apprenticeship training or through practical on-the-job work experience, to be recognized by a state or federal registration agency and/or an industry as being fully qualified to perform the work of the trade, craft, or occupation. Practical experience must be equal to or greater than the term of apprenticeship.

On-the-job training program: A program that is set up in the same manner as an apprenticeship program with any exceptions authorized by the WSATC and as further described in WAC 296-05-311.

Notice: Where not otherwise specified, notice means posted in United States mail to the last known address of the person to be notified. Notice may be given by telefacsimile where copies are mailed simultaneously or by a commercial parcel delivery company.

Petitions, requests, and correspondence: Any written business brought before the WSATC (examples may include: (1) Requests for new committees; (2) Requests for revisions to the standards; and (3) Appeals).

Probation: (1) Initial: The period following the apprentice's acceptance into the program which is limited in time by these rules and during which the apprentice's appeal rights are impaired. (2) Disciplinary: A time assessed when the apprentice's progress is not satisfactory. During this time the program sponsor may withhold periodic wage advancements, suspend or cancel the apprenticeship agreement, or take further disciplinary action. A disciplinary probation may only be assessed after the initial probation is completed. During the disciplinary probation, the apprentice has the right to file an appeal of the committee's action with the WSATC (as described in WAC 296-05-009).

RCW: The Revised Code of Washington.

Registration: Maintaining the records of apprenticeship and training agreements and of training standards.

Regular quarterly meeting: A public meeting held quarterly by the WSATC as described in WAC 296-05-200.

Related/supplemental instruction: Is instruction approved by the program sponsor and taught by an instructor approved by the program sponsor. Instructors must be competent in his/her trade or occupation. A sponsor must review related/supplemental instruction annually to insure that it is relevant and current.

Relevant instruction: Is related/supplemental instructional content that is directly required in and applicable to the performance of the apprentice's work. Relevant does not mean academic course content taught by a solely academically qualified instructor except for courses approved by the committee or specified by state law.

Secretary: The individual appointed by the director of the department according to RCW 49.04.030.

Special meeting: A public meeting of the council as described in WAC 296-05-203.

Sponsor: Any person, firm, association, committee, or organization operating an apprenticeship and training program and in whose name the program is registered or is to be registered.

Standards: Is a written agreement containing specific provisions for operation and administration of the apprenticeship program and all terms and conditions for the qualifications, recruitment, selection, employment, and training of apprentices, as further defined in WAC 296-05-316.

Supervision: The necessary education, assistance, and control provided by a journey-level employee that is on the same job site at least seventy-five percent of each working day, unless otherwise approved by the WSATC.

Supervisor: The individual appointed by the director of the department according to RCW 49.04.030 who acts as the secretary of the WSATC. Where these rules indicate a duty of the supervisor or secretary of the WSATC, the supervisor may designate a department of labor and industries' employee to assist in the performance of those duties subject to the supervisor's oversight and direction.

Trade: Any apprenticeable occupation defined by the apprenticeship, training, employer and labor services section of the United States Department of Labor and these rules.

Trainee: An individual registered with the supervisor according to WAC 296-05-311.

Training agent: Employer of registered apprentices approved by the program sponsor to furnish on-the-job training to satisfy the approved apprenticeship program standards who agrees to employ registered apprentices in that work process. The training agent shall use only registered apprentices to perform the work processes of the approved program standards.

Training agreement: A written agreement between a training agent and a program sponsor that contains the provisions of the apprenticeship program applicable to the training agent and the duties of the training agent in providing on-the-job training.

WAC: The Washington Administrative Code.

WSATC: The Washington state apprenticeship and training council.

NEW SECTION

WAC 296-05-005 Rule development. (1) In developing and adopting rules, the WSATC:

(a) Seeks the cooperation and assistance of all interested persons, organizations, and agencies affected by its rules.

(b) Promotes the operation of apprenticeship programs to satisfy the needs of employers and employees for high quality training.

(c) Recognizes that rapid economic and technological changes require that workers must be trained to meet the demands of a changing marketplace.

(d) Recognizes employers will benefit if graduates of state approved apprenticeship programs are skilled workers trained to industry wide standards rather than the exclusive standards of an individual employer or group of employers.

(e) Acknowledges that approved apprenticeship programs should be organized and administered to assure the maximum protection of apprentices' rights.

(f) Recognizes that the number of apprentices in a trade or group of trades in any geographic area must be sufficient to meet the needs of all employers and not be so large as to create an oversupply of apprentices.

(g) Promotes comprehensive training and a variety of work experiences relevant to the occupations. Seeks to assure that during the approval process all apprenticeship standards are open to all employers on an equal and nondiscriminatory basis.

(h) Recognizes that quality training, equal treatment of apprentices, and efficient delivery of apprenticeship training are best provided by registered apprenticeship programs.

(2) All amendments to this chapter must be developed and adopted according to the provisions of chapter 49.04 RCW, Apprenticeship Act; chapter 34.05 RCW, Administrative Procedure Act; and Executive Order 97-02. All proposed amendments to these rules must be approved by a two-thirds majority vote of regular WSATC members before they are published for public hearing. All WSATC members, the apprenticeship supervisor, committees and any other interested parties must be promptly notified, in writing, of any proposed rule amendments, public hearings on proposed rule amendments and new rule adoptions.

(3) The specific procedure(s) and form(s) for petitions requesting the making, amendment, or repeal of a rule are in chapter 34.05 RCW, as are the specific procedure and form for requesting declaratory rulings.

(4) Such petitions and requests must be addressed to:

The Washington State Apprenticeship and Training Council
Attention: Supervisor of Apprenticeship and Training
Department of Labor and Industries
Post Office Box 44530
Olympia, Washington 98504-4530

NEW SECTION

WAC 296-05-007 Rules of procedure. All hearings and adjudication, under chapter 49.04 RCW and these rules, shall be conducted according to chapter 34.05 RCW, the Administrative Procedure Act and chapter 10-08 WAC, Model Rules of Procedure. The chair (or vice-chair in the chair's absence) is the presiding officer for adjudicative proceedings, held before the WSATC. The WSATC may refer a matter to the office of administrative hearings for initial adjudication. When an affected person(s) files an objection in a timely manner to proposed standards or a proposed amendment of existing standards, the initial adjudication of the objection shall be referred to the office of administrative hearings.

If the initial adjudication is before the WSATC, the WSATC will enter a final order. If the initial adjudication has been held at the office of administrative hearings, the administrative hearings judge shall issue an initial order. The WSATC, upon review of the initial order shall enter the final order. An initial order shall become final without further WSATC action five working days after the next regular quarterly meeting unless:

(1) The WSATC upon its own motion determines that the initial order should be reviewed; or

(2) A party to the proceedings files a petition for review of the initial order.

The WSATC may appoint a person to review the initial order and prepare and enter the final WSATC order.

NEW SECTION

WAC 296-05-009 Complaint review procedures. If a local committee or other organization administering the agreement cannot satisfactorily resolve a complaint, any apprentice who has completed his/her initial probationary period may submit the complaint to the apprenticeship program for resolution. Complaints that involve matters covered by a collective bargaining agreement are not subject to the complaint review procedures in this section. The investigation or review of any controversy by the supervisor or the WSATC will not affect any action taken or decision made by a committee or other organization until a final decision resolving the matter is issued.

(1) Within thirty days of the action leading to the complaint, the apprentice must request the local committee or other organization to reconsider action.

(2) The local committee or other organization must, within thirty days of the apprentice's request, provide written notification to the apprentice of its decision on the request for reconsideration. This notification shall be considered the final action of the committee.

(3) If the apprentice chooses to pursue the complaint further, the apprentice must submit a written complaint describing the controversy to the supervisor of the apprenticeship division within thirty days of the final action taken on the matter by the local committee or other organization. The written complaint must be specific and include all relevant facts and circumstances contributing to the complaint. Any documents or correspondence relevant to the complaint must be attached to the complaint. The apprentice must send a copy of the complaint to the interested local committee or other organization.

(4) The supervisor must investigate complaints received from an apprentice. The supervisor must complete the investigation within thirty working days. During the investigation, the supervisor must attempt to effect a settlement between the parties. During the investigation the apprentice and the committee or other organization must fully cooperate with the supervisor by providing any relevant information or documents requested. The supervisor may delegate the investigation to any employee in the apprenticeship division. If the controversy is not settled during the investigation, the supervisor must issue a written decision resolving the controversy when the investigation is concluded.

(5) If the apprentice, committee or other organization is dissatisfied with the decision of the supervisor, they may request the WSATC to review the decision. The request must be in writing and made within thirty days of the supervisor's decision. It must specify the reasons supporting the request. The party requesting review must provide a copy of the request to the other parties involved in the controversy. The WSATC must conduct an informal hearing to consider the

request for review of the supervisor's decision. Unless special circumstances dictate, the hearing must be held in conjunction with the regular quarterly meeting.

At the hearing, the WSATC must review the supervisor's decision and all records of the investigation. The WSATC may also accept testimony or documents from any person, including the supervisor and the supervisor's staff, who has knowledge relating to the controversy. Parties at the informal hearing may be represented by counsel and may, at the WSATC's discretion, present argument concerning the controversy. The WSATC must not apply formal rules of evidence.

(6) Within thirty days after the hearing, the WSATC must issue a written decision resolving the controversy. The WSATC's decision may be to affirm the decision of the supervisor. In that case, the supervisor's decision becomes the decision of the WSATC. All parties to the informal hearing must be sent a copy of the WSATC's decision. The chair may sign the decision for the WSATC.

NEW SECTION

WAC 296-05-011 Compliance reviews. (1) The purpose of a compliance review is to systematically and periodically review apprenticeship programs to ensure that the sponsor is complying with the approved program standards and these rules. Compliance reviews consist of a comprehensive analysis and evaluations of each aspect of the apprenticeship program. They must include on-site investigations and audits.

(2) A compliance review may be required:

(a) For all existing programs on a regular and comprehensive basis.

(b) When the WSATC receives a complaint, which has not been referred to a private review body. (See WAC 296-05-009.)

(c) When a sponsor seeks to reregister a program.

(d) When a sponsor seeks to register a new program.

(3) If a compliance review indicates that the sponsor is not operating as required by these rules, the supervisor must notify the sponsor in writing of the results of the review. The supervisor must:

(a) Make a reasonable effort to secure voluntary compliance on the part of the program sponsor within a reasonable time before penalizing as authorized in WAC 296-05-013.

(b) Provide recommendations to the sponsor to assist in achieving compliance.

NEW SECTION

WAC 296-05-013 Sanctions for noncompliance. The WSATC is responsible to take the necessary action to bring a noncomplying program into compliance with these rules.

When the apprenticeship supervisor, based upon a compliance review or other reason, concludes that an apprenticeship program is not in compliance with the rules of this chapter and that the sponsor will not take voluntary corrective action, the WSATC must:

(1) Institute proceedings to withdraw the program registration;

(2) Refer the matter to the equal employment opportunity commission;

(3) Refer the matter to the attorney general with recommendations for the institution of a court action under Title VII of the Civil Rights Act of 1964, as amended; or

(4) Refer the matter to the attorney general for other court action as authorized by law.

PART A—WSATC MEMBERS—COMPOSITION, OFFICERS, AND DUTIES

NEW SECTION

WAC 296-05-100 WSATC composition. (1) The director of the department appoints three voting representatives each from employer and employee organizations, respectively. Each member shall be appointed for a three-year term.

(2) The governor shall appoint, subject to confirmation by the senate, a voting public member for a three-year term.

(3) The WSATC may also include ex officio members. These members have the right to participate in the discussion of any matter before the council but they may not vote.

(4) An appointed member shall remain on the council until replaced by a qualified successor. When a vacancy does occur, it shall be filled for the remaining portion of the vacated term.

NEW SECTION

WAC 296-05-103 Officers. (1) To carry out the business of the WSATC and to conduct business efficiently the WSATC has three officers:

- Chair;
- Vice-chair; and
- Secretary.

(2) The chair and vice-chair shall be elected by majority vote of the WSATC members present. This election will take place in odd-numbered years at the April regular quarterly meeting. They shall hold office for a term of two years and until the successor(s) are elected, or until death, resignation, or incapacitation. The supervisor of apprenticeship shall be the secretary of the WSATC.

NEW SECTION

WAC 296-05-105 Officer duties. (1) The chair shall preside over all meetings, conducting them in accordance with *Robert's Rules of Order* as modified by these rules and regulations. The chair may vote in all matters before the WSATC as a regular member and may participate in discussion of all matters before the WSATC. The chair may also have other powers and duties that are provided in these rules; and are usual or necessary with the office of the chair; and as provided in *Robert's Rules of Order*.

(2) The vice-chair shall preside over all WSATC meetings in the absence of the chair. When presiding, the vice-chair shall have all of the powers and duties of the chair.

(3) The secretary, with the assistance of a recording secretary, must take and keep minutes of all special and regular meetings on file in the supervisor's office. The secretary must forward copies of minutes of all meetings to all regular and ex officio members of the WSATC. The secretary must also make copies of the minutes of all meetings available to the public upon written request. The secretary may also have other powers and duties that are provided in these rules or are usual or customary to the office of secretary; and as provided in *Robert's Rules of Order*.

NEW SECTION

WAC 296-05-107 Additional duties for the supervisor-administrator of WSATC. (1) In addition to being the council secretary, the apprenticeship supervisor (supervisor) is the WSATC administrator. As WSATC administrator, the supervisor must:

- (a) Perform the duties listed in RCW 49.04.030;
- (b) Register all apprenticeship agreements that comply with the rules in this chapter;
- (c) Review apprenticeship programs and recommend cancellation of any committee program, or plant program previously registered which is not operated in conformity with its apprenticeship standards; and
- (d) Receive all documents concerning apprenticeship or training agreements (including revisions to) or any other matters affecting apprenticeship or training.

All written correspondence to the supervisor should be addressed to:

Supervisor of Apprenticeship and Training
Department of Labor and Industries
Apprenticeship Section
P.O. Box 44530
Olympia, Washington 98504-4530

(2) The supervisor and the supervisor's staff:

(a) May be consulted on any matters concerning apprenticeship and training and will provide on request, any information concerning apprenticeship and training available to them.

(b) Will conduct systematic reviews of the operation of all programs and investigate any discrepancies between the actual and required operations of any program. The supervisor will notify the noncompliant committee of any violation.

(c) May recommend sanctions including cancellation of a program not in compliance with its approved program standards.

(d) Assists in the resolution of any complaints against committees or other organizations administering apprenticeship agreements, which have been filed with the WSATC by apprentice(s) who have completed his/her initial probationary period.

(e) Must investigate any discrepancies of all complaints as specified in WAC 296-05-009.

(f) Conducts compliance reviews as specified in WAC 296-05-011.

NEW SECTION

WAC 296-05-109 Merit awards. The WSATC may issue awards when appropriate.

PART B—WSATC MEETINGS—TYPES, PROCEDURES, AND CONDUCT

NEW SECTION

WAC 296-05-200 Regular meetings. (1) Each year, regular meetings of the WSATC shall be convened on the third Thursday of January, April, July, and October. These regular quarterly meetings shall be held at locations within the state of Washington. All meetings are open to the general public.

(2) Notice of each regular quarterly meeting shall be given to all:

- WSATC members;
- Ex officio members; and
- Approved program sponsors.

In addition, notices of meetings may be sent to all persons, organizations, agencies, or interested parties whose presence is desired and to any newspaper, news service, television, radio station, or other interested parties who have requested notices of WSATC meetings. The supervisor must distribute the notice of the regular meeting at least thirty days prior to the meeting date.

NEW SECTION

WAC 296-05-203 Special meetings. (1) Special meetings of the WSATC may be called at the request of the chair or by a majority of the WSATC members. To call a special meeting, a written notice of the meeting must be personally delivered or mailed to:

- Each member of the WSATC;
- All approved program sponsors; and
- Each general circulation newspaper, television or radio station which has on file with the WSATC or the supervisor a written request to be notified of special meetings.

In addition, notices of meetings may be sent to all persons, organizations, agencies, or interested parties whose presence is desired.

(2) To be valid, the written notice must list the date, time and location of the meeting and specify the business to be transacted by the WSATC. The WSATC cannot take final action on any matter that is not specified in the written notice. Special meetings must be open to the general public and adhere to the same open meeting requirements that apply to the regular quarterly WSATC meetings.

(3) Notices of special meetings must be delivered personally or by mail at least twenty-four hours before the specified time of the meeting.

(4) The exception is when a special meeting is called to consider rule changes according to chapter 34.05 RCW. In this case, the notice of the special meeting must be delivered at least twenty days before the time specified in the notice.

(5) If the notice requirements in this section are not followed, any action taken by the WSATC at the special meeting will be null and void. However, the notice requirements

can be waived if each regular WSATC member signs a written waiver of notice, at or prior to the meeting, and files it with the supervisor. With this filing, the notice shall be considered waived by any WSATC member present when the meeting convenes. Rule changes may not be made at special meetings where the notice requirements have been waived unless the requirements of chapter 34.05 RCW have been satisfied.

NEW SECTION

WAC 296-05-205 Petitions, requests, and correspondence submitted to the WSATC. (1) For the WSATC to act upon petitions or requests at a regular quarterly meeting, the petitions or requests must be submitted in writing to the supervisor at least forty-five days prior to the date of the regular quarterly meeting. Any petitions or requests not submitted forty-five days prior to a quarterly meeting must be deferred to the next regular quarterly meeting. If a petition or request is deferred, the supervisor must notify the petitioner.

(2) Generally, correspondence not related to apprenticeship and training agreements and meetings, petitions and requests, must be submitted in writing to the supervisor of apprenticeship at least fifteen working days before the quarterly meeting at which the WSATC's consideration is requested. However, if the WSATC determines that the correspondence is crucial to any deliberations regarding approval or disapproval of an apprenticeship agreement, the supervisor may waive this fifteen-day requirement.

(3) Noncrucial correspondence submitted less than fifteen working days before the quarterly meeting must be considered by the WSATC at the next quarterly meeting.

(4) When an apprenticeship committee petitions the council or the supervisor, only the signature of the elected chair and secretary of the committee shall be accepted as a valid signature unless the petitioning committee has asked the council to recognize and accept the signature of another person. A petition requesting the recognition of a signature other than that of the elected chair and secretary must be signed by a quorum of the members from the petitioning committee.

NEW SECTION

WAC 296-05-207 Other regulations that apply to council meeting conduct. (1) All council meetings must be open to the general public. Members of the public cannot be required to register his/her name, give any information, or fulfill any condition prior to attending council meetings. All council meetings must be conducted according to the provisions of chapter 42.30 RCW, the Open Public Meetings Act and chapter 34.05 RCW, the Administrative Procedure Act. The following WSATC activities must take place in open public meetings:

- All transactions of official business;
- All commitments or promises;
- All collective discussions;
- All collective decisions; and
- All council actions.

(2) The approval or disapproval of committee programs, plant programs, or amendments to those programs can only occur at regular quarterly meetings.

NEW SECTION

WAC 296-05-209 Voting. (1) A quorum is two-thirds of the WSATC members entitled to vote.

(2) All council members appointed by either the director or the governor are voting members of the council. Ex officio members may not vote on any issue.

(3) To resolve tie votes, the chair shall establish a standing tie-breaker committee. The committee shall be comprised of an employer representative, an employee representative, and the public member on the WSATC. In case of a tie vote on any proposed standards brought before the WSATC, the tie-breaker committee shall meet or confer, review the record, and render a decision within thirty days. The supervisor or a designee of the supervisor shall act as secretary to the committee and furnish all information necessary for a decision.

NEW SECTION

WAC 296-05-211 Rules of order. *Robert's Rules of Order* shall prevail at all meetings unless otherwise provided for by these rules.

NEW SECTION

WAC 296-05-213 Retroactivity. The WSATC may make any action or decision which it takes retroactive to the date of the previous business session.

PART C—APPRENTICESHIP PROGRAMS—COMMITTEE, AGREEMENTS, TYPES, AND RECOGNITION

NEW SECTION

WAC 296-05-300 Apprenticeship and training programs—Approval. The WSATC is the body responsible for matters concerning apprenticeship and training in the state of Washington. The principal function of the WSATC is to approve, register, and regulate apprenticeship and training agreements. Persons or organizations desiring to institute an apprenticeship or training program must follow these steps:

(1) Organize an apprenticeship and training committee according to WAC 296-05-303 and file affidavits with the WSATC requesting that the committee be recognized.

(2) Once the committee is recognized, it must propose standards conforming to these rules and to chapter 49.04 RCW. In addition, the standards must include the composition of the committee and general rules that it will follow in administering the program. (The apprenticeship supervisor and department apprenticeship coordinators are available to give assistance drafting standards.)

(3) These standards must be presented to the supervisor at least forty-five days before the regular quarterly meeting at which the WSATC is requested to consider such proposed standards.

(4) At the regular quarterly meeting, the proposed standards will be considered by the WSATC. The WSATC will:

- (a) Approve;
- (b) Approve provided the sponsor accepts the changes recommended by the WSATC; or
- (c) disapprove.

At the regular quarterly meeting, the WSATC will allow changes to correct clerical errors. The addition of standard language will be allowed if authorized representatives of the sponsor are present and authorized to accept changes. At the regular quarterly meeting, the WSATC will not accept changes to the format, language, or provisions of the submitted program standards which are not reasonably consistent with previously approved program standards.

If the WSATC disapproves the standards, it shall direct the department to inform the sponsor in writing the reason for disapproval.

(5) Once the WSATC approves the program standards the committee is authorized to function and perform its duties as described in WAC 296-05-316.

(6) If a competitor objects to the proposed standards, the WSATC may either adjudicate the objections with the proposed standards or refer the objections with the proposed standards to an administrative hearing as described in WAC 296-05-007. For purposes of this subsection "competitor" means a competing apprenticeship program in a similar or subset of the trade, craft, or occupation within the geographic area served.

NEW SECTION

WAC 296-05-302 Apprenticeship committee/program approval process.

Apprenticeship Committee/Program Approval Process

Committee Approval

Establish a proposed apprenticeship committee for a apprenticeship program and apprenticeable occupation recognized by the WSATC and file affidavits with the WSATC requesting that the proposed committee be recognized at least 45 days before the regular quarterly meeting. The proposed apprenticeship committee must be composed of at least four members but no more than twelve and file affidavits with the WSATC requesting that the apprenticeship committee be recognized. The WSATC may grant exceptions to the composition of membership provision.
See WAC 296-05-303 through 296-05-315

Approved by WSATC

No

Yes

Program Approval

The approved apprenticeship committee must then develop and propose apprenticeship standards conforming to these rules and to Chapter 49.04 RCW. (The apprenticeship supervisor and department apprenticeship coordinators are available to give assistance drafting apprenticeship program standards.) The apprenticeship program standards must be presented to the apprenticeship supervisor at least 45 days before the regular quarterly meeting at which the WSATC is requested to consider such proposed apprenticeship standards.
See WAC 296-05-316 and WAC 296-05-317

Yes

No

Approved by WSATC

Approved by WSATC with or without changes

Disapproved by WSATC & referred back to committee

The committee is now a registered apprenticeship program authorized to function and perform its duties as described in the apprenticeship program standards. The program must continue to comply with the rules adopted by the WSATC.
See Chapter 296-05 WAC

The WSATC directs the department to inform the sponsor in writing the reason for disapproval. The committee must revise the apprenticeship program standards. (The apprenticeship supervisor and department apprenticeship coordinators are available to give assistance drafting apprenticeship standards.)
See WAC 296-05-300

Note: This flowchart represents the general process for apprenticeship committee/program approval and does not include exceptions and variations.

PERMANENT

NEW SECTION

WAC 296-05-303 Apprenticeship committees—Duties and responsibilities. (1) Apprenticeship committees are appointed according to the provisions of RCW 49.04.040 and are composed of at least four members but no more than twelve. However, the WSATC may grant exceptions to this provision.

(2) Chapter 49.04 RCW, these rules, and the approved standards under which a committee operates define the duties of an apprenticeship committee. Committees shall function, administer or relinquish authority only with the consent of the WSATC.

(3) A committee is responsible for:

- The day-to-day operations of the apprenticeship and training program;
- Operating the program according to WSATC approved standards;
- Accepting or rejecting applicants for apprenticeship or training;
- Registering approved applicants with the supervisor;
- Removing apprentices from the program as provided by the approved program standards;
- Informing the supervisor of any matters that affect the standing of individuals as apprentices; and
- Entering into agreements with other apprenticeship committees for the use of apprentices by training agents that are working outside their approved geographic area served.

The WSATC will only recognize apprentices registered with the supervisor.

(4) Committees approved by the WSATC must offer training opportunities on an equal basis to all employers and apprentices including all rights, appeals, and services available in the existing apprenticeship program. All existing committees that represent multiple employer or employer associations, except for committees that represent plant programs, are expected to provide access to apprenticeship and training opportunities to employers not currently participating in the program. Those opportunities must:

- Provide training at a cost equivalent to that incurred by currently participating employers and apprentices;
- Grant equal treatment and opportunity for all apprentices;
- Offer reasonable working and training conditions and apply those conditions to all apprentices uniformly and equally;
- Not require an employer to sign a collective bargaining agreement as a condition of participation in an apprenticeship program;
- Require all employers requesting "approved training agent" status to comply with an WSATC approved agreement and all federal and state apprenticeship rules and the appropriate apprenticeship standards. (The training agent shall employ only registered apprentices when training for that occupation or trade);
- Require sponsors, who approve "approved training agent" agreements, to furnish the department with a copy of the agreement and/or the list of approved training agents within thirty days of committee approval; and
- Require sponsors who rescind "approved training agent" agreements and/or the list of approved training agents

to notify the department that they have done so within thirty days of said action.

(5) If an existing committee fails to or refuses to offer apprenticeship and training opportunities to all employers, the WSATC may take action to remove the restrictions to access in order to comply with the intent of chapter 49.04 RCW and these rules. Action may include, but is not limited to, the decertification of the existing committee and recognition of a new committee.

NEW SECTION

WAC 296-05-305 Apprenticeable occupations. An apprenticeable occupation is a skilled trade which possesses all of the following characteristics:

- (1) It is customarily learned in a practical way through related instruction and on-the-job supervised training.
- (2) It is clearly identified and commonly recognized throughout an industry.
- (3) It is not part of an occupation previously recognized by the registering agency as apprenticeable, unless such part is practiced industry wide as an identifiable and distinct trade.
- (4) It involves manual, mechanical, or technical skills and knowledge which require a minimum of two thousand hours of on-the-job work experience.

(5) It requires a minimum of one hundred forty-four hours of related instruction per year to supplement on-the-job work experience.

(6) It involves skill sufficient to establish normal career sustaining employment for the length of the apprentice's work life. It entails technical and theoretical considerations which are susceptible to instruction within the period defined in the program standards.

NEW SECTION

WAC 296-05-307 Types of apprenticeship agreements recognized by the WSATC. The WSATC acting according to RCW 49.04.060, recognizes the following types of written apprenticeship agreements (statements) that describe the apprenticeship training conditions:

- (1) Agreements between an association of employers and an organization of employees.
- (2) An agreement between an employer and an employee organization.
- (3) An employer's statement when there is no bona fide employee organization in the plant affected by the agreement.
- (4) An agreement between an apprenticeship program and an individual apprentice.

NEW SECTION

WAC 296-05-309 Apprenticeship programs approved by the WSATC. The following apprenticeship programs may be approved by the WSATC. All the following programs with the exception of individual waiver programs must be administered by a committee.

(1) Group-joint, or area joint. A program where there is a labor organization. These programs are jointly sponsored by a group of employers and a labor organization. They are administered by employer and employee representatives

from an apprenticeship and training committee composed equally from management and labor.

(2) Individual-joint. A program where there is a labor organization. These programs are jointly sponsored by an individual employer and a labor organization. They are administered by employer and employee representatives from an apprenticeship and training committee composed equally from management and labor.

(3) Group nonjoint, or area group. A program where there is no labor organization. These programs are sponsored by an employer association(s) administered by an apprenticeship committee.

(4) Individual nonjoint. A program where there is no labor organization. These programs are sponsored and administered by an individual employer.

(5) Group waiver. These programs involve an employer association(s) and a labor organization. Either the employer group or the labor organization voluntarily waives participation in the program by notifying the other party in writing.

(6) Individual waiver. These programs involve an individual person, company, plant, firm, and a labor organization. Either management or labor voluntarily waives participation by notifying the other party in writing.

(7) Plant. A program for a single physical location or a group of physical locations owned by the sponsor. The WSATC, based on the authority in RCW 49.04.040, assumes jurisdiction and serves as the committee. The apprenticeship agreement must specify the number of required hours for completion of the apprenticeship. The hours specified must represent at least two thousand hours of reasonably continuous employment. That agreement must conform to the applicable provisions of chapter 49.04 RCW and these rules.

NEW SECTION

WAC 296-05-311 On-the-job training programs. On-the-job training programs may be set up in the same manner as apprenticeship programs with any exceptions authorized by the WSATC. However, no on-the-job training program must be established or authorized where there is a parallel apprenticeship program in existence. An on-the-job training program shall be any program that requires two thousand or less hours of employment for completion. All of the rules in this chapter that apply to apprenticeship agreements and programs also apply to on-the-job training programs except on-the-job training programs will be approved by the supervisor subject to the review of the WSATC.

A sample standard for an on-the-job training program is available from the supervisor.

NEW SECTION

WAC 296-05-313 Apprenticeship committees—Composition. (1) Apprenticeship committees must be composed of an equal number of management and nonmanagement representatives.

(2) For apprenticeship committees that represent one occupation, at least fifty percent of the members of committees must be occupationally qualified by education and experience in the specific occupation for which the committee is

responsible. The committee must be able to verify the occupational qualifications of the members.

(3) For apprenticeship committees that represent multiple occupations, the committee members must either:

- Be occupationally qualified by education and experience in the specific occupations for which the committee is responsible and must be able to verify the occupational qualifications of the members; or
- Be known to represent the interests of the multiple occupations served.

(4) All committee members must be knowledgeable in the process of apprenticeship and/or the application of chapter 49.04 RCW and these rules.

NEW SECTION

WAC 296-05-315 Nonjoint and waiver committees—Additional requirements. (1) The WSATC shall only recognize nonjoint and waiver standards for a specific occupation or directly related occupations.

(2) When multiple related occupations are approved on a single standard, each occupation shall be considered as an individual standard.

(3) Unrelated occupations shall be submitted under separate standards.

NEW SECTION

WAC 296-05-316 Apprenticeship agreements—Standards requirements. The WSATC shall have the authority to develop, administer, and enforce program standards for the operation and success of an apprenticeship and training program.

The sponsor's proposed program standards must include a list of duties and responsibilities of the program sponsor reasonably consistent with other approved program standards.

All apprenticeship agreements must comply with the approved program standards, chapter 49.04 RCW, and these rules. The standards of apprenticeship agreements must include the following:

(1) A statement of the trade or craft to be taught and the required hours for completion of apprenticeship which must not be less than two thousand hours of reasonably continuous employment.

(2) A statement identifying the program sponsor, establishing the apprenticeship committee and enumerating the sponsor's and committee's duties and responsibilities. This statement must include provisions to:

(a) Elect a chair and a secretary from employer and employee representatives of the committee.

EXCEPTION: This provision is not necessary for a plant program.

(b) Convene at least three annual regular meetings of the program sponsor and apprenticeship committee. The meetings shall be at least three times per year, be attended by a quorum of committee members (as defined in the approved program standards), be documented with minutes which must be periodically submitted to the department and made available to the WSATC upon request. Conference call meetings may be conducted in lieu of regular meetings but must not

exceed the number of attended meetings and no disciplinary action shall be taken at conference call meetings.

(c) Determine need for apprentices in the area covered by the apprenticeship standards established under these rules. (Statistical analysis of workload projections, demographics, and information relating to expected workload growth are examples of ways the sponsor may demonstrate that the need for apprentices exists.)

(d) Establish minimum standards of education and skilled occupational experience required of apprentices.

(e) Rotate apprentices in the various processes of the skilled occupation to assure a well-rounded, competent worker.

(f) Determine the adequacy of an employer to furnish proper on-the-job training in accordance with the provisions of the approved standards.

EXCEPTION: This does not apply to plant programs.

(g) Recommend competent instructors and related/supplemental instruction in accordance with local vocational requirements.

(h) Recommend a course outline for related/supplemental instruction, as well as coordinate related/supplemental instruction with on-the-job work experience.

(i) Hear and adjust all complaints of violations of apprenticeship agreements.

(j) Adopt, as necessary, program rules to administer the apprenticeship program in compliance with its standards, chapter 49.04 RCW, and these rules.

(k) Periodically review and evaluate apprentices before advancement to the apprentice's next wage progression period.

(l) Maintain apprenticeship records and records of the administrative program as may be required by the WSATC, chapter 49.04 RCW, and these rules. (See WAC 296-05-318.)

(3) The following Equal Employment Opportunity Pledge:

"The recruitment, selection, employment and training of apprentices during their apprenticeship shall be without discrimination because of race, sex, color, religion, national origin, age, disability or as otherwise specified by law. The sponsor shall take positive action to provide equal opportunity in apprenticeship and will operate the apprenticeship program as required by the rules of the Washington State Apprenticeship and Training Council and Title 29, Part 30 of the Code of Federal Regulations."

(4) When applicable, an affirmative action plan and selection procedures.

(5) A numeric ratio of apprentices to journey-level workers may not exceed one apprentice per journey-level worker. It must be consistent with proper supervision, training, safety, continuity of employment, and applicable provisions in collective bargaining agreement, if any. The ratio must be described in the program standards and shall be specific and clear as to application in terms of job site, work group, department, or plant. An exception to this requirement may be granted by the WSATC.

(6) A statement of the related/supplemental instruction including content, format, hours of study per year (which

shall be a minimum of one hundred forty-four hours per year).

(7) An attendance policy which includes a provision that if the apprentice fails to fulfill the related/supplemental instruction obligations, the sponsor may withhold the apprentice's periodic wage advancement, suspend or cancel the apprenticeship agreement. A provision that time spent in related/supplemental instruction classes shall not be considered as hours of work and the apprentice is not paid for the classroom time. A provision that the hours of actual attendance by the apprentice in related supplemental instruction classes must be reported to the department on a quarterly basis for industrial insurance purposes.

(8) A provision to ensure that the sponsor provides for instruction of the apprentice during the apprentice's related/supplemental instruction in safe and healthful work practices in compliance with the Washington Industrial Safety and Health Act, and applicable federal and state regulations. Also, the sponsor must ensure that the employer provides the necessary instruction in safe and healthful work practices in compliance with the Washington Industrial Safety and Health Act, and applicable federal and state regulations to the apprentice for the on-the-job training portion of the apprenticeship.

(9) A provision for a formal agreement between the apprentice and the sponsor and for registering that agreement with the department.

(10) A provision for the timely notice to the department of all requests for disposition or modification of apprenticeship agreements including:

- Certificate of completion;
- Additional credit;
- Suspension;
- Military service;
- Reinstatement;
- Cancellation; and
- Corrections.

(11) A provision for advancing an apprentice's standing based on previous experience in the skilled trade or in some other related capacity.

(12) A provision for the transfer of an apprentice from one training agent to another training agent or the sponsor in order to provide as much as possible, continuous employment and diversity of training experiences for apprentices.

(13) A provision for the amendment of the standards or deregistration of the program. This provision must comply with chapter 49.04 RCW, these rules, and WSATC policies and procedures.

(14) An apprenticeship appeal procedure in compliance with chapters 49.04, 34.05 RCW, and these rules.

(15) A statement of the processes in the trade or craft divisions in which the apprentice is to be taught and the approximate amount of time to be spent at each process.

(16) A statement of the number of hours to be spent by the apprentice in work and the number of hours to be spent in related/supplemental instruction which instruction shall be not less than one hundred forty-four hours per year.

(17) A statement of the minimum qualifications for persons entering the apprenticeship program including the age of the apprentice which may not be less than sixteen years of

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age. All exceptions to minimum qualifications, if any, must be clearly stated and applied in a nondiscriminatory manner.

(18) Provision that the services of the supervisor and the WSATC may be utilized for consultation regarding the settlement of differences arising out of the apprenticeship agreement where such differences cannot be adjusted locally or as required by the established trade procedure.

(19) Provision that if an individual training agent is unable to fulfill its obligation under the apprenticeship agreement, it will transfer the obligation to the program sponsor.

(20) Such additional standards as may be prescribed in accordance with the provisions of this chapter.

(21) Disciplinary procedures and criteria for apprentices. The procedures may include a committee-imposed disciplinary probation during which the committee may according to expressed criteria:

- Withhold periodic wage advancements;
- Suspend or cancel the apprenticeship agreement;
- Take further disciplinary action; or
- The disciplinary procedures must include a notice to the apprentice that the apprentice has the right to file an appeal, of the committee's action, to the WSATC.

(22) A provision for an initial probation which the WSATC or the supervisor of apprenticeship may terminate an apprenticeship agreement at the written request by any affected party. The initial probation must not exceed twenty percent of the term of apprenticeship unless an exemption has been granted for longer probationary periods as specified by Civil Service or law. The initial probationary period must be expressed in hours of employment. During the initial probationary period, the apprenticeship agreement may be terminated by the sponsor or the apprentice without a hearing or stated cause. An appeal process is available to apprentices who have completed the initial probationary period.

(23) Provisions prohibiting discrimination on the race, sex, color, religion, national origin, age, disability or as otherwise specified by law during all phases of apprenticeship.

(24) Provisions to ensure adequate records of the selection process are kept for a period of at least five years and are available to the WSATC or its representative on request. ("Adequate records" means at least a brief summary of any interviews and the conclusions reached on each of the specific factors which are part of the total judgment concerning each applicant.)

(25) Provisions to ensure that local committee rules and regulations be consistent with these rules and the applicable apprenticeship agreement.

(26) Provisions to ensure any proposed standards for apprenticeship are reasonably consistent with any standards for apprenticeship already approved by the WSATC for the industry, craft or trade in question taking into account the WSATC's determination of the apprenticeship needs of the trade and geographic area. (Statistical analysis of workload projections, demographics, and information relating to expected workload growth are examples of ways the sponsor may demonstrate that the need for apprentices exists.) The goal is to achieve general statewide uniformity of standards in each industry, trade or craft. Proposed standards for a new program shall be considered consistent if they are equal to or exceed the minimum number of hours approved by the

United States Department of Labor for a trade, craft, or occupation. If the United States Department of Labor has not established a minimum number of hours for a trade, craft, or occupation, the WSATC may utilize its discretion to determine the minimum number of hours that must be achieved. In addition, the course content and delivery method must be designed to achieve the same levels of skills as existing standards within the state for that industry, trade, or craft.

(27) A provision to ensure that the progressively increasing wage scales based on specified percentages of journey-level wage, which must be submitted, at least annually, to the WSATC. These may be submitted on a form provided by the department.

A sample apprenticeship agreement and a standard form for program standards are available from the supervisor.

NEW SECTION

WAC 296-05-317 Related/supplemental instruction.

The WSATC shall establish apprentice-related/supplemental instruction for trades and occupations based on recommendations from the state board for community and technical colleges.

NEW SECTION

WAC 296-05-318 Records required by the WSATC.

Each sponsor must keep adequate records including, but not limited to, the following:

- (1) Selection of applicants:
 - (a) A summary of the qualifications of each applicant;
 - (b) The basis for evaluation and for selection or rejection of each applicant;
 - (c) The records pertaining to the interviews of applicants; and
 - (d) The original application for each applicant.
- (2) Operation of the apprenticeship program:
 - (a) On-the-job training assignments;
 - (b) Promotion, demotion, layoff, or termination;
 - (c) Rates of pay or other forms of compensation or conditions of work;
 - (d) Hours of training provided; and
 - (e) Any other records needed by WSATC to determine compliance with these rules.
- (3) Affirmative action plans:
 - (a) A copy of the program's complete affirmative action plan. All data and analysis made to determine enrollment deficiencies;
 - (b) Evidence that affirmative action plans are reviewed on an annual basis; and
 - (c) Evidence that affirmative action plans, goals and timetables are updated when necessary.
- (4) Documentation necessary to establish a sponsor's good faith effort in implementing its affirmative action plan:
 - (a) Who was contacted;
 - (b) When the contacts were made;
 - (c) Where the contacts occurred;
 - (d) How the contacts were made; and
 - (e) The content of each contact.

(5) Qualification standards: Evidence that the sponsor's qualification standards meet the requirements of WAC 296-05-316.

NEW SECTION

WAC 296-05-319 Apprenticeship agreement—Individual registration. All individual agreements are subject to the approval of the supervisor and must be registered with the supervisor.

NEW SECTION

WAC 296-05-321 Apprenticeship agreement—Cancellation. The supervisor may recommend that an agreement and program be canceled when a program does not comply with these rules or the program's standards. The procedures for cancellation are as follows:

(1) When any program is found to be operating inconsistently or contrary to these rules or its established program standards, the supervisor must notify the offending committee, person, firm or agency of the violation(s).

(2) The offending committee, firm, or agency has sixty days to correct the violation(s).

(3) If the supervisor does not receive notice, within sixty days, that action has been taken to correct the violations, the supervisor may recommend cancellation of the apprenticeship or training program and agreement to the WSATC.

(4) A recommendation to cancel a program must be in writing, addressed to each WSATC member, and detail the reasons for the recommendation.

(5) A copy of the recommendation, along with a notice that the WSATC will consider the recommendation, must be mailed to the last known address of each member of the committee administering said program, or to those persons responsible for the program.

(6) The WSATC must consider the recommendation at its next regularly scheduled quarterly meeting. However, at least thirty days must pass between the date of the recommendation and the date of the regular quarterly meeting. If thirty days has not passed, the recommendation must be considered at the subsequent regular quarterly meeting.

(7) At the regular quarterly meeting, all interested person(s) may present evidence or testimony regarding the recommendation.

(8) The WSATC must act on the recommendation by a majority vote of the members present and voting.

(9) Once the WSATC has voted, it must give written notification of its decision to all interested parties along with the reasons supporting it.

(10) The cancellation of any program or agreement automatically cancels any agreement(s) registered under them. However, any organization or firm not responsible for the violations that caused the cancellation may petition the WSATC for approval of the canceled agreement or program as a new program.

NEW SECTION

WAC 296-05-323 Certificate of completion. At the request of the apprenticeship committee, the WSATC shall

issue certificates of completion. An affidavit of the secretary, chair, or authorized official of the committee concerned must accompany the request. The affidavit must state that the apprentice has been an active, registered participant of that committee's program for at least six months and has successfully completed his/her apprenticeship. These may be submitted on a form provided by the department.

NEW SECTION

WAC 296-05-325 Union waiver. (1) When apprenticeship programs allowing for the substantive union participation are proposed for registration by an employer or employers' association and the union does participate, the proposal must be accompanied by a written statement from the union supporting the registration. Such a statement is referred to as a "no objection" statement.

(2) When there is no evidence of any union participation, the employer or employers' association must simultaneously furnish to the union that serves as the collective bargaining agent of the employees to be trained, copies of the registration application and the apprenticeship program. Before taking a final action on the application, the supervisor must give the union a reasonable time period to respond. (A "reasonable time" shall be at least thirty days but no more than sixty days.) If the union fails to comment within the allotted time period, it will have waived its right to participate in the program.

NEW SECTION

WAC 296-05-327 Reciprocity. Reciprocity means that the WSATC will recognize and approve out-of-state apprenticeship programs and standards of employers and unions in other than the building and construction industry if certain conditions are met and the out-of-state sponsoring entity requests it. To qualify for reciprocity, the out-of-state sponsoring employers and unions must:

(1) Jointly form a sponsoring entity on a multistate basis; and

(2) Register with any recognized state apprenticeship agency/council or with the United States Department of Labor, Apprenticeship Training and Employer Labor Services according to the requirements of 29 CFR Part 29, as adopted February 15, 1977.

PART D—EQUAL EMPLOYMENT OPPORTUNITY IN APPRENTICESHIP

NEW SECTION

WAC 296-05-400 Equal employment opportunity plan—Purpose, scope and authority. The WSATC's affirmative action plan is based on the statutory authority granted in chapter 49.04 RCW and according to the provisions of 29 CFR Part 30. The purpose of the affirmative action plan is to promote equality of opportunity in apprenticeship by:

- Prohibiting discrimination in apprenticeship programs based on race, sex, color, religion, national origin, age disability or as otherwise specified by law;

- Requiring equal employment opportunities in apprenticeship programs through affirmative action; and
- Coordinating the WSATC's equal employment opportunity programs with affirmative action policies and procedures with other equal opportunity programs.

The following sections contain the policies and procedures to promote equality of opportunity and equity of treatment of apprentices in apprenticeship programs approved by the WSATC. These policies and procedures are to be used to:

- Recruit and select apprentices;
- Review and revise apprenticeship programs;
- Process equal employment opportunity complaints;
- Take corrective action when appropriate;
- Deregister noncomplying apprenticeship programs;

and

- Continue recognition or withdraw recognition of apprenticeship programs.

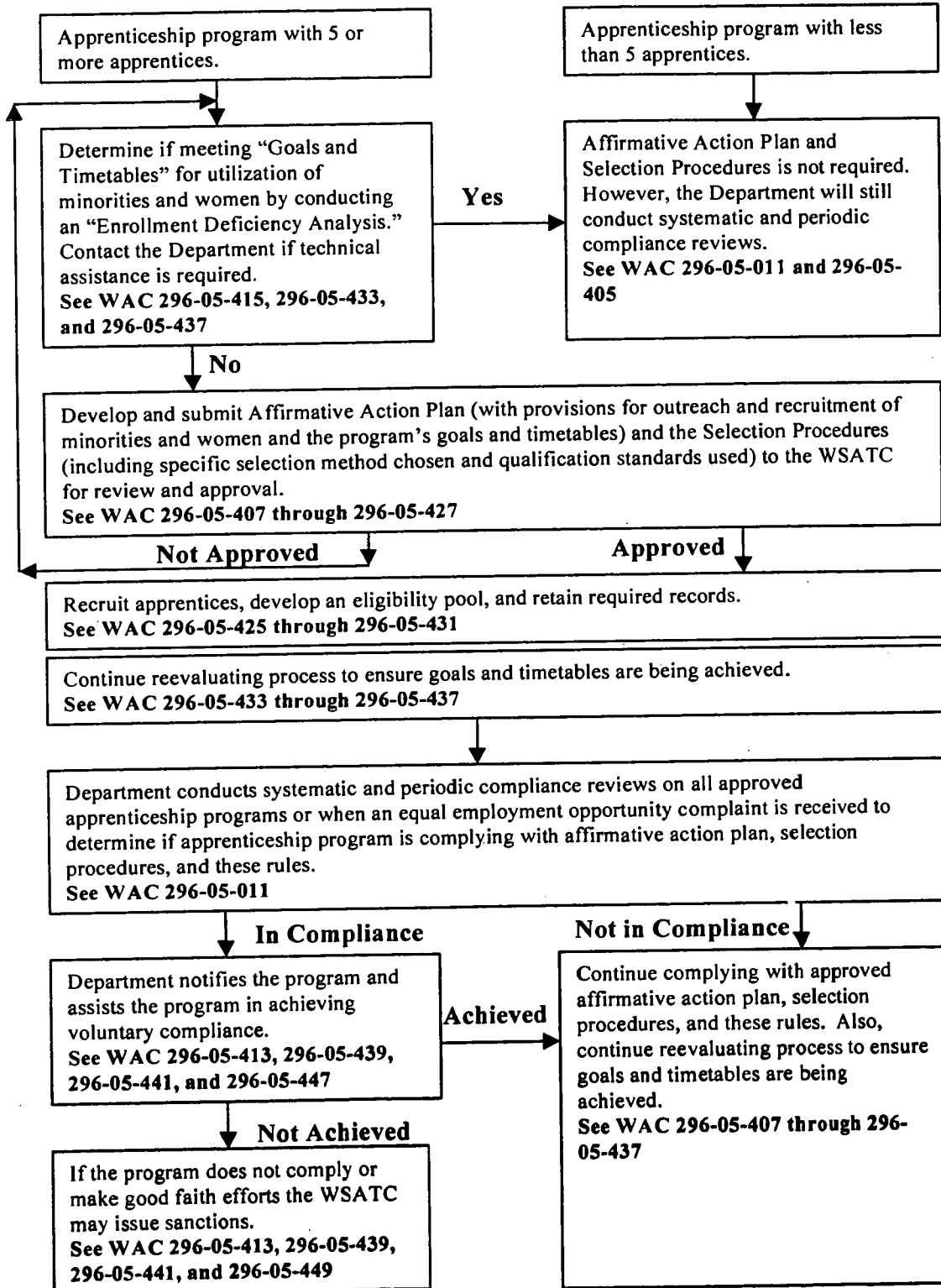
An affirmative action program must not be used to discriminate against any qualified applicant or apprentice on the basis of race, sex, color, religion, national origin, age, disability or as otherwise specified by law.

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NEW SECTION

WAC 296-05-402 Equal employment opportunity process.

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NEW SECTION

WAC 296-05-403 Definitions for Part D. The following definitions are to be used with this part.

Underutilization: Enrolling minorities and women in a ratio not proportionate to the participation of minorities and women that is representative of the geographical region served.

Women or female: As used in Part D of this chapter refers to minority women and nonminority women.

NEW SECTION

WAC 296-05-405 Exceptions to the requirement for adopting an affirmative action plan and a selection procedure. (1) A sponsor is not required to adopt an affirmative action plan or a selection procedure if:

- (a) It has fewer than five apprentices; or
- (b) The program is determined by the WSATC to be in compliance with an approved equal employment opportunity program. An approved program is one which:
 - (i) Provides for selection of apprentices;
 - (ii) Provides for affirmative action in apprenticeship;
 - (iii) Includes goals and timetables for participation of minorities and women in the labor force in apprenticeship which meet or exceed the requirements of WAC 296-05-415; and
 - (iv) Meets the requirements of the following laws:
 - Title VII of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000, et seq.);
 - The regulations implementing 42 U.S.C. 2000, et seq.;
 - Executive Order 11246 as amended; and
 - The regulations (41 CFR Part 60) implementing Executive Order 11246.

(2) A program sponsor must submit satisfactory evidence of its qualification for the exception to the WSATC. If the program sponsor designed the apprenticeship program or the equal opportunity program to circumvent the requirements of these rules, the program will not qualify for an exception.

NEW SECTION

WAC 296-05-407 Apprenticeship program sponsor's obligations. (1) A sponsor of an approved apprenticeship program must:

(a) Promote equal opportunity in its apprenticeship program; and

(b) Recruit, select, employ and train apprentices without discrimination based on race, sex, color, religion, national origin, age, disability or as otherwise specified by law.

(2) A sponsor of an approved apprenticeship program with five or more apprentices must uniformly apply all rules related to apprentices. Such rules include, but are not limited to:

- Equality of wages;
- Periodic advancement;
- Promotion;
- Assignment of work;
- Job performance;
- Rotation among all work processes of the trade;

- Imposition of penalties or other disciplinary action; and
- All other aspects of the apprenticeship program administered by the program sponsors.

(3) Adopt and implement an affirmative action plan and selection procedure as required by chapter 49.04 RCW, 29 CFR Part 30, and these rules unless the approved apprenticeship program qualifies for an exception (see WAC 296-05-405).

NEW SECTION

WAC 296-05-409 Affirmative action information required by WSATC. In addition to the program standards required by WAC 296-05-316, program sponsors seeking new program registration and approval by the WSATC must submit the following:

- (1) The proposed affirmative action plan;
- (2) The proposed selection procedures; and
- (3) Any other information about the sponsor's equal employment opportunity plan required by the WSATC.

The affirmative action plan and additional information is considered in conjunction with the program standards in the WSATC's decision whether to approve or disapprove an apprenticeship program. If the WSATC disapproves the apprenticeship program, it shall direct the department to inform the sponsor in writing the reason for disapproval.

NEW SECTION

WAC 296-05-411 Affirmative action plan. An approved affirmative action plan must:

- (1) Be in writing.
- (2) Be more than passive nondiscrimination.
- (3) Include procedures, methods and programs to:
 - (a) Clearly identify present and potential minority and female apprentices.
 - (b) Establish affirmative action goals and timetables.
 - (c) Equalize opportunity in apprenticeship to allow full utilization of the work potential of minorities and women.
 - (d) Assure equal opportunity in apprenticeship for all individuals participating in or seeking entrance into Washington's labor force.

(4) Include provisions for outreach and positive recruitment to increase the participation of minorities and women in apprenticeship programs by expanding and promoting apprenticeship opportunities to minorities and women. (See WAC 296-05-413.)

Nothing in a sponsor's approved affirmative action plan may be used to discriminate against any qualified applicant or apprentice on the basis of race, sex, color, religion, national origin, age, disability or as otherwise specified by law.

NEW SECTION

WAC 296-05-413 Outreach and recruitment requirements—Specific. To gain approval, an affirmative action plan must include the following specific provisions for outreach and recruitment criteria:

(1) To increase minority and female participation in apprenticeship, program sponsors are expected to strengthen

program outreach and recruitment efforts. The affirmative action plan must specify the activities they will use to achieve this result.

(2) The program sponsor is not necessarily required to include all of the listed activities in its affirmative action program. The WSATC, when approving the sponsor's affirmative action plan, will determine the number of specific activities a sponsor must implement to satisfy this outreach and recruitment requirement. The WSATC will consider all circumstances including the size and type of the program and its resources. When special circumstances exist, the WSATC may provide financial or other assistance it deems necessary to implement the requirements of this section from any funds made available to it for such purpose.

(3) Examples of positive outreach and recruitment activities are:

(a) Distributing information about the nature of apprenticeship programs, program admission requirements, current apprenticeship opportunities, sources of apprenticeship applications, and the equal opportunity policy of the sponsor.

For programs only accepting applications at specific intervals, such information shall be disseminated at least thirty days in advance of each application date. For programs that accept applications throughout the year, this information must be distributed at least semiannually.

To be effective, the information described in this section must be given to the WSATC, local schools, employment service offices, women's centers, outreach programs and community organizations which effectively reach minorities and women. Also it must be published in newspapers which are circulated in the minority community and among women as well as the general areas in which the program sponsor operates.

(b) Participating in workshops conducted by employment service agencies, school districts, and community based organizations to increase apprenticeship program awareness of apprenticeship opportunities.

(c) Cooperating with local school districts, vocational education systems, and school employees to develop programs for preparing students to meet the standards and criteria required to qualify for entry into apprenticeship programs.

(d) Increasing awareness of a sponsor's equal opportunity policy within the sponsor's organization. The goal of this increased awareness within the sponsor's organization is to foster understanding, acceptance, and support among the sponsor's various officers, supervisors, employees, employers, and members. This is to encourage the necessary active assistance in achieving the program's obligations required by these rules.

(e) Participating in existing outreach programs whose focus is the recruitment and preparation of minority and female apprenticeship applicants. Whenever possible, these should provide applicants with pretesting experience and training.

(f) Developing outreach programs whose focus is the recruitment and preparation of minority and female apprenticeship applicants. If apprenticeship outreach programs do not exist, the sponsor should attempt to develop them. This effort may require working with other sponsors and appropriate community organizations. It may require obtaining finan-

cial assistance from the WSATC. Also, the sponsor shall initiate programs that prepare and encourage women to enter traditionally male dominated apprenticeship programs and trades.

(g) Encouraging the development and use of programs for preapprenticeship education, preparatory trade training, or other work related experiences that prepare candidates for apprenticeship.

(h) Granting to all applicants, without prejudice, advance standing or credit for previously acquired experience, training, skills, or aptitude.

(i) Engaging in other activities to ensure that the recruitment, selection, employment, and training of apprentices without discrimination based upon race, color, religion, national origin, sex, age, disability or as otherwise specified by law. Some examples of these activities include:

(i) General publication of advertisements, industry reports, articles on apprenticeship opportunities and advantages.

(ii) Use minority and female apprentices and journey-level workers as recruiters.

(iii) Provide career counseling to prospective applicants.

(iv) Periodically audit affirmative action programs to see if goals are being met.

(v) Develop monitoring procedures to ensure that employers are granting equal employment opportunities to apprentices (these procedures may include reporting systems, on-site reviews, or briefing sessions).

NEW SECTION

WAC 296-05-415 Affirmative action goals and timetables. (1) An affirmative action plan must include goals and timetables. The first step in deciding whether goals and timetables are necessary is the completion of an analysis of the sponsor's program to determine whether there is an underutilization of minorities and/or women in the trade(s) represented by the program. This analysis must be:

(a) Conducted by the sponsor with technical assistance provided by the department;

(b) In writing; and

(c) Included in the sponsor's affirmative action plan.

(2) If the sponsor's analysis demonstrates that minorities and females are underutilized in the program, the program has an enrollment deficiency that must be corrected. Enrollment goals and timetables to correct this deficiency must be established and they must be included in the sponsor's affirmative action plan. (See WAC 296-05-433.)

(3) If the sponsor's analysis demonstrates that no enrollment deficiencies exist, enrollment goals and timetables are not required. However, where no goals and timetables are established, the affirmative action plan must include a detailed explanation why no goals and timetables have been established.

NEW SECTION

WAC 296-05-417 Selection of apprentices for approved apprenticeship programs. In addition to development of a written affirmative action plan, the sponsor must submit a written plan for the selection of apprentices. The

selection plan must ensure that minorities and women have an equal opportunity to be selected as apprentices and that full utilization and equal opportunity in apprenticeship is achieved promptly. The selection procedures must use one of the methods specified in this section.

(1) A sponsor may not implement any selection method until the WSATC approves the program's affirmative action plan. In the affirmative action plan, the sponsor must identify the approved selection method it has adopted. The WSATC allows the following selection methods to be used:

(a) **Selection on basis of rank from pool of eligible applicants.** With this method, a sponsor selects apprentices from a pool of eligible applicants based upon a rank ordering of applicant qualifying standard scores. A sponsor adopting this method must create a pool of eligible candidates who have either reached the minimum legal working age and meet the sponsor's minimum physical requirements or who have reached the minimum legal working age and meet the sponsor's qualification standards.

(b) **Random selection from pool of eligible applicants.** A pool of eligible applicants must be created from persons who have either reached the minimum legal working age and meet the sponsor's minimum physical requirements or who have reached the minimum legal working age and meet the sponsor's qualification standards. With WSATC approval, a sponsor may randomly select apprentices from a pool of eligible applicants. This method must be supervised by an impartial person(s) not associated with the administration of the apprenticeship program. The time and place of the selection, and the number of apprentices to be selected, must be publicly announced before the selection takes place. The selection process must be open to all applicants and the public. The names of apprentices drawn by this method shall be posted immediately following the selection at the program sponsor's place of business.

(c) **Selection from pool of current employees.** A sponsor may select apprentices from an eligibility pool of program employees. The actual selection process may be prescribed by a collective bargaining agreement where one exists, or by the sponsor's established promotion policy.

(d) **Alternative selection methods.** In addition to the above specified methods, the WSATC allows a sponsor to select apprentices by alternative methods, including its present selection method. However, the sponsor who adopts an alternative method of selection must submit the following information to the apprenticeship supervisor:

- (i) A detailed discussion of the selection method it proposes to use;
- (ii) A copy of its affirmative action plan;
- (iii) A copy of its enrollment deficiency analysis; and
- (iv) If necessary, its goals and timetables for increasing the number of minority and female applicants and apprentices in the program.

The sponsor may not implement any such alternative method until the WSATC has approved the method and the affirmative action program (including its goals and timetables).

When an alternative selection method is used and the training agent selects the apprentices, the employer must sign an agreement with the WSATC, agreeing to comply with the

equal employment opportunity requirements of these rules and 29 CFR Part 30.

(2) Exceptions to selection procedures may be used if:

(a) An employee of an employer not qualifying as a journey-level worker becomes a training agent, he/she shall be evaluated by the apprenticeship program using constant standard nondiscriminatory means and registered at the appropriate period of apprenticeship based on previous work experience and related training.

(b) The individual who signs an authorization card during the organizing effort by an employer wherein fifty percent or more of the employees have signed whether or not the individual is approved as a training agent, an individual not qualifying as a journey-level worker shall be evaluated by the sponsor and registered at the appropriate period of apprenticeship based on previous work experience and related training.

(3) Organizing statements specified in subsection (2) of this section, that result in direct entry into the apprenticeship program, shall be properly placed within the program selection procedure as an exemption.

(4) If the WSATC or the department fails to act upon the sponsor's selection method and affirmative action program within thirty days of its submission to the department, the sponsor may implement the selection method until acted upon by the WSATC.

NEW SECTION

WAC 296-05-419 Qualification standards. Qualification standards are the criteria, used by sponsors to select applicants into an eligibility pool. These qualification standards and the procedures used to determine the standards must be specified in detail in the sponsor's affirmative action plan and must:

- Identify the specific criteria and attributes used to evaluate applicants;
- Specify the acceptable scores required for each qualification standard;
- Demonstrate a direct relationship between each qualification standard, its required score and the expected job performance;
- Establish a significant statistical relationship between the score required for admission to the pool and the applicant's performance in the apprenticeship program. This statistical relationship must be based upon the procedures discussed in 41 CFR Part 60-3 (Guidelines on employee selection procedures); and
- Specify that the applicant has achieved an acceptable score on all the qualification. Unless an applicant achieves an acceptable score on all the qualification standards, the applicant will be ineligible for admission to the pool.

(1) **Aptitude test scores for use as qualification standards.** Aptitude tests may be used as qualification standards; however, any aptitude test score used as a qualification standard must be directly related to apprenticeship job performance. To demonstrate this relationship, there must be a significant statistical relationship between the aptitude test scores required for admission to the pool and performance in the apprenticeship program. In determining this relationship,

the sponsor must follow the procedures discussed in 41 CFR Part 60-3. These requirements also apply to any aptitude tests used by a program sponsor and administered either by a state employment agency or any person, agency or organization engaged in the selection or evaluation of personnel. If a national aptitude test is developed and administered by a national apprenticeship committee, it must meet these requirements before it will be approved by the United States Department of Labor.

(2) **Educational achievements for use as qualification standards.** Educational achievements can be used as qualification standards; however, all such achievements used to determine admission to a program pool must be directly related to apprenticeship job performance. This direct relationship must be demonstrated by a significant statistical relationship between the achievement scores required for admission and expected performance in the apprenticeship program. In demonstrating such a statistical relationship, the sponsor must meet the requirements of 41 CFR Part 60-3.

Official school records or a certified passing grade on a general educational development (GED) test recognized by state or local public instruction officials shall be evidence of educational achievement. These education achievement requirements must be uniformly applied to all applicants.

(3) **Role of the interview in the applicant selection process.** Interviews must not be used as a qualification standard for admission to an eligibility pool for programs using the selection methods described in WAC 296-05-417 (1) and (2). However, after an applicant is placed in a pool and before selections are made from that pool, an applicant can be interviewed. When interviews are conducted, they must:

(a) Consist only of objective questions relevant to the applicant's fitness for the apprenticeship program.

(b) Not include questions related to qualifications previously used to determine entrance to the pool.

(c) Require each interviewer to record the questions and the general nature of the applicant's answers.

(d) Require each interviewer to prepare a summary of any interview conclusions.

Adequate records of the interviews must be kept including a brief summary and conclusion and how the specific factors like applicant motivation, ambition, and willingness to accept direction affected the interviewer's final decision.

(4) **Examples of qualification standards include:**

- Standardized aptitude tests;
- School diplomas or the equivalent;
- Health requirements essential to the chosen occupation;
- Interviews conducted in a fair manner (see subsection (3) of this section);
- School grades; and
- Previous work experience.

In applying these standards, the sponsor must meet the requirements of 41 CFR Part 60-3.

NEW SECTION

WAC 296-05-427 Notification requirements. All applicants who meet the program admission requirements must be notified that they have been placed in an eligibility pool. All program sponsors must give a written notice of

rejection to each applicant who is not selected for either an eligibility pool or the apprenticeship program. This rejection notice must include the reasons for rejection, the admission requirements for those admitted to the pool or program and the appeal procedures available.

NEW SECTION

WAC 296-05-429 Existing lists of eligibles and public notice. (1) A sponsor who adopts a selection method under WAC 296-05-417 must conduct an enrollment deficiency analysis (see WAC 296-05-433). If, as a result of this analysis, the sponsor concludes that there are fewer minorities and/or women on its existing pools and lists than there should be, these pools and lists must be discarded.

(2) Once the existing pools and lists have been discarded, new eligibility pools must be established and lists must be posted at the sponsor's place of business. Sponsors must allow at least a two-week period for accepting applications for admission to the apprenticeship program. There must be at least thirty days of public notice in advance of the earliest date for application for admission to the apprenticeship program (see WAC 296-05-411).

(3) Once an applicant has been placed in an eligibility pool, they must be retained on the eligibility lists for two years unless they request, in writing, that they be removed or unless they fail to respond to an apprentice job opportunity mailed to applicant's last known address by certified mail, return receipt requested. It is the applicant's responsibility to keep the sponsor informed of the applicant's current mailing address. A sponsor, upon receiving a written request from a former applicant whose name was removed from an eligibility list, may restore the applicant's name to the list.

(4) Applicants who have been accepted in the program must be given a reasonable time in which to report for work. A "reasonable time" will be interpreted in light of the customs and practices of the industry for reporting for work. All applicants must be treated equally in the determination and application of "a reasonable time."

NEW SECTION

WAC 296-05-431 Affirmative action records of the WSATC retained by the department. The WSATC must keep the following types of records in the apprenticeship supervisor's office:

- (1) Registration requirements;
- (2) Individual program standards;
- (3) Registration records;
- (4) Program compliance reviews and investigations;
- (5) Any other records pertinent to the determination of compliance with these rules; and
- (6) Any records that must be reported to the United States Department of Labor.

The records required by these rules and any other information relevant to compliance with 29 CFR Part 30 must be maintained for five years. Also, these records and related information must be made available upon request to the United States Department of Labor or other authorized representatives.

NEW SECTION**WAC 296-05-433 Enrollment deficiency analysis.** (1)

In analyzing a program to determine whether a deficiency exists, the sponsor must consider at least the following factors:

(a) The percentage of the working age minority and female population in the program sponsor's labor market area;

(b) The percentage of the minority and female labor force in the program sponsor's labor market area;

(c) The percentage of the minority and female apprentices participating in a particular trade or craft compared to the percentage of minorities and women in the labor force in the program sponsor's labor market area;

(d) The percentage of minorities and women participating as journey-level employee(s) employed by the employer(s) participating in the program as compared with the percentage of minorities and women in the sponsor's labor market area and the extent to which the sponsor should be expected to correct any deficiencies through the achievement of goals and timetables for the selection of apprentices; and

(e) The general availability of minorities and women in the sponsor's labor market that have present or potential capacity for apprenticeship in the program sponsor's labor market area.

(2) To calculate the above percentage(s) or any other percentages for the analysis, the sponsor must use the following formula: Divide the number of minority individuals or females in a particular classification in the labor force or population by the total labor force or population

NEW SECTION

WAC 296-05-435 Data and information. (1) The apprenticeship supervisor must provide program sponsors with data and information on minorities and women labor force characteristics generated by the employment security department or the office of financial management. This information is available for standard metropolitan statistical areas as well as special statistical areas.

(2) The specific data used to calculate the percentages in WAC 296-05-433 must be obtained from records maintained by apprenticeship committees.

NEW SECTION

WAC 296-05-437 Developing and evaluating enrollment goals and timetables. (1) Goals and timetables must be based upon the sponsor's enrollment analysis of its underutilization of minorities and women and its entire affirmative action program. Specific enrollment goals for minorities and a separate single goal for women may be acceptable unless a particular group is employed in a substantially disparate manner. In such a case, separate goals must be established for the disparate group. An example of such a situation would be where a specific minority group of women were underutilized even though the sponsor had achieved its enrollment goals for women generally. A separate, additional goal

should be established to increase the enrollment of this specific group.

(2) In establishing the enrollment goals and timetables, the sponsor should establish reasonable goals that can be achieved through a good faith effort.

(3) In evaluating whether a sponsor has satisfied the affirmative action requirements of these rules, the WSATC must determine whether the sponsor has made a good faith effort to do so.

(4) The sponsor's good faith efforts shall be judged by whether the sponsor is following its affirmative action program and attempting to make it work. A specific example of a good faith effort by a sponsor would be when a sponsor conducts evaluations of its affirmative action program and makes the necessary changes to achieve success in the attainment of its goals.

NEW SECTION

WAC 296-05-439 Failure to meet goals and timetables. (1) If a sponsor, despite its good faith efforts, fails to meet its goals and timetables within a reasonable period of time, the sponsor may be required to make appropriate changes in its affirmative action program in order to obtain maximum effectiveness toward the attainment of its goals.

(2) If the WSATC determines the failure of a sponsor to meet its goals and timetables is substantially a result of the enrollment selection method adopted, the sponsor may be required to develop and adopt a WSATC prescribed selection method.

(3) If a sponsor's failure to meet its goals is substantially a result of the qualification standard it used to select minorities and/or women, the sponsor may be required to show that the qualification standards directly relate to job performance. Specifically, the sponsor will be expected to demonstrate a significant statistical relationship between the qualification standards used and the required job performance. This statistical relationship must be based upon the procedures discussed in 41 CFR Part 60-3 (Guidelines on employee selection procedures).

NEW SECTION

WAC 296-05-441 Noncompliance with federal and state equal opportunity requirements. When a compliance review concludes that a sponsor is not operating according to the federal or state laws or regulations requiring equal opportunity, the apprenticeship supervisor must take action. Such action must include:

(1) Notifying the sponsor in writing of the review results;

(2) Making a reasonable effort to secure voluntary compliance from the program sponsor; and

(3) Giving the sponsor a reasonable amount of time to comply with the review recommendations before undertaking sanctions under WAC 296-05-013.

NEW SECTION

WAC 296-05-443 Complaint filing. (1) Any apprentice or applicant for apprenticeship who believes they have

been discriminated against may file a complaint. The basis of the complaint may be:

(a) Discrimination on the basis of race, sex, color, religion, national origin, age, disability or as otherwise specified by law by a sponsor or a sponsor's program;

(b) The equal opportunity standards have not been followed; or

(c) The sponsor's affirmative action plan does not comply with the requirements of this chapter.

(2) A complaint may be filed in person or through an authorized representative. The complainant may choose to file a complaint with the WSATC or with a private review panel as established in WAC 296-05-445.

(3) A complaint must be in writing and shall be signed by the complainant. The complaint must include the name, address, and telephone number of the person allegedly discriminated against, the program sponsor involved, and a brief description of the circumstances leading to the complaint.

(4) The complaint must be filed not later than one hundred eighty days from the date of the alleged discrimination or violation of the sponsor's affirmative action plan or the rules of this chapter. If a complaint is initially filed with the private review panel and the complainant later wishes to refer the complaint to the WSATC, the referral must occur within one hundred eighty days of the circumstances leading to the complaint or within thirty days of the private review panel's final decision, whichever is later. If good cause is shown, the WSATC may extend these time periods.

NEW SECTION

WAC 296-05-445 Private review panels. Sponsors may establish private review panels to resolve affirmative action complaints. The WSATC encourages sponsors to establish, fair, speedy, and effective procedures for the operation of the private review panel. Private review panels should be comprised of three or more responsible persons from the community who will serve without compensation. They should not be directly associated with the administration of an apprenticeship program. If necessary, sponsors may join together to establish a private review panel.

NEW SECTION

WAC 296-05-447 Processing of complaints. (1) All approved programs must establish procedures explaining the program's complaint review process. These procedures must comply with the requirements of this section. Each sponsor must give a copy of the complaint procedures to each apprenticeship applicant and to all enrolled apprentices.

(2) When the apprenticeship supervisor receives a complaint and the sponsor has a private review panel in place, the complaint must be referred to the panel unless the complainant chooses otherwise or unless the council concludes that the panel will not satisfactorily resolve the complaint.

(3) Once the complaint is referred to the private review panel, the panel has no more than thirty days to resolve it. At the end of the period, the supervisor will obtain the reports from the complainant and the review body as to the disposition of the complaint. If the complaint has been satisfactorily resolved and there is no other indication of failure to apply

equal opportunity standards, the case shall be closed and the parties formally notified.

(4) If the private review panel has not satisfactorily resolved the complaint within ninety days, the WSATC may conduct a compliance review and take all necessary steps to resolve the complaint.

(5) If the review panel satisfactorily resolves the complaint but there is evidence that the equal opportunity practices of the sponsor's program are not in compliance with the requirements of this chapter, the council must conduct a compliance review and take all steps necessary to bring the program into compliance.

(6) When a private review panel does not exist, the WSATC may conduct a compliance review to determine the facts of the complaint and any other information necessary to resolve the dispute.

(7) If the WSATC believes that satisfactorily resolving a complaint requires a change in the time limits established in this section, it can modify the time constraints by adopting special processing procedures. However, special processing procedures must only be adopted when circumstances warrant them and only if they will not prejudice any person or party associated with the complaint.

NEW SECTION

WAC 296-05-449 Program registration cancellation procedures. (1) If the WSATC decides to withdraw a program's registration, it must give written notice to the sponsor that there is reasonable cause, under WAC 296-05-013, to do so.

(2) If the sponsor requests a hearing, it must be a written request to the apprenticeship supervisor within fifteen days of the receipt of the WSATC's withdrawal notice. When the supervisor receives the sponsor's request, a hearing must be convened. The WSATC's final decision to withdraw a program's registration must be based on the compliance review file and other evidence presented at the hearing. The WSATC may allow the sponsor a reasonable time to achieve voluntary corrective action. If the WSATC decides that the apprenticeship program is not in compliance and that voluntary corrective action is not an option, the program's registration may be withdrawn. If the WSATC decides to withdraw the program's registration, it must make public notice of the order and give written notice to the sponsor. If the withdrawal was the result of complaint proceedings, the WSATC must give written notice of the withdrawal to the complainant as well.

NEW SECTION

WAC 296-05-451 Reinstatement of program registration. Any apprenticeship program deregistered as authorized by these rules may be reinstated upon presentation of adequate evidence to the WSATC that the apprenticeship program is operating in compliance with these rules.

NEW SECTION

WAC 296-05-453 Adoption of consistent state plans. All apprenticeship programs registered with the WSATC

must comply with the requirements of these rules and 29 CFR Part 30. If a program fails to comply or is inconsistent with the requirements of these rules and/or 29 CFR Part 30, the WSATC may disapprove or deregister the program. The WSATC must notify the United States Department of Labor of any state apprenticeship program disapproved and deregistered by it. The state apprenticeship program disapproved or deregistered by the WSATC for noncompliance with the requirements of these rules or 29 CFR Part 30 may, within fifteen days of the receipt of the notice of disapproval or deregistration, appeal to the United States Department of Labor to set aside the determination of the WSATC. The United States Department of Labor must make its determination on the basis of the record. The United States Department of Labor may grant the state program sponsor, the state apprenticeship and training, and the complainant, if any, the opportunity to present oral or written argument.

NEW SECTION

WAC 296-05-455 Intimidatory or retaliatory acts.

(1) Any intimidation, threat, coercion, or retaliation by or with the approval of a sponsor, against a person who has exercised rights or privilege under Title VII of the Civil Rights Act of 1964 as amended or the amended Executive Order 11246 is a violation of the equal opportunity standards of these rules. Such acts may be investigated by the WSATC and, if appropriate, will be prosecuted.

(2) Identity of a complainant must be kept confidential except when it is necessary to carry out the intent of these rules, for example, the need to conduct an investigation, hearing, or judicial proceeding.

NEW SECTION

WAC 296-05-457 Exemptions. A sponsor may request an exemption from Part D of these rules. The request may ask exemption from all of the section or from selected ones. The request must be in writing and must be addressed to the apprenticeship supervisor. It must explain why an exemption is needed. An exemption may be granted either by the WSATC or by the secretary of the United States Department of Labor, but can only be granted for good cause. If the WSATC approves an exemption that affects a substantial number of employers, it must notify the United States Department of Labor explaining why the exemption was allowed.

WSR 01-22-062
PERMANENT RULES
DEPARTMENT OF HEALTH
 [Filed November 1, 2001, 12:49 p.m.]

Date of Adoption: September 10, 2001.

Purpose: The amendments increase the licensing fees for home health, hospice and home care agencies.

Citation of Existing Rules Affected by this Order: Amending WAC 246-327-990, 246-331-990, and 246-336-990.

Statutory Authority for Adoption: RCW 70.127.090, 43.20B.110, 43.70.250.

Adopted under notice filed as WSR 01-16-151 on August 1, 2001.

Changes Other than Editing from Proposed to Adopted Version: Based on comments received, the department reinstated the description of "FTE" and the "twelve month" time frame for an initial license. The stricken language for "biennial" is replaced with "twenty-four month."

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 3, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 3, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 31, 2001

Mary C. Selecky
 Secretary

AMENDATORY SECTION (Amending WSR 98-13-036, filed 6/8/98, effective 7/9/98)

WAC 246-331-990 Fees. (1) A licensee or applicant shall submit to the department:

(a) A ~~((biennial))~~ twenty-four month renewal fee based on the number of full-time equivalents (FTEs), which is a measurement based on a forty-hour week and is applicable to paid agency personnel or contractors, as follows:

(i) ~~((A base fee of five hundred two dollars and sixty cents; and))~~ For five or less FTEs, seven hundred fifty dollars;

(ii) ~~((For agencies with: (A) Fifteen or less FTEs, two hundred sixty-six dollars; (B) Sixteen through fifty FTEs, six hundred forty dollars and fifty cents; or~~

~~(C) Fifty one or more FTEs, one thousand three hundred twenty-eight dollars and sixty cents;))~~ For six to fifteen FTEs, seven hundred ninety dollars;

(iii) For sixteen to fifty FTEs, one thousand one hundred seventy-four dollars and ninety-nine cents;

(iv) For fifty-one to one hundred FTEs, one thousand eight hundred eighty-two dollars and twenty-nine cents;

(v) For one hundred one or more FTEs, one thousand nine hundred eighty dollars;

(b) An initial twelve-month license fee of one thousand five hundred dollars for new firms, businesses not currently licensed to provide hospice care in Washington state, or currently licensed businesses which have had statement of charges filed against them ~~((as follows:~~

~~(i) A base fee of two hundred fifty one dollars and thirty cents; and~~

~~(ii) For agencies with:~~

~~(A) Fifteen or less FTEs, one hundred thirty three dollars;~~

~~(B) Sixteen through fifty FTEs, three hundred nineteen dollars and sixty cents;~~

~~(C) Fifty one or more FTEs, six hundred sixty two dollars and forty cents); and~~

~~(c) A transfer of ownership fee of ((sixty)) one hundred fifty dollars. A transferred license will be valid for the remainder of the current license period.~~

~~(2) ((An applicant or licensee)) A licensee that has a home health license, shall pay seventy-five percent of the renewal fee listed in subsection (1)(a) of this section.~~

~~(3) A licensee that does not have a home health license shall pay ((one half the base fee in addition to the full fee for FTEs)) seventy-five percent of the appropriate fee for each additional ((home health and/or)) home care license.~~

~~((3)) (4) The department may charge and collect from a licensee a fee of ((two)) seven hundred fifty dollars for:~~

~~(a) A second on-site visit resulting from failure of the licensee or applicant to adequately respond to a statement of deficiencies;~~

~~(b) A complete on-site survey resulting from a substantiated complaint; or~~

~~(c) A follow-up compliance survey.~~

~~((4)) (5) A licensee with deemed status shall pay fees according to this section.~~

~~((5)) (6) A licensee shall submit an additional late fee in the amount of ((ten)) twenty-five dollars per day, not to exceed ((the cost of the base fee)) five hundred dollars, from the renewal date (which is thirty days before the current license expiration date) until the date of mailing the fee, as evidenced by the postmark.~~

AMENDATORY SECTION (Amending WSR 98-13-036, filed 6/8/98, effective 7/9/98)

WAC 246-336-990 Fees. (1) A licensee or applicant shall submit to the department:

(a) A ((biennial)) twenty-four month renewal fee based on the number of full-time equivalents (FTEs), which is a measurement based on a forty-hour week and is applicable to paid agency personnel or contractors, as follows:

~~(i) ((A base fee of three hundred thirty four dollars and thirty cents; and)) For five or less FTEs, four hundred fifty dollars;~~

~~(ii) ((For agencies with:~~

~~(A) Fifteen or less FTEs, one hundred seventy six dollars and eighty cents;~~

~~(B) Sixteen through fifty FTEs, two hundred thirteen dollars and forty cents; or~~

~~(C) Fifty one or more FTEs, three hundred six dollars and twenty cents;)) For six to fifteen FTEs, eight hundred fifteen dollars;~~

~~(iii) For sixteen to fifty FTEs, eight hundred seventy-five dollars;~~

~~(iv) For fifty-one to one hundred FTEs, one thousand twenty-five dollars; and~~

~~(v) For one hundred one or more FTEs, one thousand one hundred dollars;~~

~~(b) An initial twelve-month license fee of one thousand five hundred dollars for new firms, businesses not currently licensed to provide home care in Washington state, or currently licensed businesses which have had statement of charges filed against them ((as follows:~~

~~(i) A base fee of two hundred fifty one dollars and thirty cents; and~~

~~(ii) For agencies with:~~

~~(A) Fifteen or less FTEs, one hundred thirty three dollars;~~

~~(B) Sixteen through fifty FTEs, one hundred sixty one dollars;~~

~~(C) Fifty one or more FTEs, two hundred thirty four dollars and twenty cents); and~~

~~(c) A transfer of ownership fee of ((sixty)) one hundred fifty dollars. A transferred license will be valid for the remainder of the current license period.~~

~~(2) ((An applicant or)) A licensee that has a home health and/or hospice license shall pay ((one half the base fee in addition to the full fee for FTEs for each additional home health and/or hospice license)) seventy-five percent of the renewal fee listed in subsection (1)(a) of this section.~~

~~(3) The department may charge and collect from a licensee a fee of ((two)) seven hundred fifty dollars for:~~

~~(a) A second on-site visit resulting from failure of the licensee or applicant to adequately respond to a statement of deficiencies; and~~

~~(b) A complete on-site survey resulting from a substantiated complaint; or~~

~~(c) A follow-up compliance survey.~~

~~(4) A licensee with deemed status shall pay fees according to this section.~~

~~(5) A licensee shall submit an additional late fee in the amount of ((ten)) twenty-five dollars per day, not to exceed ((the cost of the base fee)) three hundred dollars, from the renewal date (which is thirty days before the current license expiration date) until the date of mailing the fee, as evidenced by the postmark.~~

AMENDATORY SECTION (Amending WSR 98-13-036, filed 6/8/98, effective 7/9/98)

WAC 246-327-990 Fees. (1) A licensee or applicant shall submit to the department:

(a) A ((biennial)) twenty-four month renewal fee based on the number of full-time equivalents (FTEs), which is a measurement based on a forty-hour week and is applicable to paid agency personnel or contractors, as follows:

~~(i) ((A base fee of five hundred two dollars and sixty cents; and)) For five or less FTEs, one thousand five hundred dollars;~~

~~(ii) ((For agencies with:~~

~~(A) Fifteen or less FTEs, one thousand forty eight dollars;~~

~~(B) Sixteen through fifty FTEs, one thousand two hundred sixty one dollars and fifty cents; or~~

~~(C) Fifty one or more FTEs, one thousand seven hundred twenty one dollars and forty cents;)) For six to fifteen FTEs, two thousand one hundred ten dollars;~~

~~(iii) For sixteen to fifty FTEs, two thousand four hundred dollars;~~

~~(iv) For fifty-one to one hundred FTEs, three thousand twenty-five dollars; and~~

~~(v) For one hundred one or more FTEs, three thousand one hundred fifteen dollars;~~

(b) An initial twelve-month license fee of one thousand five hundred dollars for new firms, businesses not currently licensed to provide home health care in Washington state, or currently licensed businesses which have had statement of charges filed against them ~~((as follows:~~

~~(i) A base fee of two hundred fifty one dollars and thirty cents; and~~

~~(ii) For agencies with:~~

~~(A) Fifteen or less FTEs, five hundred twenty three dollars and forty cents;~~

~~(B) Sixteen through fifty FTEs, six hundred twenty nine dollars and fifty cents;~~

~~(C) Fifty one or more FTEs, eight hundred sixty dollars and ten cents); and~~

(c) A transfer of ownership fee of ~~((sixty))~~ one hundred fifty dollars. A transferred license will be valid for the remainder of the current license period.

(2) ~~((An applicant or))~~ A licensee shall pay ~~((one half the base fee in addition to the full fee for FTEs))~~ seventy-five percent of the appropriate fee for each additional hospice and/or home care license.

(3) The department may charge and collect from a licensee a fee of ~~((two))~~ seven hundred fifty dollars for:

(a) A second on-site visit resulting from failure of the licensee ~~((or applicant))~~ to adequately respond to a statement of deficiencies;

(b) A complete on-site survey resulting from a substantiated complaint; or

(c) A follow-up compliance survey.

(4) A licensee with deemed status shall pay fees according to this section.

(5) A licensee shall submit an additional late fee in the amount of ~~((ten))~~ twenty-five dollars per day, not to exceed ~~((cost of the base fee))~~ five hundred dollars, from the renewal date (which is thirty days before the current license expiration date) until the date of mailing the fee, as evidenced by the postmark.

WSR 01-22-072

PERMANENT RULES

DEPARTMENT OF LICENSING

[Filed November 1, 2001, 4:45 p.m.]

Date of Adoption: October 30, 2001.

Purpose: To meet the criteria set forth in Governor Locke's Executive Order 97-02 by clarifying rules to help make them more comprehensible.

Citation of Existing Rules Affected by this Order: Repealing 26 [WAC 308-72-500 - 308-72-710].

Statutory Authority for Adoption: RCW 82.36.435.

Adopted under notice filed as WSR 01-17-011 on August 2, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 25, Amended 0, Repealed 26.

Number of Sections Adopted Using Negotiated Rule Making: New 25, Amended 0, Repealed 26; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 19, 2001

Fred Stephens

Director

NEW SECTION

WAC 308-72-800 Definitions. (1) "Gasoline" means finished gasoline and gasoline blendstocks as defined in Code of Federal Regulations (CFR) 48.481-1 (e)(3). Finished gasoline means all products (including gasohol) that are commonly or commercially known or sold as gasoline and are suitable for use as motor fuel. The product must have an octane rating of 75 or more.

(2) "Export" means to obtain motor vehicle fuel in this state for sale or distribution outside this state. To be considered an "export" and qualify for exemption from the motor vehicle fuel tax, motor vehicle fuel obtained outside the bulk transfer terminal system must be physically off-loaded in the destination state, province, or foreign country. The exporter must be licensed or registered, if required, in that state, province, or country of destination.

(3) "Motor vehicle fuel" means any product commonly or commercially sold as gasoline as defined in CFR 48.481-1 (e)(3). The blending of any product(s) or chemical(s) with gasoline or any other inflammable liquid and the resultant product is sold or used for the propulsion of motor vehicles shall be considered a motor vehicle fuel subject to the provisions of chapter 82.36 RCW.

(4) "Motor vehicle fuel supplier" means a person who is licensed as a supplier under chapter 82.36 RCW, and must hold a federal certificate of registry issued under the Internal Revenue Code authorizing the person to enter into federal tax free transactions on motor vehicle fuel in the bulk transfer-terminal system.

(5) "Invoice" means any document, paper or electronic, evidencing the transfer of ownership of motor vehicle fuel.

NEW SECTION

WAC 308-72-805 Payment due dates for motor vehicle fuel taxes. (1) **What if the payment due date falls on a**

Saturday, Sunday or state legal holiday and payment is by electronic funds transfer? If you are paying your motor vehicle fuel tax by electronic funds transfer, you must transfer the funds by the state business day immediately preceding the due date. (For example, if the payment due date falls on Saturday, you must transfer the funds by Friday.)

(2) What if my payment is not made by electronic funds transfer? If you are not paying your motor vehicle fuel tax by electronic funds transfer, then payment is due on the next state business day. (For example, if the payment due date falls on Saturday, the payment must be postmarked by Monday.)

NEW SECTION

WAC 308-72-810 Collateral requirements in lieu of surety bond(s). (1) **What other forms of collateral will the department accept in lieu of a surety bond?** The department will accept certificates of deposit of lawful money of the United States in any of the following forms:

(a) Automatically renewable certificate(s) of deposit insured by the federal deposit insurance corporation, made in the name of the licensee or applicant for the license, payable to or assigned to the Washington state treasurer; or

(b) Certificate(s) of deposit or share account issued by a savings and loan association insured by the federal savings and loan insurance corporation. Evidence of the insured account, in the form of either a certificate of deposit or passbook, must be filed with the department along with a properly executed assignment form whereby the fund on deposit is assigned to the Washington state treasurer; or

(c) Certificate(s) of deposit or share account, issued by a credit union doing business in the state of Washington and insured by the Washington credit union share guaranty association. Evidence of the insured account, in the form of either a certificate of deposit or passbook, must be filed with the department along with a properly executed assignment form whereby the fund on deposit is assigned to the Washington state treasurer; or

(d) Cash deposits are acceptable, however interest will not accrue.

(2) Do I earn interest on my certificates of deposit? Yes, the certificate and/or the assignment forms shall contain the provision that interest earned will be payable to the depositor. Assignments may only be canceled upon written authorization of the department.

NEW SECTION

WAC 308-72-815 Cancellation or revocation of motor vehicle fuel license(s). (1) **Under what circumstances will my license be canceled?** Pursuant to RCW 82.36.190, a license may be canceled by the department under the following circumstances:

(a) Upon written request of the licensee, the cancellation will become effective within sixty days from receipt of the written request.

(b) Upon investigation and sixty days' notice to the licensee if the department determines the licensee is no longer engaged in the sale or distribution of motor vehicle fuel for a period of six consecutive months prior to the cancellation.

(c) Upon failure to file a new surety bond or to make deposits (cash) in accordance with RCW 82.36.060, or when the surety bond issuer requests to be released or discharged.

(d) Upon failure to file new or additional surety bond or to deposit additional securities within thirty days after being requested to do so by the department.

(2) How do I request to have my license canceled? A written request for cancellation and any required tax returns up to the date of cancellation must be forwarded to the department with a remittance of any tax, penalty and interest due.

(3) Under what circumstances may my license be suspended or revoked? A license suspension or revocation is initiated by the department for cause as defined in RCW 82.36.190.

(4) What happens when my license is canceled, suspended or revoked? The department will notify all motor vehicle fuel suppliers, importers, exporters, blenders and distributors of the change in license status.

NEW SECTION

WAC 308-72-820 Tax exempt transactions. (1) **When are export transactions tax exempt?** Exemption of the motor vehicle fuel tax may be claimed under the following circumstances:

(a) Fuel owned by the exporter and delivered by the exporter to a customer at a point outside the state by means of equipment owned and operated or controlled by the licensee.

(b) By a licensee for transportation to a destination outside the state under a bill of lading or a shipping contract that definitely establishes that the licensee claiming the export actually and, in fact, retains title to, and control over, said fuel until actual delivery to its destination out of the state of Washington.

(2) When are sales to the United States armed forces and National Guard tax exempt? A licensed supplier is authorized to remove motor vehicle fuel from the bulk transfer terminal system without the imposition of the tax when the motor vehicle fuel is delivered:

(a) To the United States armed forces or National Guard under a bill of lading for the express purpose of exportation from the state by the armed forces or National Guard.

(b) Into the fuel tanks of ships operated by the United States armed forces or National Guard and bearing armed forces or National Guard identification names or numbers.

(c) Into the storage facilities of the United States armed forces or National Guard maintained exclusively for the purpose of fueling ships.

(3) Are sales to qualified foreign diplomatic and consular missions tax exempt? Tax exempt sales of motor vehicle fuel may be made to qualified foreign diplomatic, consular missions and their qualified personnel if the diplomatic, consular missions and qualified personnel maintain tax exempt credit card accounts. Motor vehicle fuel purchased by cash is not tax exempt.

(4) What is required for a licensee to issue a credit card to qualified foreign government personnel? Application must be accompanied by Form DSP-99A, issued by the

Office of Foreign Missions, United States Department of State, and approved by that office.

NEW SECTION

WAC 308-72-830 Tax exempt sales. (1) **How are tax exempt sales reported to the department?** Tax exempt sales shall be reported and supported by Schedule 10, Uniform Fuel Tax Multiple Schedule of Disbursements (Form FT 441-841). A separate schedule for each category of exempt sales must be submitted with the tax return. For export sales, a separate Schedule 10 must be submitted for each state or foreign jurisdiction of destination. The department shall furnish the government agency of the state or foreign jurisdiction of destination a copy of this Schedule 10 to give information on the movement of untaxed fuel across state lines.

(2) **What if the delivery is onto a federally recognized Indian reservation or onto Indian country?** In the case of a delivery onto a federally recognized Indian reservation or onto Indian country, the invoice must identify the state within the contiguous United States, Hawaii, Alaska, District of Columbia, U.S. possession, or Canadian Province in which the delivery took place.

NEW SECTION

WAC 308-72-835 Tax exempt losses. (1) **What is considered a tax exempt loss?** Credit for or a refund of the motor vehicle fuel tax paid may be taken when the licensee or the common or contract carrier furnishes acceptable proof of the exact quantity of fuel lost if documents in support of the loss are submitted to the department for approval as provided in RCW 82.36.370.

(2) **What is acceptable proof of loss?** Acceptable proof of loss shall consist of:

(a) A notarized affidavit by a person having actual knowledge of the circumstances of the loss, explaining the origin and destination of the shipment, the circumstances surrounding the quantity of fuel lost, fuel salvaged, disposition of the salvaged fuel, and procedure(s) used in the determination of the quantity of fuel lost;

(b) A signed statement by a federal, state, local or provincial official who has authority to investigate and/or deal with fuel losses; or witness to the loss;

(c) A bill of lading or other shipping document(s);

(d) A statement by the licensee establishing ownership of the fuel at time of loss.

(3) **Are deductions for losses from bulk storage allowed?** Yes, motor vehicle fuel that has been proven lost or destroyed, prior to distribution from a licensee's bulk storage facility outside of the bulk transfer terminal system, is allowed as a deduction as provided in RCW 82.36.370.

(4) **How long shall I retain my evidence substantiating my loss?** Documentary evidence substantiating losses shall be retained by the licensee for five years.

(5) **May I claim a deduction for unproved losses?** No, unproved losses will be considered as distribution and subject to fuel tax.

(6) **Am I liable for fuel taxes when one of my employees or agents causes a loss of fuel?** Yes, charges for losses

made by employees or agents of the licensee who fail to satisfactorily account for fuel shall be invoiced inclusive of the fuel tax. Other losses shall be accounted for and supported by proof.

NEW SECTION

WAC 308-72-840 Delinquent account notification process. (1) **What steps must be taken when a licensed motor vehicle fuel distributor does not pay a licensed motor vehicle fuel supplier the motor vehicle fuel tax when due?**

(a) When a licensed distributor does not pay a licensed supplier the motor vehicle fuel taxes that are due, the supplier must notify the department no later than twenty calendar days from the date the fuel tax was due to the supplier. If that twentieth day falls on a Saturday, Sunday, or legal holiday, the supplier must notify the department on the next business day.

(b) The supplier must complete the form that has been developed by the department for this purpose or timely provide written notification to the department. Receipt of written notification constitutes evidence that the distributor has failed to pay the motor vehicle fuel taxes owed.

(2) **What action will the department take when notified by the supplier of the distributor's failure to pay?** The department will suspend the distributor's license for non-payment of motor vehicle fuel tax due the supplier and notify all suppliers of the suspension in the following ways:

(a) Posting notification of the suspension on the department's website;

(b) Transmission of the notification via electronic mail or facsimile; and

(c) Mailing of the notification via U.S. mail.

NEW SECTION

WAC 308-72-845 Refund for bad debt loss (other than a motor fuel supplier). (1) **Can taxes paid on worthless accounts receivable be refunded?** Yes, a refund may be requested for tax paid on a worthless accounts receivable under RCW 82.36.373 if you:

(a) Are a licensed motor vehicle fuel importer, motor vehicle fuel blender, or motor vehicle fuel distributor; and

(b) Paid tax on an account found to be a worthless accounts receivable; and

(c) Charged off the amount as a bad debt on your federal income tax return; and

(d) Filed the claim within five years of the date of sale.

(2) **What documentation must be submitted to the department to claim a refund on a bad debt that has been charged off?** The following must be submitted:

(a) The portion of the federal income tax return and a supporting schedule that lists the bad debt as being charged off; and

(b) Invoices supporting fuel sales being claimed as bad debt; and

(c) Name and address of the purchaser; and

(d) Motor vehicle fuel tax return; or

(e) Refund claim form.

(3) **Can a tax refund be claimed for expenses related to the collection of a bad debt?** No, a tax refund cannot be claimed for expenses incurred in collecting a bad debt.

(4) **If motor vehicle fuel tax previously declared as worthless accounts receivable is collected, how is it remitted to the department?**

(a) A motor vehicle fuel importer or motor vehicle fuel blender that collects any motor vehicle fuel tax previously taken as a tax refund on a worthless accounts receivable must remit the motor vehicle fuel tax with the tax return for the reporting period the motor vehicle fuel tax was collected in.

(b) A motor vehicle fuel distributor must remit the motor vehicle fuel tax collected, with a form provided by the department, no later than the last state business day of the month following the month of collection.

NEW SECTION

WAC 308-72-850 Records. What motor vehicle fuel records must be kept? Every person licensed or required to be licensed shall maintain a complete monthly stock summary of the gallons of motor vehicle fuel reflecting inventories, receipts, sales, use, other distribution, and loss or gain. The stock summary shall be supported by:

(1) Physical inventories of bulk storage plants taken at the close of each calendar month.

(2) Meter readings taken at the close of each calendar month for pumps through which fuel is dispensed.

(3) A record of fuel receipts together with invoices, bills of lading, transfer documents, yield reports and other documents relative to the acquisition of fuel.

(4) A record of fuel disbursements together with invoices, bills of lading and other documents relative to the disbursements of fuel.

NEW SECTION

WAC 308-72-855 IFTA records. Are there additional recordkeeping requirements for IFTA motor vehicle fuel users when leasing a vehicle? Yes. A lessor of a vehicle who is an IFTA motor vehicle fuel user shall also maintain records of each trip and all mileage when the lessor's vehicle is operated by the lessee for less than thirty days. The lessor must obtain from the lessee, and retain in the lessor files, the original copy of all invoices substantiating claims by the lessor for purchases of tax paid motor vehicle fuel. If a lease is for more than thirty days, the lease agreement will determine who maintains the records.

NEW SECTION

WAC 308-72-860 Investigatory power. What investigatory powers does the department have? For the purpose of any investigation or proceeding under this chapter and chapter 82.36 RCW, the director or any designated officer may administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, agreements, or other documents or records which the director deems relevant or material to the inquiry.

NEW SECTION

WAC 308-72-865 Invoices issued by licensees. (1) When is an invoice issued? Every licensee shall issue an invoice at the time of sale. If an electronic invoice is issued, a paper copy of the invoice or other documentation containing required information must be produced if required by the department or to support a refund claim.

(2) **What information must appear on each invoice?** Each invoice must include the following information:

(a) The name and address of the seller;

(b) The name, address, and motor vehicle fuel tax license number, if applicable, of the purchaser;

(c) The date of delivery (month, day and year);

(d) The location of the point of shipment. Alphanumeric codes are allowed if the definitions of the alphanumeric codes are provided to the department;

(e) The physical address of the fuel delivery or exchange if different than the purchaser address, including the name of the state, Canadian Province, or foreign country. Alphanumeric codes are allowed if the definitions of the alphanumeric codes are provided to the department;

(f) Name of carrier transporting fuel;

(g) Name of product sold;

(h) The number of U.S. gallons of product sold (must indicate net or gross gallons);

(i) The price per gallon and total amount charged;

(j) A statement on the invoice indicating whether the fuel has been sold without the Washington state fuel tax;

(k) In the case of a delivery onto a federally recognized Indian reservation or onto Indian country, the invoice must identify the state within the contiguous United States, Hawaii, Alaska, District of Columbia, U.S. possession, or Canadian Province in which the delivery took place.

(3) **What happens if a purchaser's invoice is lost or destroyed?** If an invoice is lost or destroyed the seller shall issue a duplicate or copy containing all information that appeared on the original invoice, if requested by the purchaser. The copies shall be plainly marked "copy" or "duplicate."

(4) **What happens if an incorrect invoice is issued to the purchaser?** The seller must issue a corrected invoice to the purchaser. The invoice must clearly indicate that it is a corrected invoice and reference the original invoice.

(5) **What documentation does a licensed supplier, importer or blender need in order to support taxable motor vehicle fuel consumed for their own use?** Fuel used in motor vehicles or for other taxable purposes by a licensed supplier, importer or blender shall be supported by records covering the total fuel used during the reporting period.

(6) **What documentation does a distributor need in order to claim a refund for nontaxable use of motor vehicle fuel?** If motor vehicle fuel is used for a purpose subject to tax refund, the distributor must have supporting invoices or records indicating the use of the motor vehicle fuel and the type(s) of equipment it is used in.

NEW SECTION

WAC 308-72-870 Minimum tax payment/refund. What is the minimum tax payment or refund? Each tax

return that declares a tax liability of ten dollars or less need not make remittance; conversely, a refund of ten dollars or less will not be issued. A computation error on the tax return which results in an additional tax liability in the amount of ten dollars or less will be accepted without further collection action.

NEW SECTION

WAC 308-72-880 Filing of refund claims for nonlicensees. (1) **How do I apply for a refund?** Any person claiming a refund of the motor vehicle fuel tax must make application to the department and be issued a refund permit number.

(2) **When can I file a refund claim?** A refund claim may be filed at any time not to exceed a thirteen-month time limit from the date of purchase. If you claim a refund for fuel purchased in any month of a claimed period, you may not claim additional purchases for that month on another claim. The department will use the postmark date to determine the eligibility of the claim.

(3) **Do I need to send in my invoices with the refund claim request?** If your refund claim request is one hundred dollars or less, you do not have to send your purchase invoices with your refund claim unless required by the department. If your refund claim request is more than one hundred dollars, purchase invoices are required. If electronic invoices were issued to the claimant, paper copies of the invoices or other documentation containing required information must be submitted with the refund claim.

(4) **How shall I account for my inventory on my refund claim form?** Any fuel on hand (by physical measurement) at the end of the claim period should be indicated on the claim as ending inventory and should be reported as a beginning inventory on the next refund claim form. Credit for the inventory will be allowed on the next claim if it is filed within thirteen months from the filing date of the claim that established the inventory. All invoices for the total fuel purchased must be submitted with each claim unless the amount of the claim is one hundred dollars or less.

(5) **As a licensed distributor do I need to send in supporting summary schedules and invoices with my refund claim request?** Yes. Summary schedules must be provided by the distributor. Invoices may be requested by the department.

(6) **Who may sign a refund claim form?** The following persons may sign a refund claim form:

- (a) Individuals - permit holder;
- (b) Partnership - any one of the partners;
- (c) Business firm or corporation - owner, corporate officer or other authorized agent.

(7) **Can invoices be in a different name than what is on the claim form?** No, invoices made out in other names will not be accepted.

(8) **Can I request that my refund be assigned to another person?** Yes, if a letter of assignment is attached, signed by the person to whom the invoice was issued, designating the payee.

(9) **How long will it take until I receive my refund?** Properly completed refund claims will be processed and mailed within thirty business days of date of receipt.

NEW SECTION

WAC 308-72-885 Interest assessment on refund claims. When would the department pay interest on my refund claim? If the department does not issue the refund within thirty business days, interest is due. The first day of the thirty-day period within which the department must issue the refund begins on the date the properly filed and completed refund claim is received and date stamped by the department. The postmark date on the envelope is not considered the received date for this purpose.

NEW SECTION

WAC 308-72-890 Invoice requirements for refunds to nonlicensees. (1) **What are the invoice requirements?** The seller of motor vehicle fuel is required to issue to each purchaser separate invoices for each purchase of fuel. However, a single invoice covering multiple deliveries made during a period of time not to exceed one calendar month may constitute a separate invoice as required by this subsection: Provided, That each delivery is individually listed on the invoice or on an accompanying statement in accordance with the requirements of this subsection for single deliveries.

(2) **What information must be included on the invoice?** Each invoice must contain the following information:

- (a) Name and address of the seller;
- (b) Kind or type of fuel and number of gallons purchased;
- (c) Complete date of sale (month, day and year);
- (d) Price per gallon; and
- (e) Total amount of sale.

(3) **Will the department accept invoices with altered, corrected or erased information?** Invoices that indicate alterations, corrections or erasures shall be voided and will not be accepted. Any person who alters any part of an invoice that will tend to give the claimant an illegal gain may have the entire claim invalidated and the director may suspend any further claims for refund for a period of one year. If an electronic invoice was issued, then a paper copy of the electronic invoice or other documentation containing required information must be submitted.

(4) **What happens if an invoice is lost or destroyed?** If an invoice is lost or destroyed, the seller may issue a duplicate or copy containing the invoice number, date of sale, gallonage, price and amount, and any information that appeared on the first invoice. The copies shall be plainly marked "copy" or "duplicate."

(5) **What happens if I issued an incorrect invoice to the purchaser?** Sellers of fuel shall issue a corrected invoice to the purchaser. The invoice must clearly indicate that it is a corrected invoice and reference the original invoice. Only one invoice shall be issued for any one delivery.

NEW SECTION

WAC 308-72-895 Refund records. (1) **What records does the department require to be retained by each claimant?** Each claimant shall retain records that reflect all motor vehicle fuel receipts, the gallons of fuel used in each type of equipment (both refundable and nonrefundable), other uses, loss and gain, and inventory on hand. The records must indicate the date of receipt or disbursements and identify the equipment into which the fuel is delivered or the purpose for which the fuel is used.

Failure of the claimant to maintain the required records or to accede to a demand for examination of them constitutes a waiver of all rights to the refund. If the claimant maintains electronic invoices, paper copies of these invoices or other documentation containing required information must be produced, upon demand of the department.

(2) **What records must be maintained to support a refund claim for each of the following uses?**

(a) Use of fuel from bulk storage. Fuel purchased and delivered into bulk storage for taxable and nontaxable use must be accounted for by detail withdrawal records to show the manner in which used.

(b) Use of fuel from other than bulk storage. Fuel purchased in small containers, ten gallons or less, for nonhighway use should be identified by the purchaser on the purchase invoice, i.e., boats, tractors, power saws, etc.

NEW SECTION

WAC 308-72-900 Refunds to dealer delivering fuel exclusively for marine use. (1) **When can a marine dealer file a refund claim?** Marine dealers may file claim for refund under the following conditions:

(a) Motor vehicle fuel must be delivered directly into the fuel tanks connected to the engine of any marine vessel owned or operated by the purchaser;

(b) The purchaser must be a holder of a valid motor vehicle fuel tax refund claim number at the time of sale.

(2) **What documentation is needed to apply for a refund for a marine dealer?** The purchaser must provide the dealer with a refund claim number at the time of purchase and the refund claim shall be supported by:

(a) Invoices covering fuel deliveries into the dealer's storage facilities.

(b) Invoices covering tax exempt sales of motor vehicle fuel. These invoices shall, in addition to the applicable requirements of WAC 308-72-630, contain:

(i) A Washington registration number or an official registration number from another jurisdiction;

(ii) The applicable sales tax;

(iii) A statement on the invoice indicating the fuel has been sold without the Washington state fuel tax.

(c) A marine exemption certificate issued by the department, completed by the marine dealer and signed by the purchaser assigning refund rights to the distributor.

NEW SECTION

WAC 308-72-905 Power take-off use. (1) **What is power take-off use?** Fuel used in a motor vehicle engine to

operate auxiliary equipment provided that the fuel used is supplied from the propulsion tank of the motor vehicle.

(2) **What is not considered auxiliary equipment?** Equipment that is considered an integral part of the operation of the vehicle, such as air conditioning, power steering, generator, etc.

(3) **What formula does the department use in determining power take-off usage for fuel and heating oil pumping?**

(a) For gasoline used in pumping fuel oil or heating oil by means of a power take-off unit on a delivery truck at the rate of three-fourths of one gallon for each one thousand gallons of fuel or heating oil delivered. Fuel oil delivery truck operators must maintain records which show the total gallons of fuel oil or heating oil pumped by each vehicle for which refund is claimed together with supporting documentation.

(b) For gasoline used in operating a power take-off unit on any of the vehicles listed herein when direct measurement is not feasible, the tax exemption is calculated at the rate specified as a percentage of the total Washington taxable fuel used by the vehicles:

Cement mixer	25%
Fire trucks (private)	25%
Mobile cranes	25%
Garbage trucks (with load compactor)	25%
Sewer cleaning truck/jet vactor	25%
Super suckers	25%
Line truck with digger/derrick or aerial lift	20%
Log truck with self loader	20%
Refrigeration trucks	20%
Sweeper trucks (must be motor vehicle)	20%
Boom truck/block boom	15%
Bulk feed truck	15%
Dump trailers	15%
Dump trucks	15%
Hot asphalt distribution truck	15%
Leaf truck	15%
Lime spreader	15%
Pneumatic tank truck	15%
Salt spreader on dump truck	15%
Seeder truck	15%
Semiwrecker	15%
Service truck with jack hammer/drill	15%
Snow plow	15%
Spray truck	15%
Tank transport	15%
Tank trucks	15%
Truck with PTO hydraulic winch	15%
Wrecker	15%
Car carrier with hydraulic winch	10%
Carpet cleaning van	10%
Others	7.5%

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(4) **What if my fuel consumption is greater than the percentages indicated?** If a claimant can provide satisfactory documentation and records to show that the fuel consumed by the power take-off is greater than the percentages indicated, the department may grant the higher percentage on a case-by-case basis.

(5) **What documents must accompany the refund claims?** All claims must be accompanied by valid purchase invoices to cover the total gallons of gasoline purchased, except that invoices for gasoline used in fuel oil delivery trucks or when measured by a metering device need only be equal to or greater than the gallons claimed as refundable. A support schedule for Washington power take-off and power pumping credits shall accompany each claim for refund.

NEW SECTION

WAC 308-72-910 On board computers or recording devices. Can I use on board computers or recording devices to record mileage? Yes, the use of on board computers or recording devices for the production of mileage records required by the International Fuel Tax Agreement (IFTA) shall be governed by the requirements or procedures adopted by the International Fuel Tax Agreement (IFTA).

NEW SECTION

WAC 308-72-915 Special rules and requirements for fuel tax refunds. (1) Can I claim a refund for motor vehicle fuel used in my recreational snowmobile? No. Motor vehicle fuel tax refunds are prohibited by RCW 46.10.160(2).

(2) **Can I claim a refund for motor vehicle fuel used in my unlicensed recreational off road vehicles, all terrain vehicles and snowmobiles?** No, any recreational use of off road vehicles, all terrain vehicles and snowmobiles, although considered a nonhighway use of fuel, shall not be claimed for refund of the motor vehicle fuel tax paid.

(3) **Can I claim a refund for motor vehicle fuel used in my unlicensed off road vehicles, all terrain vehicles and snowmobiles?** Yes, if the motor vehicle fuel is used for non-recreational purposes such as farming, logging, and construction. Off road vehicles, all terrain vehicles and snowmobiles are defined in RCW 46.09.020, 46.10.010 (3) and (2) respectively.

NEW SECTION

WAC 308-72-920 Use tax. (1) Will use tax be deducted from my refund claim? Yes, use tax may be deducted from your fuel tax refund amount as imposed by chapter 82.12 RCW.

(2) **How is use tax computed?** The claimant may calculate the use tax amount using the actual use tax rate(s) and actual cost per gallon or the department will calculate the use tax amount using an average use tax rate and average price per gallon. Either method chosen by the claimant must be used for each refund claim submitted during a calendar year, unless there has been a change in the department's estimated average fuel cost during that period. If computed by the department, the department will use an estimate of the statewide average fuel cost and an estimated use tax rate. The

statewide average cost and use tax rate will be reviewed every six months and adjusted as necessary. If there is any dispute over the method of calculation, the taxpayer will be required to use actual cost of the fuel and use tax rate(s).

NEW SECTION

WAC 380-72-925 Mitigation of penalties and interest. (1) Under what circumstances may a fee, penalty and/or interest be mitigated? The department, in its discretion, may mitigate, extinguish and/or adjust fees, penalties and/or interest arising from late or missing fuel tax returns, unpaid or underpaid taxes, lack of complete records to support reported fuel usage, or license revocation penalties, assessments, and/or lack of complete records.

(2) **How will the department determine whether fees, penalties and/or interest should be mitigated?** The department may review records, account history or other information in arriving at its decision to mitigate.

NEW SECTION

WAC 380-72-930 Appeals. (1) What are the appeal procedures? Any person having been issued a notice of assessment for taxes, penalties, and/or interest who wishes to contest such notice may petition the department for an informal hearing in lieu of proceeding directly to a formal hearing. A petition for a hearing must be in writing and must be received by the department within thirty days after the receipt of the notice of assessment. A petition shall set forth the specific reasons why reassessment is sought and the amount of tax, penalties and/or interest that you believe to be due.

(2) **What happens after the department receives the petition for an informal hearing?** Upon receipt of a petition for an informal hearing, the department will establish the time and place for the hearing and notify you by mail at least ten days prior to the scheduled date. If you are unable to attend the hearing on the date or time scheduled, you may request the department to reschedule the hearing.

(3) **What happens if I fail to appear for my informal hearing without prior notification?** Failure to appear may result in the loss of your informal administrative appeal rights.

(4) **What happens following my informal hearing?** The department will make determination in accordance with the Revised Code of Washington, administrative rules, and policies established by the department.

(5) **What if I do not agree with the department's informal hearing determination?** You may, within thirty days after the date of mailing of the determination, appeal in writing and request a formal hearing by an administrative law judge. The appeal shall indicate the portions of the determination you feel are in error and set forth the reasons for believing the decision should be amended. The department will establish a time and place for a formal hearing and give you at least ten days' notice.

(6) **When does my reassessment become final?** The decision of the department upon a petition for reassessment shall become final, due and payable thirty days after service upon you unless you appeal further.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 308-72-500 Motor vehicle fuel.
- WAC 308-72-501 Exports.
- WAC 308-72-503 Motor vehicle fuel supplier.
- WAC 308-72-505 Electronic fund transfers.
- WAC 308-72-509 Bonding requirements.
- WAC 308-72-512 Cancellation of license.
- WAC 308-72-540 Tax exempt transactions.
- WAC 308-72-542 Tax exempt sales to qualified personnel of foreign governments.
- WAC 308-72-550 Tax exempt losses.
- WAC 308-72-555 Delinquent account notification process.
- WAC 308-72-557. Refund for bad debt loss (other than a motor fuel supplier).
- WAC 308-72-560 Records.
- WAC 308-72-570 Invoices.
- WAC 308-72-610 Refund claim number.
- WAC 308-72-615 Interest assessment on refund claims.
- WAC 308-72-620 Filing of claim.
- WAC 308-72-630 Invoice requirements, seller responsibility.
- WAC 308-72-640 Records.
- WAC 308-72-650 Refunds to dealer delivering fuel exclusively for marine use.
- WAC 308-72-660 Power take-off use.
- WAC 308-72-665 On board computers or recording devices.
- WAC 308-72-670 Auxiliary engines.
- WAC 308-72-680 Gasoline lost or destroyed.
- WAC 308-72-690 Special rules and requirements for fuel tax refunds.
- WAC 308-72-700 Use tax.
- WAC 308-72-710 Mitigation of penalties and interest.

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PERMANENT RULES
DEPARTMENT OF LICENSING

[Filed November 1, 2001, 4:46 p.m.]

Date of Adoption: October 30, 2001.

Purpose: To meet the criteria set forth in Governor Locke's Executive Order 97-02 by clarifying rules to help make them more comprehensible.

Citation of Existing Rules Affected by this Order: Repealing 19 [WAC 308-77-010 - 308-77-150, 308-77-160, 308-77-165, 308-77-190 - 308-77-230, 308-77-250, and 308-77-260].

Statutory Authority for Adoption: RCW 82.38.260.

Adopted under notice filed as WSR 01-17-010 on August 2, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 20, Amended 0, Repealed 19.

Number of Sections Adopted Using Negotiated Rule Making: New 20, Amended 0, Repealed 19; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

October 19, 2001

Fred Stephens

Director

NEW SECTION

WAC 308-77-005 Definitions. (1) "Special fuel" as defined in RCW 82.38.020(23) includes diesel fuel, propane, natural gas, kerosene and any other combustible liquid or gas by whatever name the liquid or gas may be known or sold for the generation of power to propel a motor vehicle on the highways except fuel that is subject to the tax imposed by chapter 82.36 RCW.

(2) "Publicly owned fire fighting equipment" means equipment owned and used exclusively for fire fighting by any agency or political subdivision of the state of Washington.

(3) "Farmer" means any person engaged in the cultivation and tillage of the soil, dairying, the production, cultivation, growing, and harvesting of any agricultural or horticultural commodities (except forestry or forestry operations), the raising of livestock, bees, fur-bearing animals, or poultry, and any practices performed on a farm as an incident to or in conjunction with such farming operations.

(4) "Logging company" means any person engaged in the business of cutting timber.

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(5) "Construction company" means any person, firm, partnership or corporation who or which is engaged in the business of a contractor.

(6) "Contractor" means any person in the pursuit of an independent business that undertakes to, or offers to undertake, or submits a bid to, construct, alter, repair, add to, subtract from, improve, move, wreck or demolish, for another, any building, highway, road, railroad, excavation or other structure, project, development, improvement attached to real estate, including the installation of carpeting and/or floor covering, the erection of scaffolding, roofing and siding.

(7) "Export" means to obtain special fuel in this state for sale or distribution outside this state. To be considered an "export" and qualify for exemption from the special fuel tax, special fuel obtained outside the bulk transfer terminal system must be physically off-loaded in the destination state, province, or foreign country and the exporter must be licensed or registered, if required, in the state, province, or country of destination.

(8) "Special fuel supplier" means a person who is licensed as a supplier under chapter 82.38 RCW and must hold a federal certificate of registry issued under the Internal Revenue Code authorizing the person to enter into federal tax free transactions on special fuel in the bulk transfer-terminal system.

(9) "Invoice" means any document, paper or electronic, evidencing the transfer of ownership of special fuel.

NEW SECTION

WAC 308-77-015 Incidental use/exemptions. (1) **When is fuel used during the incidental operation of a nonlicensed vehicle exempt the special fuel tax?** Fuel is exempt the special fuel tax if the vehicle is not licensed or required to be licensed under chapter 46.16 or 46.87 RCW and is operated between two pieces of private property for a distance not exceeding fifteen miles. The movement of the vehicle must be incidental to the primary use of the vehicle.

(2) **Are there any circumstances in which off highway fuel use is considered taxable?** If fuel is used in the operation of a motor vehicle in a continuous trip which is partly on and partly off the highway, the tax applies to all the fuel used including the fuel used in the operation off the highway when the total distance traveled off the highway does not exceed one mile.

A continuous trip means a vehicular movement involving the use of a highway for the transportation of persons or property from one place to another or, in the instance of a round trip, from the point of origin of the movement to the point of destination and return to the point of origin.

(3) **Are sales to qualified foreign diplomatic and consular missions tax exempt?** Tax exempt sales of special fuel may be made to qualified foreign diplomatic, consular missions and their qualified personnel if the diplomatic, consular missions, and qualified personnel maintain tax-exempt credit card accounts. Special fuel purchased by cash is not tax exempt.

(4) **What is required for a licensee to issue a credit card to qualified foreign government personnel?** Application must be accompanied by Form DSP-99A, issued by the

Office of Foreign Missions, United States Department of State, and approved by that office.

NEW SECTION

WAC 308-77-025 Issuance of license. (1) **If I have separate businesses at different locations or more than one fleet of vehicles, can I obtain more than one license?** Yes. Fuel tax licensees who conduct business at separate locations or operate more than one fleet of vehicles may request a license for each separate business location and/or fleet.

(2) **When is a special fuel tax trip permit required?** If you are not an International Fuel Tax Agreement licensee, a special fuel tax permit must be purchased when entering this state if the vehicle being operated has:

(a) Two axles and a gross vehicle weight or registered gross vehicle weight exceeding twenty-six thousand pounds; or

(b) Three or more axles regardless of weight; or

(c) Is a combination of vehicles, when the combined gross vehicle weight or registered gross vehicle weight exceeds twenty-six thousand pounds.

NEW SECTION

WAC 308-77-035 Cancellation or revocation of special fuel license(s). (1) **Under what circumstances will my special fuel license be canceled?** A license may be canceled by the department under the following circumstances:

(a) Upon written request of the licensee. The cancellation will become effective within sixty days from receipt of the written request.

(b) Upon investigation and sixty days' notice to the licensee if the department determines the licensee is no longer engaged in the sale or distribution of special fuel for a period of six consecutive months prior to the cancellation.

(c) Upon failure to file a new or additional surety bond or to make deposits in accordance with RCW 82.38.130, or when the surety bond issuer requests to be released or discharged.

(d) Upon failure to file a new or additional surety bond or to deposit additional securities within thirty days after being requested to do so by the department.

(2) **How do I request to have my license canceled?** A written request for cancellation and any required tax returns up to the date of cancellation must be forwarded to the department with a remittance of any tax, penalty and interest due.

(3) **Under what circumstances may my license be suspended or revoked?** A license suspension or revocation is initiated by the department for cause as defined in chapter 82.38 RCW.

(4) **What happens when my license is canceled, suspended or revoked?** The department will notify all special fuel suppliers, importers, exporters, blenders and distributors of the change in license status.

NEW SECTION

WAC 308-77-075 Payment due dates for special fuel taxes. (1) **What if the payment due date falls on a Saturday, Sunday or state legal holiday and payment is by electronic funds transfer?** If you are paying your special fuel tax by electronic funds transfer, you must transfer the funds by the state business day immediately preceding the due date. (For example, if the payment due date falls on Saturday, you must transfer the funds by Friday.)

(2) **What if my payment is not made by electronic funds transfer?** If you are not paying your special fuel tax by electronic funds transfer, then payment is due on the next state business day. (For example, if the payment due date falls on Saturday, you must submit payment by Monday.)

NEW SECTION

WAC 308-77-085 Minimum tax payment/refund. **What is the minimum tax payment or refund?** Each tax return that declares a tax liability of ten dollars or less need not make remittance; conversely, a refund of ten dollars or less will not be issued. A computation error on the tax return which results in an additional tax liability in the amount of ten dollars or less will be accepted without further collection action.

NEW SECTION

WAC 308-77-092 Refund for bad debt loss (other than a special fuel supplier). (1) **Can taxes paid on worthless accounts receivable be refunded?** Yes, a refund may be requested for tax paid on a worthless accounts receivable under RCW 82.38.071 if you:

- (a) Are a licensed special fuel importer, special fuel blender, or special fuel distributor; and
- (b) Paid tax on an account found to be a worthless accounts receivable; and
- (c) Charged off the amount as a bad debt on your federal income tax return; and
- (d) Filed the claim within five years of the date of sale.

(2) **What documentation must be submitted to the department to claim a refund on a bad debt that has been charged off?** The following must be submitted:

- (a) The portion of the federal income tax return and a supporting schedule that lists the bad debt as being charged off; and
- (b) Invoices supporting fuel sales being claimed as bad debt; and
- (c) Name and address of purchaser; and
- (d) Special fuel tax return; or
- (e) Refund claim form.

(3) **Can a tax refund be claimed for expenses related to the collection of a bad debt?** No, a tax refund cannot be claimed for expenses incurred in collecting a bad debt.

(4) **If special fuel tax previously declared as a worthless account receivable is collected, how is it remitted to the department?**

- (a) A special fuel importer or special fuel blender that collects any special fuel tax previously taken as a tax credit on a worthless account receivable must remit the special fuel

tax with the tax return for the reporting period the special fuel tax was collected or on forms prescribed by the department.

(b) A special fuel distributor must remit the special fuel tax collected with a form provided by the department no later than the last state business day of the month following the month of collection.

NEW SECTION

WAC 308-77-093 Delinquent account notification process. (1) **What steps must be taken when a licensed special fuel distributor does not pay a licensed special fuel supplier the special fuel tax when due?**

(a) When a licensed distributor does not pay a licensed supplier the special fuel taxes which are due, the supplier must notify the department no later than twenty calendar days from the date the fuel tax was due to the supplier. If that twentieth day falls on a Saturday, Sunday, or legal holiday, the supplier must notify the department on the next business day.

(b) The supplier must complete the form that has been developed by the department for this purpose or timely provide written notification to the department. Receipt of written notification constitutes evidence that the distributor has failed to pay the special fuel taxes owed.

(2) **What action will the department take when notified by the supplier of the distributor's failure to pay?** The department will suspend the distributor's license for non-payment of special fuel tax due the supplier and notify all suppliers of the suspension in the following ways:

- (a) Posting notification of the suspension on the department's website;
- (b) Transmission of the notification via electronic mail or facsimile; and
- (c) Mailing of the notification via U.S. mail.

NEW SECTION

WAC 308-77-097 IFTA recordkeeping requirements. **Are there additional recordkeeping requirements for IFTA special fuel users when leasing a vehicle?** Yes. A lessor of a vehicle who is an IFTA special fuel user shall also maintain records of each trip and all mileage when the lessor's vehicle is operated by the lessee for less than thirty days. The lessor must obtain from the lessee, and retain in the lessor files, the original copy of all invoices substantiating claims by the lessor for purchases of tax paid special fuel. If a lease is for more than thirty days, the lease agreement will determine who maintains the records.

NEW SECTION

WAC 308-77-099 Invoices issued by licensees. (1) **When is an invoice issued?** Every licensee shall issue an invoice at the time of sale. If an electronic invoice is issued, a paper copy of the invoice or other documentation containing required information must be produced if required by the department or to support a refund claim.

(2) **What information must appear on each invoice?** Each invoice must include the following information:

- (a) The name and address of the seller;

(b) The name, address, and special fuel tax license number, if applicable, of the purchaser;

(c) The date of delivery (month, day and year);

(d) The location of the point of shipment. Alphanumeric codes are allowed if the definitions of the alphanumeric codes are provided to the department;

(e) The physical address of the fuel delivery or exchange, if different than the purchaser address, including the name of the state, Canadian Province, or foreign country. Alphanumeric codes are allowed if the definitions of the alphanumeric codes are provided to the department;

(f) In the case of a delivery onto a federally recognized Indian reservation or onto Indian country, the invoice must identify the state within the contiguous United States, Hawaii, Alaska, District of Columbia, U.S. possession, or Canadian Province in which the delivery took place;

(g) Name of carrier transporting fuel;

(h) Name of product sold;

(i) The number of U.S. gallons of product sold (must indicate net or gross gallons);

(j) The price per gallon and total amount charged;

(k) A statement on the invoice indicating whether the fuel has been sold without the Washington state fuel tax.

(3) What happens if a purchaser's invoice is lost or destroyed? If an invoice is lost or destroyed, the seller shall issue a duplicate or copy containing all information that appeared on the original invoice, if requested by the purchaser. The copies shall be plainly marked "copy" or "duplicate."

(4) What happens if an incorrect invoice is issued to the purchaser? The seller must issue a corrected invoice to the purchaser. The invoice must clearly indicate that it is a corrected invoice and reference the original invoice.

(5) What documentation does a licensed supplier, importer or blender need in order to support taxable special fuel consumed for their own use? Fuel used in motor vehicles or for other taxable purposes by a licensed supplier, importer or blender shall be supported by records covering the total fuel used during the reporting period.

(6) What documentation does a distributor need in order to claim a refund for nontaxable use of special fuel? If special fuel is used for a purpose subject to tax refund, the distributor must have supporting invoices or records indicating the use of the special fuel and the type(s) of equipment it is used in.

NEW SECTION

WAC 308-77-101 Tax exempt sales. How are tax exempt sales reported to the department?

(1) Tax exempt sales shall be reported and supported by Schedule 10, Uniform Fuel Tax Multiple Schedule of Disbursements (Form FT 441-841). A separate schedule for each category of exempt sales must be submitted with the tax return. For export sales, a separate Schedule 10 must be submitted for each state or foreign jurisdiction of destination. The department shall furnish the government agency of the state or foreign jurisdiction of destination a copy of this Schedule 10 to give information on the movement of untaxed fuel across state lines.

(2) In the case of a delivery onto a federally recognized Indian reservation or onto Indian country, the invoice must identify the state within the contiguous United States, Hawaii, Alaska, District of Columbia, U.S. possession, or Canadian Province in which the delivery took place.

NEW SECTION

WAC 308-77-102 Appeals. (1) What are the appeal procedures? Any person having been issued a notice of assessment for taxes, penalties, and/or interest who wishes to contest such notice may petition the department for an informal hearing in lieu of proceeding directly to a formal hearing. A petition for a hearing must be in writing and must be received by the department within thirty days after the receipt of the notice of assessment. A petition shall set forth the specific reasons why reassessment is sought and the amount of tax, interest, and/or penalties which you believe to be due.

(2) What happens after the department receives the petition for an informal hearing? Upon receipt of a petition for an informal hearing, the department will establish the time and place for the hearing and notify you by mail at least ten days prior to the scheduled date. If you are unable to attend the hearing on the date or time scheduled, you may request the department to reschedule the hearing.

(3) What happens if I fail to appear for my informal hearing without prior notification? Failure to appear may result in the loss of your informal administrative appeal rights.

(4) What happens following my informal hearing? The department will make a determination in accordance with the Revised Code of Washington, administrative rules, and policies established by the department.

(5) What if I do not agree with the department's informal hearing determination? You may, within thirty days after the date of mailing of the determination, appeal in writing and request a formal hearing by an administrative law judge. The appeal shall indicate the portions of the determination you feel are in error and set forth the reasons for believing the decision should be amended. The department will establish a time and place for a formal hearing and give you at least ten days' notice.

(6) When does my reassessment become final? The decision of the department upon a petition for reassessment shall become final, due and payable thirty days after service upon you unless you appeal further.

NEW SECTION

WAC 308-77-103 Mitigation of penalties and interest. (1) Under what circumstances may a fee, penalty and/or interest be mitigated? The department, in its discretion, may mitigate, extinguish, and/or adjust fees, penalties, dyed special fuel penalties, and/or interest arising from late or missing fuel tax returns, unpaid or underpaid taxes, lack of complete records to support reported fuel usage, license revocation penalties, assessments, lack of complete records, and/or the unlawful use of dyed special fuel.

(2) How will the department determine whether fees, penalties and/or interest should be mitigated? The depart-

ment may review records, account history or other information in arriving at its decision to mitigate.

NEW SECTION

WAC 308-77-104 Filing of refund claim. (1) **How do I apply for a refund?** Any person claiming a refund of the special fuel tax must make application to the department and be issued a refund permit number.

(2) **When can I file a refund claim?** A refund claim may be filed at any time not to exceed a thirteen-month time limit from the date of purchase. If you claim a refund for fuel purchased in any month of a claimed period, you may not claim additional purchases for that month on another claim. The department will use the postmark date to determine the eligibility of the claim.

(3) **Do I need to send in my invoices with the refund claim request?** If your refund claim request is one hundred dollars or less, you do not have to send your purchase invoices with your refund claim unless required by the department. If your refund claim request is more than one hundred dollars, purchase invoices are required. If electronic invoices were issued to the claimant, paper copies of the invoices or other documentation containing required information must be submitted with the refund claim.

(4) **How shall I account for my inventory on my refund claim form?** Any fuel on hand (by physical measurement) at the end of the claim period should be indicated on the claim as ending inventory and should be reported as a beginning inventory on the next refund claim form. Credit for the inventory will be allowed on the next claim if it is filed within thirteen months from the filing date of the claim that established the inventory. All invoices for the total fuel purchased must be submitted with each claim unless the amount of the claim is one hundred dollars or less.

(5) **As a licensed distributor do I need to send in supporting summary schedules and invoices with my refund claim request?** Yes. Summary schedules must be provided by the distributor. Invoices may be requested by the department.

(6) **Who may sign a refund claim form?** The following persons may sign a refund claim form:

- (a) Individuals - permit holder;
- (b) Partnership - any one of the partners;
- (c) Business firm or corporation - owner, corporate officer or other authorized agent.

(7) **Can invoices be in a different name than what is on the claim form?** No, invoices made out in other names will not be accepted.

(8) **Can I request that my refund be assigned to another person?** Yes, if a letter of assignment is attached, signed by the person to whom the invoice was issued, designating the payee.

(9) **How long will it take until I receive my refund?** Properly completed refund claims will be processed and mailed within thirty business days of date of receipt.

NEW SECTION

WAC 308-77-106 Use tax. (1) **Is use tax deducted from my refund claim?** Yes, the use tax may be deducted

from your fuel tax refund amount as imposed by chapter 82.12 RCW.

(2) **How is use tax computed?** The claimant may calculate the use tax amount using the actual use tax rate(s) and actual cost per gallon or the department will calculate the use tax amount using an average use tax rate and average price per gallon. Either method chosen by the claimant must be used for each refund claim submitted during a calendar year, unless there has been a change in the department's estimated average fuel cost during that period. If computed by the department, the department will use an estimate of the statewide average fuel cost and an estimated use tax rate. The statewide average cost and use tax rate will be reviewed every six months and adjusted as necessary. If there is any dispute over the method of calculation, the taxpayer will be required to use actual cost of the fuel and use tax rate(s).

NEW SECTION

WAC 308-77-107 Interest assessment on refund claims. **When would the department pay interest on my refund claim?** If the department does not issue the refund within thirty business days, interest is due. The first day of the thirty-day period within which the department must issue the refund begins on the date the properly filed and completed refund claim is received and date stamped by the department. The postmark date on the envelope is not considered the received date for this purpose.

NEW SECTION

WAC 308-77-109 Invoice requirements for refund to nonlicensees. (1) **What are the invoice requirements?** The seller of special fuel is required to issue to each purchaser separate invoices for each purchase of fuel. However, a single invoice covering multiple deliveries made during a period of time not to exceed one calendar month may constitute a separate invoice as required by this subsection. Provided, That each delivery is individually listed on the invoice or on an accompanying statement in accordance with the requirements of this subsection for single deliveries.

(2) **What information must be included on the invoice?** Each invoice must contain the following information:

- (a) Name and address of the seller;
- (b) Kind or type of fuel and number of gallons purchased;
- (c) Complete date of sale (month, day and year);
- (d) Price per gallon; and
- (e) Total amount of sale.

(3) **Will the department accept invoices with altered, corrected or erased information?** Invoices which indicate alterations, corrections or erasures shall be voided and will not be accepted. Any person who alters any part of an invoice that will tend to give the claimant an illegal gain may have the entire claim invalidated and the director may suspend any further claims for refund for a period of one year. If an electronic invoice was issued, then a paper copy of the electronic invoice or other documentation containing required information must be submitted.

(4) **What happens if an invoice is lost or destroyed?** If an invoice is lost or destroyed, the seller may issue a duplicate or copy containing the invoice number, date of sale, gallonage, price and amount, and any information that appeared on the first invoice. The copies shall be plainly marked "copy" or "duplicate."

(5) **What happens if I issued an incorrect invoice to the purchaser?** Sellers of fuel must issue a corrected invoice to the purchaser. The invoice must clearly indicate that it is a corrected invoice and reference the original invoice. Only one invoice shall be issued for any one delivery.

NEW SECTION

WAC 308-77-112 Power take-off use. (1) **What is power take-off use?** Fuel used in a motor vehicle engine to operate auxiliary equipment provided that the fuel used is supplied from the propulsion tank of the motor vehicle.

(2) **What is not considered auxiliary equipment?** Equipment that is considered an integral part of the operation of the vehicle, such as air conditioning, power steering, generator, etc.

(3) **What formula does the department use in determining power take-off usage?** For special fuel used in operating a power take-off unit on any of the vehicles listed herein when direct measurement is not feasible, the tax exemption is calculated at the rate specified as a percentage of the total Washington taxable fuel used by the vehicles:

Cement mixer	25%
Fire trucks (private)	25%
Mobile cranes	25%
Garbage trucks (with load compactor)	25%
Sewer cleaning truck/jet vactor	25%
Super suckers	25%
Line truck with digger/derrick or aerial lift	20%
Log truck with self loader	20%
Refrigeration trucks	20%
Sweeper trucks (must be motor vehicle)	20%
Boom truck/block boom	15%
Bulk feed truck	15%
Dump trailers	15%
Dump trucks	15%
Hot asphalt distribution truck	15%
Leaf truck	15%
Lime spreader	15%
Pneumatic tank truck	15%
Salt spreader on dump truck	15%
Seeder truck	15%
Semiwrecker	15%
Service truck with jack hammer/drill	15%
Snow plow	15%
Spray truck	15%
Tank transport	15%

Tank trucks	15%
Truck with PTO hydraulic winch	15%
Wrecker	15%
Car carrier with hydraulic winch	10%
Carpet cleaning van	10%
Others	7.5%

(4) **What if my fuel consumption is greater than the percentages indicated?** If a claimant can provide satisfactory documentation and records to show that the fuel consumed by the power take-off is greater than the percentages indicated, the department may grant the higher percentage on a case-by-case basis.

(5) **What documents must accompany the refund claims?** All claims must be accompanied by valid purchase invoices to cover the total gallons of special fuel purchased, except that invoices for special fuel used in fuel oil delivery trucks or when measured by a metering device need only be equal to or greater than the gallons claimed as refundable. A support schedule for Washington power take-off and power pumping credits shall accompany each claim for refund.

NEW SECTION

WAC 308-77-114 Unauthorized use of dyed diesel. (1) **Is there any dye concentration in diesel fuel for which the department cannot assess penalties for unlawful use?** No. The department may assess on any dyed diesel fuel found in licensed vehicles, vehicles required to be licensed, or in bulk storage tanks used to fuel licensed or required to be licensed vehicles.

(2) **Who may the department assess a penalty for unlawful use of dyed diesel?** The department may assess:

- (a) The operator of the vehicle; and/or
- (b) The registered owner(s) of the vehicle; and/or
- (c) Any other person or entity responsible for the operation, maintenance or fueling of the vehicle.

(3) **If dyed diesel is discovered in the fuel supply tank(s) of vehicles, when must the fuel be removed from the involved vehicle(s)?** The dyed diesel fuel must be removed from the vehicle(s) within twenty-four hours from the time of discovery. Additional violations on the same vehicle(s) detected after the twenty-four-hour period will be considered as separate violations.

(4) **May the department assess dyed diesel penalties on the fuel in bulk storage tank(s)?** Yes, if the department determines that any dyed diesel fuel from the bulk storage tank(s) has been used for unlawful purposes in any vehicle(s). Fuel remaining in the bulk storage fuel tank(s) will be considered for on highway use.

(5) **How is the dyed diesel fuel in bulk storage tank(s) assessed?** Once dyed diesel fuel from bulk storage has been used for unlawful purposes, an assessment will be based on the capacity or estimated quantity of dyed diesel fuel in the bulk storage tank(s) without regard to how this fuel will be used.

(6) **What if the department or authorized representative is denied access to inspect the fuel in diesel vehicle(s) or bulk storage tank(s)?** The penalty in RCW

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82.38.170(13) will be applied to the capacity of the bulk storage tank(s) and/or to the vehicles subject to the refusal. All licenses issued under this chapter may be subject to cancellation and/or revocation under RCW 82.38.120(9) and 82.38.130.

NEW SECTION

WAC 308-77-116 Records. What special fuel records must be kept? (1) Every person licensed or required to be licensed shall maintain a complete monthly stock summary of the gallons of special fuel reflecting inventories, receipts, sales, use, other distribution, and loss or gain. The stock summary shall be supported by:

- (a) Physical inventories of bulk storage plants taken at the close of each calendar month.
- (b) Meter readings taken at the close of each calendar month for pumps through which fuel is dispensed.
- (c) A record of fuel receipts together with invoices, bills of lading, transfer documents, yield reports, and other documents relative to the acquisition of fuel.
- (d) A record of fuel disbursements together with invoices, bills of lading and other documents relative to the disbursement of fuel.

(2) **What records must a licensed dyed special fuel user keep?** The recordkeeping requirements of this section also apply to dyed special fuel:

- (a) Purchased and used by licensed dyed special fuel users; and
- (b) Authorized for use on the highway.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 308-77-010	Definitions.
WAC 308-77-020	Incidental use/exemptions.
WAC 308-77-040	Issuance of license.
WAC 308-77-050	Cancellation or revocation of license.
WAC 308-77-091	Electronic fund transfers.
WAC 308-77-095	Minimum tax payment.
WAC 308-77-105	Refund for bad debt loss (other than a special fuel supplier).
WAC 308-77-110	Allowance of credit or refund of tax paid.
WAC 308-77-115	Delinquent account notification process.
WAC 308-77-150	Records, receipts and invoices.
WAC 308-77-160	Sales invoices.
WAC 308-77-165	Export sales.

WAC 308-77-190	Audit appeal procedure.
WAC 308-77-215	Mitigation of penalties and interest.
WAC 308-77-220	Filing of refund claim.
WAC 308-77-225	Interest assessment on refund claims.
WAC 308-77-230	Invoice requirements for refund purposes.
WAC 308-77-250	Power take-off use.
WAC 308-77-260	Auxiliary engines.

**WSR 01-22-074
PERMANENT RULES
HORSE RACING COMMISSION**

[Filed November 2, 2001, 9:42 a.m.]

Date of Adoption: October 18, 2001.

Purpose: Repeal WAC 260-75-010 Satellite locations daily fee.

Citation of Existing Rules Affected by this Order: Repealing WAC 260-75-010.

Statutory Authority for Adoption: RCW 67.16.040.

Adopted under notice filed as WSR 01-16-123 on July 31, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 1.

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

October 31, 2001

Bruce Batson

Executive Secretary

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 260-75-010	Satellite locations daily fee.
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PERMANENT

WSR 01-22-084
PERMANENT RULES
SPOKANE COUNTY AIR
POLLUTION CONTROL AUTHORITY

[Filed November 5, 2001, 11:19 a.m.]

Date of Adoption: November 1, 2001.

Purpose: (1) Amend fee regulation to change fee structure for air operating permit sources to an emission based fee.

(2) The amount of the fee is being amended to comply with full cost recovery requirements of the RCW.

Citation of Existing Rules Affected by this Order: SCAPCA Regulation 1, Article X, amending Section 10.06 Registration and Operating Permit Fees for Air Contaminant Sources.

Statutory Authority for Adoption: RCW 70.94.141, 70.94.380(2), 70.94.161.

Adopted under notice filed as WSR 01-19-039 on September 14, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

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

November 1, 2001

Ronald J. Edgar

Chief of Technical Services

ARTICLE X

FEES AND CHARGES

AMENDATORY SECTION

SECTION 10.06 REGISTRATION AND OPERATING PERMIT FEES FOR AIR CONTAMINANT SOURCES

A. Each source required by Article IV, Section 4.01 to be registered, each air operating permit source, and each source required by Article V, Section 5.02 to obtain an approved Notice of Construction and Application for Approval is subject to an annual fee for each year, or portion of each year, during which it operates. The owner or operator shall pay the fee, pursuant to the requirements in Section 10.02. Fees received pursuant to the registration program or the operating permit program shall not exceed the actual costs of program administration.

B. The annual fee for each source shall be determined as follows:

1. For sources that are not subject to Section 10.06.B.(3), (4), or (5) of this regulation and which emit less than 5 tons per year of criteria and toxic air pollutants:

a. a flat fee of \$160; and

b. a \$30 fee for each stack and other emission point, not to exceed \$600; and

c. an emission fee of \$20 per ton of each criteria and toxic air pollutant; and

d. an additional fee of \$150 for each source which operated at least one incinerator or burn out oven during the registration period; and

e. an additional fee of \$100 if the source is required by the Authority to submit an annual emissions inventory to the Washington Emission Data System (WEDS).

2. For sources that are not subject to Section 10.06.B.(3), (4), or (5) of this regulation and which emit 5 tons or more per year of criteria and toxic air pollutants, but less than 100 tons per year of any one criteria pollutant:

a. a flat fee of \$215; and

b. a \$30 fee for each stack and other emission point, not to exceed \$600; and

c. an emission fee of \$20 per ton of each criteria and toxic air pollutant; and

d. an additional fee of \$150 for each source which operated at least one incinerator or burn out oven during the registration period; and

e. an additional fee of \$100 if the source is required by the Authority to submit an annual emissions inventory to the Washington Emission Data System (WEDS).

3. For air operating permit sources, a share of the assessment by the Department of Ecology, pursuant to RCW 70.94.162(3), determined according to Section 10.06.D of this regulation, plus:

a. ~~for bulk gasoline loading terminals, Standard Industrial Classification 5171, a fee of \$11,500~~ an annual base fee of \$3000 and;

b. ~~for secondary aluminum facilities, Standard Industrial Classification 3341, a fee of \$21,100; an emission fee of \$31.11 per ton of actual emissions for the previous calendar year.~~

c. ~~for municipal solid waste incineration facilities, Standard Industrial Classification 4953, a fee of \$20,400;~~

d. ~~for military bases, Standard Industrial Classification 9711, a fee of \$17,850; or~~

e. ~~for sources not listed in a., b., c., or d. above~~

1) ~~which have total annual actual emissions of less than 50 tons, a fee of \$3000;~~

2) ~~which have total annual actual emissions of greater than or equal to 50 tons but less than 100 tons, a fee of \$4000; or~~

3) ~~which have total actual annual emissions of 100 tons or greater, a fee of \$5000.~~

4. For affected units under Section 404 of the Federal Clean Air Act (42 USC 7401 et seq):

a. a fee of \$50 per hour of time expended in carrying out the fee eligible activities specified in RCW 70.94.; and

b. a share of the assessment by the Department of Ecology, pursuant to RCW 70.94.162(3), determined pursuant to Section 10.06.D of this regulation.

5. For gasoline dispensing facilities which are not subject to Section 10.06.B.(3) of this regulation, a flat fee of \$165.

C. The Board of Directors shall annually review the fee schedule for air operating permit sources and projected costs to implement the requirements of RCW 70.94.161 and determine if the total projected fee revenue to be collected pursuant to this Section is sufficient to recover program costs. Such review shall include opportunity for public review and comment on the projected costs and any changes to the operating permit fee schedule. Accordingly, the Authority shall account for program costs, including employee costs and overhead. If the Board of Directors determines that the total projected fee revenue is either significantly excessive or deficient for this purpose, then the Board of Directors shall amend the fee schedule to more accurately recover program costs.

D. Individual shares of the assessment pursuant to RCW 70.94.162(3) shall be determined by the following formula:

$$I = \frac{F_i \times A_E}{F_T}$$

Where,

I is the individual share of the assessment, and

F_i is the individual fee assessed pursuant to Section 10.06.B. (3) or (4) of this regulation, and

A_E is the total assessment pursuant to RCW 70.94.162(3), and

F_T is the sum of all the individual fees assessed pursuant to Sections 10.06.B. (3) and (4) of this regulation.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Spokane County Air Pollution Control Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 01-22-088
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Economic Services Administration)
 [Filed November 5, 2001, 4:48 p.m.]

Date of Adoption: November 5, 2001.

Purpose: SSI state supplements are administered under the federal "total expenditure method." Under this payment method, changes in SSI caseload require adjustments to the state supplement, thus ensuring total spending does not increase nor decrease. This rule is necessary to allow the department to make one-time adjustments to SSI recipients at the end of a calendar year to meet the spending requirement and limitation.

Statutory Authority for Adoption: RCW 74.08.090, 74.04.057.

Adopted under notice filed as WSR 01-19-073 on September 19, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 1, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 0, Repealed 0.

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

November 2, 2001

Susan Bush

for Brian Lindgren, Manager
 Rules and Policies Assistance Unit

NEW SECTION

WAC 388-478-0057 Year-end adjustments to the SSI state supplement. For the purposes of this rule, "we" refers to the department of social and health services. We are required by federal law to maintain the total SSI state supplement payments at the same level each year, without an increase or decrease in total spending. This may result in adjustment to your SSI state supplement benefits at the end of the year.

(1) If there are unexpended funds, you will receive a one-time bonus payment, usually at the end of the calendar year.

(2) When there is a shortage in available funds, your state supplement benefits will be decreased. The decrease will usually be spread out over multiple months to reduce the negative impact on you.

WSR 01-22-098
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed November 6, 2001, 4:39 p.m.]

Date of Adoption: September 5, 2001.

Purpose: To update the school district levy authority and local effort assistance rules for the 2002 calendar year and thereafter.

Citation of Existing Rules Affected by this Order: Amending WAC 392-139-008, 392-139-110, 392-139-300, and 392-139-310.

Statutory Authority for Adoption: RCW 28A.150.-290(1) and 84.52.0531(9).

Adopted under notice filed as WSR 01-16-108 on July 30, 2001.

PERMANENT

Changes Other than Editing from Proposed to Adopted Version: The proposed adjustment to the levy base for revenues received as a fiscal agent has been withdrawn.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 5, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 5, Repealed 0.

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

November 6, 2001

Dr. Terry Bergeson

Superintendent of

Public Instruction

AMENDATORY SECTION (Amending WSR 00-09-017, filed 4/11/00, effective 5/12/00)

WAC 392-139-008 Effective date. This chapter applies to levy authority and local effort assistance calculations for the ~~((2000))~~ 2002 calendar year and thereafter. Levy authority and local effort assistance calculations for ~~((1998 and 1999))~~ 2000 and 2001 calendar years are governed by rules in effect ~~((during these years))~~ at the time of the calculations.

AMENDATORY SECTION (Amending Order 18, filed 11/22/89, effective 12/23/89)

WAC 392-139-110 Definition—Report 1191. As used in this chapter, "Report 1191" means the monthly report prepared and distributed by the superintendent of public instruction which includes the number of basic education allocation formula derived certificated and classified staff units, the compensation entitlement amounts for such staff, the basic education allocation provided for each average annual full-time equivalent student, the basic education allocation, and the amount of state-funded support for the school year for each school district. The amount of a school district's basic education allocation included in the excess levy base pursuant to WAC ~~((392-139-310(2)(a)))~~ 392-139-310 (1)(a) is taken from this report.

AMENDATORY SECTION (Amending Order 18, filed 11/22/89, effective 12/23/89)

WAC 392-139-300 Establishment of excess levy authority for school districts—General. The maximum dollar amount of any school district's certified excess levy for any given calendar year shall equal the excess levy authority

established by the superintendent of public instruction as follows:

(1) Multiply the school district's excess levy base determined pursuant to WAC 392-139-310 by the school district's maximum excess levy percentage determined pursuant to WAC 392-139-320;

(2) Adjust the result obtained in subsection (1) of this section by the amount of the school district's excess levy authority transfers determined pursuant to WAC 392-139-330 ~~((and)),~~ 392-139-340, ~~and~~ 392-139-901; and

(3) Subtract the school district's maximum local effort assistance determined pursuant to WAC 392-139-660.

AMENDATORY SECTION (Amending WSR 00-09-017, filed 4/11/00, effective 5/12/00)

WAC 392-139-310 Determination of excess levy base.

The superintendent of public instruction shall calculate each school district's excess levy base as provided in this section. ~~((Levy base adjustments pursuant to WAC 392-139-901 shall be included in revenues shown in this section.))~~

(1) Sum the following state and federal allocations for the prior school year:

(a) The basic education allocation as defined in WAC 392-139-115 and as reported on the August Report 1191;

(b) The state and federal categorical allocations for the following:

(i) Pupil transportation. Allocations for pupil transportation include allocations for the following accounts:

4199 Transportation - operations; and

4499 Transportation - depreciation.

(ii) Special education. Allocations for special education include allocations for the following accounts:

4121 Special education; and

6124 Special education supplemental.

(iii) Education of highly capable students. Allocations for education of highly capable students include allocations identified by account 4174 Highly capable.

(iv) Compensatory education. Allocations for compensatory education include allocations identified by the following accounts:

4155 Learning assistance;

4162 Better schools - staff;

4165 Transitional bilingual;

4166 Student achievement (2001-02 school year and thereafter);

6151 Remediation;

6153 Migrant;

~~((6164 Bilingual Title VII Part A;~~

~~6167 Indian education - JOM;))~~

6264 Bilingual (direct); ~~((and))~~

6267 Indian education - JOM;

6268 Indian education - ED; ~~and~~

6367 Indian education - JOM.

(v) Food services. Allocations for food services include allocations identified by the following accounts:

4198 School food services (state);

6198 School food services (federal); and

6998 USDA commodities.

(vi) Statewide block grant programs. Allocations for statewide block grant programs include allocations identified by the following accounts:

- 4163 Better schools - professional development;
- 4175 Local education program enhancement (including student learning improvement allocations); and
- 6176 Targeted assistance.

(c) General federal programs. Allocations for general federal programs identified by the following accounts:

- 5200 General purpose direct federal grants - unassigned;
- 6100 Special purpose - OSPI - unassigned;
- 6121 Special education - Medicaid reimbursement;
- 6138 Secondary vocational education;
- 6146 Skills center;
- 6177 Eisenhower professional development; ~~((and))~~
- 6200 Direct special purpose grants; and
- 6300 Federal grants through other agencies - unassigned.

(2) Increase the result obtained in subsection (1) of this section by the percentage increase per full-time equivalent student in the state basic education appropriation between the prior school year and the current school year as stated in the state Operating Appropriations Act divided by 0.55.

(3) Revenue accounts referenced in this section are defined in the accounting manual for public school districts in the state of Washington, revised ~~((1998, except for the revenue accounts referenced in subsection (5) of this section, which are defined in the accounting manual, revised 2000))~~ 2001.

(4) The dollar amount of revenues for state and federal categorical allocations identified in this section shall come from the following sources:

(a) The following state and federal categorical allocations are taken from the Report 1197 Column A (Annual Allotment Due):

- 4121 Special education;
- 4155 Learning assistance;
- 4162 Better schools - staff;
- 4163 Better schools - professional development;
- 4165 Transitional bilingual;
- 4166 Student achievement (2001-02 school year and thereafter);

- 4174 Highly capable;
- 4175 Local education program enhancement;
- 4198 School food services (state);
- 4199 Transportation - operations;
- 4499 Transportation - depreciation;
- 6121 Special education - Medicaid reimbursements;
- 6124 Special education - supplemental;
- 6138 Secondary vocational education;
- 6146 Skills center;
- 6151 Remediation;
- 6153 Migrant;
- 6176 Targeted assistance;
- 6177 Eisenhower professional development; and
- 6198 School food services (federal).

(b) The following state and federal allocations are taken from the F-195:

- 5200 General purpose direct federal grants - unassigned;
- 6100 Special purpose - OSPI - unassigned;
- ~~((6164 Bilingual - Title VII Part A;~~

~~6167 Indian education - JOM;))~~

6200 Direct special purpose grants;

6264 Bilingual (direct);

6267 Indian education - JOM;

6268 Indian education - ED; ~~((and))~~

6300 Federal grants through other agencies - unassigned;

6367 Indian education - JOM; and

6998 USDA commodities.

~~(5) ((Effective for levy authority and local effort assistance calculations for 2001 and thereafter, the following federal allocations are included in the levy base in subsections (1)(c) and (4)(b) of this section:~~

~~6121 Special education - Medicaid reimbursements;~~

~~6267 Indian education - JOM;~~

~~6367 Indian education - JOM; and~~

~~6300 Federal grants through other agencies - unassigned.~~

~~(6))~~ Effective for levy authority and local effort assistance calculations for 2003 and thereafter, allocations in subsections (4)(b) ~~((and (5)))~~ of this section shall be adjusted by the difference between actual and budgeted allocations for the school year before the prior school year calculated as follows:

(a) Sum actual revenues for these accounts from Report F-196; and

(b) Subtract final budgeted revenues for these accounts from Report F-195.

~~((7))~~ (6) State moneys generated by a school district's students and redirected by the superintendent of public instruction to an educational service district at the request of the school district shall be included in the district's levy base.

~~((8))~~ (7) State basic education moneys generated by a school district's students and allocated directly to a technical college shall be included in the district's levy base.

WSR 01-22-105

PERMANENT RULES

DEPARTMENT OF

LABOR AND INDUSTRIES

[Filed November 7, 2001, 10:28 a.m.]

Date of Adoption: November 7, 2001.

Purpose: The purpose of the rule changes is to be consistent with chapter 25, Laws of 2001 (ESSB 5877). The 2001 legislative session passed ESSB 5877, effective July 22, 2001, deleting the certification of mental health providers and creating the licensing of those professionals. The Department of Health regulates the practice. Prior to the enactment of ESSB 5877, mental health providers treating or evaluating victims under the Crime Victims Act, were required to submit a copy of their certification. After the changes in CVCA regulations, mental health providers will submit a copy of their license from the Department of Health to the crime victims compensation program.

Citation of Existing Rules Affected by this Order: Amending WAC 296-30-010, 296-31-030, and 296-31-06903.

Statutory Authority for Adoption: RCW 7.68.030.

Adopted under notice filed as WSR 01-17-109 on August 22, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 3, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 3, Repealed 0.

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

November 7, 2001

Gary Moore

Director

AMENDATORY SECTION (Amending WSR 00-10-003, filed 4/20/00, effective 5/22/00)

WAC 296-30-010 Definitions. The following definitions are used to administer the crime victims compensation program:

Acceptance, accepted condition: A determination by the department that the diagnosis of the claimant's medical or mental health condition is the result of the criminal act. The condition being accepted must be specified by one or more diagnostic codes from the current edition of the International Classification of Diseases, Clinically Modified (ICD-CM), or the Diagnostic and Statistical Manual of Mental Disorders (DSM).

Authorization: Notification by a qualified representative of the department that specific treatment, services or equipment provided for the accepted condition is allowable under the claim. Providers must insure they maintain records indicating the name of the qualified representative who authorizes treatment, services or equipment.

Bodily injury: Any harmful or offensive touching, including severe emotional distress where no touching takes place when:

- (1) The victim **is not** the object of the criminal act and:
 - (a) The distress is intentionally or recklessly inflicted by extreme or outrageous conduct;
 - (b) Caused the victim to have a reasonable apprehension of imminent bodily harm; and
 - (c) The victim is in the immediate vicinity at the time of the criminal act.
- (2) The victim **is** the object of the criminal act and:
 - (a) The distress is intentionally or recklessly inflicted by extreme or outrageous conduct; and
 - (b) Caused the victim to have a reasonable apprehension of imminent bodily harm.

Claimant: A victim who submits an application for benefits, or on whose behalf an application is submitted.

Consultation: The services rendered by a mental health provider whose opinion or advice is requested by the attending (treating) mental health provider, or agency, or by the department in the evaluation and/or treatment of a claimant. Case management or case staffing does not constitute a consultation.

Criminal act: An act defined in RCW 7.68.020, the occurrence of which can be verified by the department or which is reasonably credible. Physically impossible acts, highly improbable acts for which verification is not available, or unverified memories of acts occurring prior to the age of two will not be accepted as reasonably credible. In evaluating evidence to determine verification of claimed criminal acts, the department will give greater weight to the quality, than to the quantity, of evidence. Evidence that can be considered for verification of claimed criminal acts includes, but is not limited to, one or more of the following:

- (1) Police or other investigation reports.
- (2) Child protective services or other government agency reports.
- (3) Diaries or journals kept by victims and others.
- (4) Third party reports from school counselors, therapists and others.
- (5) Current medical examinations.
- (6) Medical or psychological forensic evaluations. In the absence of other adequate forensic evaluation reports, independent assessments per WAC 296-31-069 may be conducted when indicated.
- (7) Legal and historical reports.
- (8) Current and past medical and mental health records.
- (9) Reports of interviews with the victim's family members, friends, acquaintances and others who may have knowledge of pertinent facts. When such interviews are necessary to determine eligibility, the victim will be given the choice of whether to allow the interviews to be conducted. The victim will also be given the understanding that eligibility may be denied if the interviews are not conducted. The department will act according to the victim's choice.

Crisis intervention: Therapy to alleviate the claimant's most pressing problems. The vital mental and safety functions of the claimant are stabilized by providing support, structure and, if necessary, restraint.

Disability awards for mental health conditions: Direct monetary compensation that may be provided to an eligible claimant who is either temporarily totally disabled, permanently totally disabled, or permanently partially disabled resulting from an accepted condition.

Family therapy: Therapy involving one or more members of the claimant's family, excluding the perpetrator, which centers on issues resulting from the claimant's sexual assault pursuant to WAC 296-30-080.

Group therapy: Therapy involving the claimant, and one or more clients who are not related to the claimant, which includes issues related to the claimant's condition and pertinent to other group members.

Immediate family members: Any claimant's parents, spouse, child(ren), siblings, grandparents, and those members of the same household who have assumed the rights and duties commonly associated with a family unit.

Individual therapy: Therapy provided on a one-to-one basis between a therapist and client.

Mental health provider: Any person, firm, corporation, partnership, association, agency, institution, or other entity providing any kind of mental health services related to the treatment of a claimant. This includes, but is not limited to, hospitals, psychiatrists, psychologists, advanced registered nurse practitioners with a specialty in psychiatric and mental health nursing, registered and/or ((certified)) licensed master level counselors, and other qualified service providers licensed, registered and/or certified with the department of health and registered with the crime victims compensation program. (Refer to WAC 296-31-030 for specific details.)

Permanent partial disability: Any anatomic or functional loss after maximum recovery has been achieved. When the attending provider has reason to believe a permanent functional loss exists, the department should be notified. Specified disabilities (amputation or loss of function of extremities, loss of hearing or vision) are to be rated utilizing a nationally recognized impairment rating guide. Unspecified disabilities (internal injuries, spinal injuries, mental health, etc.) are to be rated utilizing the category system detailed under WAC 296-20-200, et al. Under Washington law disability awards are based solely on physical or mental impairment due to the accepted injury or conditions without consideration of economic factors. Maximum benefit levels are established by statute.

Permanent total disability (pension): A condition permanently incapacitating a claimant from performing work at any gainful employment. Maximum benefit levels are established by statute.

Proper and necessary: (1) Proper and necessary services for the diagnosis or rehabilitative treatment of an accepted condition;

(2) Reflective of accepted standards of good practice within the scope of the provider's license, certification, or registration;

(3) Not delivered primarily for the convenience of the claimant, the claimant's attending provider, or another provider;

(4) Curative or rehabilitative care that produces long lasting changes which reduces the effects of the accepted condition;

(5) Provided at the least cost and in the least intensive setting of care consistent with the other provisions of this definition; and

(6) Concluded once a claimant has reached a state of maximum improvement. Maximum improvement occurs when no fundamental or marked change in an accepted condition can be expected with or without treatment. A claimant's condition may have reached maximum improvement though it might be expected to improve or deteriorate with the passage of time. Once a claimant's condition has reached maximum improvement, treatment that results only in temporary changes is not proper and necessary. Maximum improvement is equivalent to fixed and stable.

Reasonable cooperation: The victim is able to talk to the police and give information to help in the investigation and prosecution of the alleged offender. There may be circumstances in which the victim is not able to fully cooperate.

In these instances, consideration is given to the needs of the victim. The department may consider the following issues. The list is not inclusive:

- (1) There is fear of retribution from the offender;
- (2) There is a mental or physical condition which inhibits cooperation;
- (3) The victim is dependent upon the offender for support;
- (4) The victim is a minor.

Temporary partial disability (loss of earning power): Partial time loss compensation may be paid when the claimant can return to work on a limited basis, or return to a lesser paying job is necessitated by the accepted condition. The claimant must have a reduction in wages of at least five percent before consideration of partial time loss can be made. No partial time loss compensation can be paid after the claimant's condition is stationary. All time loss compensation must be certified by the attending provider based on objective findings.

Temporary total disability (time loss compensation): Time loss compensation may be paid when the claimant is temporarily unable to return to reasonable continuous gainful employment as a direct result of an accepted condition. Maximum benefit levels are established by statute.

Termination of treatment: When treatment is no longer required because the accepted condition for which the claim was allowed has become stable. The provider should submit a report indicating the date the condition became stable to the department. The claimant may require continued treatment for conditions not related to the crime injury condition; however, financial responsibility for such care must be the claimants.

The result of: The test used to define "the result of" used in RCW 7.68.070 (3)(a) is two-pronged. First, it must be determined that cause in fact exists, and second, it must then be determined that proximate cause exists.

(1) Cause in fact exists if "but for" the acts of the victim the crime that produced the injury would not have occurred.

(2) Proximate cause exists if, once cause in fact is found, it is determined that the acts of the victim:

- (a) Resulted in a foreseeable injury to the victim;
- (b) Played a substantial role in the injury; and
- (c) Were the direct cause of the injury.

Time loss certification: Documentation from a physician, or mental health professional qualified to treat under the Crime Victims Act, based upon objective findings which are specific symptoms that an accepted condition of a claimant either partially or totally incapacitates the claimant from returning to work.

Unjustly enriched: It would not be fair or equitable justice to allow a person to obtain, or have control of, or access to benefits or compensation paid to a victim of crime.

AMENDATORY SECTION (Amending WSR 00-03-056, filed 1/14/00, effective 2/14/00)

WAC 296-31-030 What are the eligibility requirements of a mental health treatment provider under the Crime Victims Act? (1) Mental health providers must qualify as an approved provider and register with the crime vic-

tims compensation program before they are authorized to provide treatment and receive payment in accordance with these rules.

(2) The following providers who are permanently licensed(,) or registered (~~or certified~~) in Washington are eligible to register with this program:

- (a) Psychiatrists;
- (b) Psychologists;
- (c) Advanced registered nurse practitioners with a specialty in psychiatric and mental health nursing;
- (d) Ph.Ds not licensed as psychologists and master level counselors whose (~~master's~~) degree is in a field of study related to mental health services including, but not limited to, social work, marriage and family therapy or mental health counseling.

(3) Out-of-state providers must be currently licensed, registered and/or certified within the state in which they practice. Washington requires mental health counselors to have a masters degree to treat Washington crime victim clients.

EXCEPTION: In areas where the department has determined licensed, registered and/or certified providers are not available, the department may consider registration exceptions on an individual basis.

All examiners must have	<ul style="list-style-type: none"> ■ An active practice; or ■ Be a clinical supervisor in an active practice; ■ Five years post licensure clinical experience treating crime victims; or ■ Three years clinical experience treating crime victims and two years supervising clinical work. Note: Geographic need of the program may substitute for some of the above experience requirements.
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PERMANENT

AMENDATORY SECTION (Amending WSR 00-24-065, filed 12/1/00, effective 1/1/01)

WAC 296-31-06903 Who may perform independent mental health evaluations for the crime victims compensation program? Providers who wish to perform independent mental health evaluations for the crime victims compensation program must be approved examiners and meet the following minimum qualifications:

Counselors	<ul style="list-style-type: none"> ■ Masters or doctorate degree in a field of study related to mental health; and ■ (Certified) Licensed by the Washington department of health as a social worker, mental health counselor or marriage and family therapist.
Advanced registered nurse practitioners	<ul style="list-style-type: none"> ■ Licensed with the Washington department of health; and ■ Have a specialty in psychiatric and mental health nursing.
Psychologists	<ul style="list-style-type: none"> ■ Licensed with the Washington department of health; or ■ Licensed within Oregon or Idaho by that state's health care licensing authority.
Psychiatrists	<ul style="list-style-type: none"> ■ Board certified; and ■ Licensed with the Washington department of health; or ■ Licensed within Oregon or Idaho by that state's health care licensing authority.

**WSR 01-22-012
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-243—Filed October 26, 2001, 2:22 p.m., effective November 1, 2001]

Date of Adoption: October 25, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900B; and amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: These fishery restrictions were intended to be part of the regulation formulated last spring, but were inadvertently omitted. They are necessary to provide for an orderly fishery. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 1, 2001.

October 25, 2001

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 232-28-61900B Exceptions to statewide rules—Minter Creek (Pierce County) Notwithstanding the provisions of WAC 232-28-619, effective November 1 through December 31, 2001 night closure and non-buoyant lure restrictions are in effective in those waters of Minter Creek (Pierce County).

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

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. January 1, 2002:

WAC 232-28-61900B Exceptions to statewide rules—Minter Creek (Pierce County)

**WSR 01-22-013
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-244—Filed October 26, 2001, 2:25 p.m., effective October 29, 2001, 7:00 a.m.]

Date of Adoption: October 25, 2001.

Purpose: Amend commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-802.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: An in-season update of coho runsize by the Point No Point Treaty Council indicates that the terminal run could be 2.16 times greater than the pre-season forecast. Strong catches of high quality coho continue with small encounters of chum salmon in Dungeness Bay. All chum salmon will be released. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: October 29, 2001, 7:00 a.m.

October 25, 2001

J. P. Koenings

Director

by Larry Peck

EMERGENCY

NEW SECTION

WAC 220-47-802 Puget Sound all-citizen commercial salmon fishery. Notwithstanding the provisions of Chapter 220-47 WAC, effective 7:00 a.m. October 29, 2001, it is unlawful to fish for or possess salmon taken for commercial purposes from the waters of Dungeness Bay (Area 6D) except as provided for in this section:

Area 6D: Open to skiff gill nets only using 5 inch minimum and 5 1/2 inch maximum mesh from 7:00 a.m. to 5:00 p.m. on the following dates: 10/29, 10/30, 10/31, 11/1, 11/2.

In Area 6D, it is unlawful to retain chinook or chum salmon at any time. Salmon that are unlawful to retain must be removed from the net by cutting the meshes ensnaring the fish. Area 6D is closed to commercial salmon fishing within 1/4 mile of each mouth of the Dungeness River.

REPEALER

The following section of the Washington Administrative Code is repealed effective 5:01 p.m. November 2, 2001:

WAC 220-47-802 Puget Sound all-citizen commercial salmon fishery.

**WSR 01-22-017
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-247—Filed October 26, 2001, 3:04 p.m., effective October 27, 2001, 12:01 a.m.]

Date of Adoption: October 26, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-803.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: United States/Canada agreements regarding chum fisheries stipulate that in order for a full fleet United States commercial fishery to take place in Areas 7 and 7A, two prior conditions must occur. First, the Fraser River chum run size must be forecast at or above three million, and second, the Canadian commercial catch of chum must reach 295,000. On October 23, 2001, Canada Department of Fisheries and Oceans updated the chum run size through their Johnstone Strait test fishery and identified the expected return as being 2.6 million. This is well short of the abundance required to allow a significant fishery in Areas 7 and 7A. Therefore, the chum fishery in Areas 7 and 7A must remain closed for purse seines and gill nets until the above two conditions are met. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: October 27, 2001, 12:01 a.m.

October 26, 2001

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 220-47-803 Puget Sound all-citizen commercial salmon fishery. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Saturday, October 27, 2001 until further notice, it is unlawful to take, fish for, or possess salmon taken for commercial purposes with gill net or purse seine gear in Puget Sound Salmon Management and Catch Reporting Areas 7 and 7A.

**WSR 01-22-018
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-245—Filed October 26, 2001, 3:06 p.m., effective October 28, 2001, 6:00 p.m.]

Date of Adoption: October 26, 2001.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000F and 220-33-01000G; and amending WAC 220-33-010.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Prohibits retention of chum in remainder of late fall mainstem coho fishery and select area fisheries. Impacts to listed chum are nearing the guidelines in the 2001 fall management agreement and the biological opinion. Harvestable hatchery coho are available. Impacts to Oregon listed coho are projected to be within the management guidelines. All fisheries are included in the 2001 fall

management agreement and are consistent with the preseason plans developed during the North of Falcon process. This rule is consistent with actions of the Columbia River Compact on October 25, 2001, and is consistent with requirements of the Endangered Species Act. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: October 28, 2001, 6:00 p.m.

October 26, 2001

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 220-33-01000G Columbia River gillnet seasons below Bonneville-select area commercial fisheries. Notwithstanding the provisions of WAC 220-33-010 and WAC 220-33-020, it is unlawful for a person to take or possess salmon, shad, and sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E except during the times and conditions listed:

1) AREA: SMCRA 1B upstream of a line between Harrington Point in Washington to Settler Point in Oregon and 1C, 1D, and 1E.

SEASON: 7:00 a.m. October 29, 2001 to 7:00 p.m. October 31, 2001

GEAR: 6 inch maximum mesh restriction.

ALLOWABLE SALE: Chinook and coho. Release all chum

SANCTUARIES: Elokomin-A, Cowlitz, Kalama-A, Lewis-A, Washougal, Sandy

2) COHO TANGLE NET FISHERY

MAINSTEM COLUMBIA RIVER - TANGLE NET TEST FISHERY

a) AREA: SMCRA 1A, 1B, 1C, 1D, 1E

DATES: Immediately through 6:00 p.m. October 31, 2001

GEAR: 3 1/2 inch mesh to 4 1/2 inch mesh.

ALLOWABLE SALE: Chinook and coho. Release all chum.

SANCTUARIES: Grays River, Elokomin-A, Cowlitz, Kalama-A, Lewis-A, Washougal, Sandy

OTHER: An operating recovery box must be on board. A WDFW staff person must be on board at all times during the fishery.

Only those persons listed below may participate in the fishery:

- 1) Tim Heuker
- 2) Mike Heuker
- 3) Bernie Heuker
- 4) Dan Heuker
- 5) Chris Heuker
- 6) Randy Anderson
- 7) Mark Ihander
- 8) Thomas Tarabochia
- 9) Lance Gray
- 10) Steve Gray
- 11) Chuck Yeager
- 12) Les Clark
- 13) Steve Clark
- 14) Marty Budnick
- 15) John Grocott
- 16) Larry Holland
- 17) Del Barendse
- 18) Gary Olson
- 19) Marty Kuller
- 20) Frank Tarabochia

3) BLIND SLOUGH/KNAPPA SLOUGH SELECT AREA

AREA: Blind Slough fishing area includes all waters from markers at the mouth of Gnat Creek located approximately 1/2 mile upstream of the county road bridge downstream to markers at the mouth of Blind Slough. Concurrent waters extend downstream of the railroad bridge. Oregon State waters extend upstream of the railroad bridge.

Knappa Slough fishing area includes all waters bounded by a line from the northerly most marker at the mouth of Blind Slough westerly to a marker on Karlson Island downstream to boundary lines defined by markers on the western end of Minaker Island to markers on Karlson Island and the Oregon shore. An area closure of about a 100' radius at the mouth of Big Creek defined by markers. All waters are under concurrent jurisdiction.

SEASON: Blind Slough and Knappa Slough

Monday, Tuesday, Wednesday, and Thursday nights 6:00 p.m. to 8:00 a.m.

Immediately through October 31, 2001

GEAR: 6 inch maximum mesh

100 fathoms maximum length

The use of monofilament gillnet gear is allowed.

ALLOWABLE SALE: Chinook and coho. Release all chum

4) TONGUE POINT/SOUTH CHANNEL SELECT AREA

AREA: Tongue Point fishing area includes all waters bounded by a line from the red light at Tongue Point to the flashing green light at the rock jetty on the northwesterly tip of Mott Island, a line from a marker at the south end of Mott Island easterly to a marker on the northwest bank on Lois Island, and a line from a marker on the southwest end of Lois Island due westerly to a marker on the opposite bank. All waters are under concurrent jurisdiction.

South Channel area includes all waters bounded by a line from a marker on John Day Point through the green buoy "7" thence to a marker on the southwest end of Lois Island

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upstream to an upper boundary line from a marker on Settler Point northwesterly to flashing red marker "10" thence northwesterly to a marker on the sand bar defining the terminus of South Channel. All waters are under concurrent jurisdiction.

SEASON: Tongue Point

Monday, Tuesday, Wednesday, and Thursday nights
6:00 p.m. to 8:00 a.m.

Immediately through October 31, 2001

South Channel

Monday, Tuesday, Wednesday, and Thursday nights
6:00 p.m. to 8:00 a.m.

Immediately through October 31, 2001

GEAR: Tongue Point

6 inch maximum mesh

250 fathoms maximum length

Weight on leadline cannot exceed two pounds per fathom. Fishers participating in the Tongue Point Basin fishery may have stored on board their boats, gill nets with leadline in excess of two pounds per fathom.

The use of monofilament gillnet gear is allowed.

South Channel

6 inch maximum mesh

100 fathoms maximum length

The use of monofilament gillnet gear is allowed.

ALLOWABLE SALE: Chinook and coho. Release all chum

5) DEEP RIVER SELECT AREA

AREA: Deep River is open to fishing down river from the town of Deep River to the mouth (a line from navigation marker "16" southwest to a marker on the Washington shore). Concurrent waters extend downstream of the Highway 4 bridge. State waters extend upstream of the Highway 4 bridge.

SEASON: Sunday, Monday, Tuesday, Wednesday, and Thursday nights

6:00 p.m. to 8:00 a.m.

Immediately through October 31, 2001

GEAR: 6 inch maximum mesh

100 fathoms maximum length

The use of monofilament gillnet gear is allowed.

ALLOWABLE SALE: Chinook and coho. Release all chum

6) STEAMBOAT SLOUGH SELECT AREA

AREA: Steamboat Slough is open to fishing in waters bounded by markers on Price Island and the Washington shore, at both upstream and downstream ends of Steamboat Slough. All open waters are under concurrent jurisdiction.

SEASON: Monday, Tuesday, Wednesday, and Thursday nights

6:00 p.m. to 8:00 a.m.

Immediately through October 31, 2001

GEAR: 6 inch maximum mesh

100 fathoms maximum length

The use of monofilament gillnet gear is allowed.

ALLOWABLE SALE: Chinook and coho. Release all chum.

OTHER: It is unlawful to transport or possess fish outside the fishing area unless by licensed buyer. An exception to the rule allows transportation out of the fishing area with a permit issued by an authorized agency employee after examining the catch.

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

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:00 p.m. October 28, 2001:

WAC 220-33-01000F Columbia River gillnet seasons below Bonneville-select area commercial fisheries. (01-227)

The following section of the Washington Administrative code is repealed effective 12:01 a.m. November 1, 2001:

WAC 220-33-01000G Columbia River gillnet seasons below Bonneville-select area commercial fisheries.

WSR 01-22-019

EMERGENCY RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Health and Rehabilitative Services Administration)

[Filed October 26, 2001, 3:48 p.m., effective November 1, 2001]

Date of Adoption: October 26, 2001.

Purpose: Adopt new rules, WAC 388-820-1001, 388-820-1002, 388-820-1003, 388-820-1004, 388-820-1005, 388-820-1006, 388-820-1007, 388-820-1008, 388-820-1009, 388-820-1010, 388-820-1011, and 388-820-1012, to carry out the legislative intent of Title 71A RCW authorizing the department to provide or contract for the provision of services to clients with developmental disabilities residing in community settings.

Statutory Authority for Adoption: Title 71A RCW.

Other Authority: RCW 34.05.350.

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

Reasons for this Finding: The department would be unable to contract for residential services for developmentally disabled clients living in community residential settings. Without contracted services, these clients' health and safety may then be at risk.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 12, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 12, Amended 0, Repealed 0.

Effective Date of Rule: November 1, 2001.

October 26, 2001

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

NEW SECTION

WAC 388-820-1001 Purpose. (1) The purpose of these standards is to specify measures which shall carry out the legislative intent of Title 71A RCW authorizing the department to provide or contract for the provision of services to clients with developmental disabilities residing in community residential settings.

(2) Residential services shall provide eligible clients the opportunity to:

(a) Enjoy all rights and privileges under the Constitution and laws of the United States and the state of Washington;

(b) Participate in community life with nonhandicapped and less-handicapped persons to the greatest extent possible; and

(c) Achieve a greater measure of independence and fulfillment.

NEW SECTION

WAC 388-820-1002 Exemptions. (1) The department may approve an exemption to a specific rule in this chapter as defined under WAC 388-820-010(9) provided an:

(a) Assessment of the exemption request ensures granting the exemption shall not undermine the legislative intent of Title 71A RCW; and

(b) Evaluation of the exemption request shows granting the exemption shall not affect the quality of the services, supervision, health, and safety of department-served persons.

(2) Agencies and individual providers shall retain a copy of each department-approved exemption.

NEW SECTION

WAC 388-820-1003 Review and evaluation. (1) The department shall review and/or evaluate the agency's services as set forth by law or this chapter. Evaluation shall occur biennially, but the department may require more frequent evaluations.

(2) The department may, at any time, review each client's records and activities to ensure the agency continues serving the client's needs, interests, and welfare.

(3) The department shall file a report of the evaluation results. When the agency is out of compliance with the standards and regulations contained in chapter 388-820 WAC and department contracts, the report shall specify the corrective action to be implemented within a specific time. When corrective action is not implemented within the specified time, the department may withdraw the agency's certification as described under WAC 388-820-020.

(4) The department shall have the right to conduct additional evaluations or audits of the agency as the department deems necessary.

NEW SECTION

WAC 388-820-1004 Eligibility for residential services and support. Any client authorized by the division of developmental disabilities shall be eligible for residential services as defined by this chapter.

NEW SECTION

WAC 388-820-1005 Administration. (1) The owner or board of directors of the agency shall have department-approved written statements including, but not limited to, the following:

- (a) Agency philosophy, objectives, and goals;
- (b) Program description and admission criteria;
- (c) Policies and procedures describing the following:
 - (i) Division administrative policy number one prohibiting abuse;

(A) The agency administrator shall complete and file with the division the document entitled division of developmental disabilities administrative policy number one prohibiting a client's mistreatment, neglect, or abuse. The agency shall retain a copy of the document; and

(B) All agency staff working with clients shall sign a similar department-approved document. The agency shall keep the document on record.

(ii) Organizational chart and description showing all supervisory relationships;

(iii) Definition of staff roles and responsibilities, including the person designated to act in the absence of the administrator;

(iv) Criminal background inquiries required under chapter 388-330 WAC;

(v) Client confidentiality and release of information;

(vi) Client rights and grievance procedure;

(vii) Protection of client's financial interests, including management of client accounts, if applicable;

(viii) Drug administration, supervision, handling, storage, and disposal;

(ix) Self-administration of drugs, prescribed or not;

(x) Response to and contingency planning for:

(A) Medical emergencies;

(B) Natural or other disasters;

(C) Missing persons;

(D) Clients involved with law enforcement; and

(E) Unmanageable client behavior.

(xi) Notification of client's guardian and/or relatives in case of emergency.

(2) Following emergencies, as defined under WAC 388-825-020, the agency shall:

- (a) Immediately notify the department orally of a serious incident or emergency as described in department policy;
- (b) Submit a written incident report to the department as required by law or policy; and
- (c) Notify the client's guardian or legal representative.

NEW SECTION

WAC 388-820-1006 Staffing. (1) An agency shall provide sufficient staff to administer the program and perform instruction and support services.

(2) An agency shall provide the client with immediate access to staff or the means to contact staff twenty-four hours a day, seven days each week.

(3) An agency required to have twenty-four-hour, on-duty staff coverage shall have a department-approved staff coverage schedule:

- (a) At the time of certification; and
- (b) When substantial changes occur. The agency shall retain a copy of department approval of their staffing schedule.

(4) Staff availability.

(a) An agency operating a residential program shall have a designated administrator.

(b) Each facility-based residence shall maintain staffing requirements applicable to the specific licensing regulations and contract requirements under which the agency operates.

(c) When only one direct care staff member is on duty, the agency shall make or have provisions for a second person on call in case of an emergency.

NEW SECTION

WAC 388-820-1007 Individual service plan. The agency shall participate with department staff, the client, the client's guardian or legal representative, and other interested persons in the development of the individual service plan (ISP), under RCW 71A.18.010 and WAC 388-825-050, as required for each client.

NEW SECTION

WAC 388-820-1008 Health services. (1) The agency shall have a means and procedure for ensuring a client has access to personal care and hygiene services, health services, mental health services, and dental services. For a client for whom the agency provides an average of thirty hours or more of service per month, the agency shall provide instruction and support to the client by:

- (a) Maintaining health records;
- (b) Assisting the client to arrange appointments with health professionals;
- (c) Assisting and ensuring transportation for the client to health services;
- (d) Monitoring the client's implementation of medical treatment prescribed by health professionals; and

(e) Communicating directly with health professionals, when indicated.

(2) For each client for whom the agency provides an average of thirty hours or more a month, the agency shall ensure the client receives an annual physical and dental examination unless an exemption is granted, in writing, from the appropriate medical professional.

(3) The agency shall document client refusal to participate in health care services. Documentation shall include:

- (a) A written description of events concerning client refusal to participate in health services; and
- (b) A written plan to teach the client the benefits of health care participation.

NEW SECTION

WAC 388-820-1009 Client records. (1) The client's records shall include, but not be limited to, the following:

(a) The client's name, address, and Social Security number;

(b) The client's guardian or legal representative's name, address, and telephone number;

(c) Copies of legal guardianship papers, if any;

(d) Client health records:

(i) Names, addresses, and telephone numbers of relatives or responsible persons and the name, address, and telephone number of the client's:

(A) Physician;

(B) Dentist;

(C) Mental health provider; or

(D) Others providing client health care services.

(ii) Health care providers' instructions regarding health care needed, including appointment dates and date of next appointment if appropriate;

(iii) Written documentation that the health care providers' instructions have been followed; and

(iv) A record of prosthesis and other artificial parts;

(e) A copy of the department's individual service plan (ISP); and

(f) The client's agency-developed individual instruction and support plan (IISP).

(2) The agency shall maintain and keep current documentation of:

(a) Instruction and support activities for each client as a basis for review, study, and evaluation of the overall progress in programs provided by the agency to the participating clients;

(b) Semi-annual review of the IISP;

(c) Consultation with other service providers and other interested persons;

(d) IISP revisions and changes; and

(e) Other activities relevant to the client.

(3) The agency serving a client an average of thirty hours or more a month shall assist the client in maintaining a current, written property record. The record shall include:

(a) A list of personal possessions, including clothing the client purchases, with a value of one hundred dollars or more per item;

(b) A list of items the client owns when moving into the program;

- (c) Description and identifying numbers, if any;
 - (d) The date of acquisition of items purchased after moving into the program;
 - (e) The date and reason for addition or removal from the record; and
 - (f) The signature of the staff making the entry.
- (4) Individual providers shall maintain records as required by the department.
- (5) The agency shall consider all client record information:
- (a) Privileged and confidential;
 - (b) Available to the department, to the client, and to residential services staff, as needed, to provide client services;
 - (c) Available to the county developmental disabilities board when the department requests it as allowed under RCW 71A.14.070.
- (6) The agency shall prepare and record all record entries:
- (a) In ink;
 - (b) At the time of or immediately following the occurrence of the event recorded, in legible writing, dated, and signed by the person making the entry.
- (7) Any transfer or inspection of records, except under subsection (5) of this section, shall be authorized by a release of information form, specific to the transfer or inspection signed by the client or guardian.

NEW SECTION

WAC 388-820-1010 Notice of fine and appeal rights.

- (1) The department shall give the provider written notice of the civil fine. The department shall ensure the notice:
- (a) States the amount and reasons for the fine and the applicable law under which the fine is imposed; and
 - (b) Informs the provider of the right to request an adjudicative hearing.
- (2) A civil fine becomes due twenty-eight days after the service of the written notice of the fine unless the provider requests a hearing in compliance with chapter 34.05 RCW and RCW 43.20A.215. If a hearing is requested, the department shall stay the fine pending a final decision on the matter.
- (3) A provider contesting the department's decision to impose a civil fine shall, within twenty-eight days of receipt of the decision:
- (a) File a written application for an adjudicative proceeding by a method showing proof of receipt with the Office of Appeals, P.O. Box 2465, Olympia, WA 98504; and
 - (b) Include in or with the application:
 - (i) The grounds for contesting the department decision; and
 - (ii) A copy of the contested department decision.
- (4) Administrative proceedings shall be governed by chapter 34.05 RCW, RCW 43.20A.215, and chapter 388-02 WAC. If any provision in this section conflicts with chapter 388-02 WAC, the provision in this section governs.
- (5) When a provider disagrees with the department's finding of a violation under this chapter, the provider shall have the right to have the violation reviewed under the department's dispute resolution process.

(6) Upon request by the provider, the department shall expedite the dispute resolution process to review the imposition of a civil fine.

(7) No agency may discriminate or retaliate in any manner against a person because the person made a complaint or cooperated in the complaint investigation.

NEW SECTION

WAC 388-820-1011 Physical requirements. (1) The agency shall ensure facility-based residential services provide clients the following conditions or necessary equipment:

- (a) A clean, safe, and healthful environment;
 - (b) A location in a residential neighborhood within reasonable distance of necessary physical resources, such as stores, banks, laundromats, churches, job opportunities, and other public services;
 - (c) An adequate first-aid kit or supplies and a first-aid manual; and
 - (d) Compliance with all licensing regulations, when applicable.
- (e) Current facility-based agencies are exempt from subsection (1)(b) effective the date of this amendatory act.
- (2) The agency shall ensure nonfacility-based residential services provide clients with the following conditions or necessary equipment:
- (a) A clean, safe, and healthful environment;
 - (b) Access to client-usable telephone equipment;
 - (c) A working smoke detector, light-alarmed if clients are hearing impaired, located in proximity to sleeping rooms;
 - (d) A flashlight or other nonelectrical light source in working condition;
 - (e) Basic first-aid supplies;
 - (f) An evacuation plan, developed and practiced with the client, placed or stored within the living unit;
 - (g) A safe storage area for flammable and combustible materials;
 - (h) Unblocked exits; and
 - (i) Accessibility by customary forms of ingress and egress for space utilized for residential purposes, excluding ladders, folding stairs, or trap doors.
- (3) The agency providing nonfacility-based residential services shall document activities with a client relevant to subsection (2) of this section.

NEW SECTION

WAC 388-820-1012 Payment for service. (1) The department shall pay for residential services provided to eligible clients under department contract or policy.

- (2) For a client receiving facility-based residential services and support:
- (a) The client shall pay for cost of care or service from earnings or financial resources under department policy;
 - (b) Department payments under this chapter shall be supplemental to other financial resources of the client; and
 - (c) When a client's guardian controls the client's income, estate, or trust fund, the guardian shall reimburse the agency as described under this section.
- (3) A client receiving nonfacility-based residential services shall pay for their own housing, utilities, food, clothing,

and other personal and incidental expenses from earnings and other financial resources.

(4) The department shall require a client to participate in defraying the cost of services when mandated by federal or state statute or regulation.

(5) The provider shall inform the department when the client requires services beyond levels described under chapter 388-820 WAC. The department may approve and provide payment for additional expenses or services. The provider shall retain a copy of department approval.

(6) To ensure a client is not charged for services provided by state-funded programs, any payment made for health services with client funds shall be supported by the department's written denial.

NEW SECTION

WAC 388-820-1013 Change of ownership. (1) An agency shall inform the department in writing sixty days prior to a change of ownership.

(2) On the effective date of a change of ownership, the department shall terminate the department's certification with the previous provider.

(3) The department shall withhold final payment to the previous provider until the previous provider submits and the department accepts all reports and required documents.

Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 5, Amended 0, Repealed 5.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 1, 2001, 7:00 a.m.

October 29, 2001

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 220-22-40000C Marine fish-shellfish management and catch reporting areas, Puget Sound Notwithstanding the provisions of WAC 220-22-400, effective immediately until further notice Marine Fish-Shellfish Management and Catch Reporting Area 26A shall be defined by the following boundaries:

(1) **Area 26A-W** shall include those waters of Puget Sound south of 25B and northerly of a line from Apple Cove Point to Point Edwards and south and west of a line that extends from Possession Point to the Shipwreck located .8 nautical miles north of Picnic Point.

(2) **Area 26A-E** shall include those waters of Puget Sound south of Areas 24B and 24C and north of a line that extends from Possession Point to the Shipwreck located .8 nautical miles north of Picnic Point.

NEW SECTION

WAC 220-52-04000D Commercial crab fishery—Exceptions to permanent rules for pot limits. Notwithstanding the provisions of WAC 220-52-040:

(1) Effective 7:00 a.m. November 1, 2001 until further notice it is unlawful for any person to fish for crabs for commercial purposes with more than 50 pots per license, per buoy tag number in all waters of Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, 21B, 22A, and 22B.

(2) Effective immediately until further notice the Department will not accept appeals of coastal crab pot limit assignments.

NEW SECTION

WAC 220-52-04600U Crab fishery—Seasons and areas. Notwithstanding the provisions of WAC 220-52-046, it will be lawful to fish for Dungeness Crab for commercial purposes except as provided herein:

**WSR 01-22-028
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-246—Filed October 29, 2001, 4:31 p.m., effective November 1, 2001, 7:00 a.m.]

Date of Adoption: October 29, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-22-40000B, 220-52-04000C, 220-52-04600T, 220-52-04700D and 220-69-24000Y; and amending WAC 220-22-400, 220-52-040, 220-52-046, 220-52-047, and 220-69-240.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Closure in Crab Management Region 2E is to protect soft shelled crab. Crab Management Region 1 can reopen with pot limits for harvest of remaining state commercial quota. The permanent rule for reviewing crab pot appeals for extenuating circumstances has an application deadline of October 18, 2001. This rule provides the interim application of this deadline until the permanent rule can take effect. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

(1) Effective immediately until further notice, commercial crab harvest is allowed in those waters of Marine Fish-Shellfish Management and Catch Reporting Area 26A within a line that extends due north from the green number 1 buoy at Scatchet Head to Scatchet Head, thence from the green number 1 buoy at Scatchet Head to the green number 1 buoy at Possession Point, thence due north from the green number 1 buoy at Possession Point to Possession Point.

(2) Effective immediately through March 14, 2002, commercial crab harvest is allowed in those waters of 26A north and east of a line from the south end of the Double Bluff State Park seawall (47° 58.78'N, 122° 30.84'W) projected 110° true to the boulder on shore (47° 57.69'N, 122° 26.74'W).

(3) Effective immediately until further notice, commercial harvest will be closed in those waters of Marine Fish-Shellfish Management and Catch Reporting Areas 26A, north of a line that extends from Possession Point to the shipwreck, and all waters of 24B.

NEW SECTION

WAC 220-52-04700E Puget Sound commercial crab pot deployment. Notwithstanding the provisions of WAC 220-52-047:

(1) Dungeness crab pots may be deployed in Areas 20A, 20B, 21A, 21B, 22A and 22B between 7:00 a.m. November 1, 2001 and 5:00 p.m. November 3, 2001 from a vessel not designated on his or her Puget Sound crab license provided that the primary or alternate operator designated on the license is on board the non-designated vessel ("barge" vessel), and provided prior notice has been given as indicated below.

(2) The license holder must leave a telephone message at the La Conner office, (360) 466-4345, extension 245, with the following information:

- a) Name and license number of license owner.
- b) Name of designated primary operator if different from license owner.
- c) Name of alternate operator if used to deploy pots from a non-designated vessel.
- d) Buoy brand number and number of pots to be deployed from a non-designated vessel.
- e) Name and identification numbers (WN and/or Coast Guard) of the non-designated vessel.

NEW SECTION

WAC 220-69-24000Z Duties of commercial purchasers and receivers—Puget Sound crab Notwithstanding the provisions of WAC 220-69-240, effective immediately until further notice every person originally receiving or purchasing crab harvested from Marine Fish-Shellfish Management and Catch Reporting Area 26A shall record either 26A-E or 26A-W on shellfish receiving tickets based on the location of harvest and the boundary definitions specified in WAC 220-22-40000C.

REPEALER

The following sections of the Washington Administrative Code are repealed effective 7:00 a.m. November 1, 2001:

WAC 220-22-40000B	Marine fish-shellfish management and catch reporting areas, Puget Sound (01-206)
WAC 220-52-04000C	Crab pot limit assignment appeals. (01-239)
WAC 220-52-04600T	Crab fishery—Seasons and areas. (01-233)
WAC 220-52-04700D	Puget Sound commercial crab pot deployment. (01-206)
WAC 220-69-24000Y	Duties of commercial purchasers and receivers—Puget Sound crab (01-206)

WSR 01-22-039

EMERGENCY RULES

DEPARTMENT OF

FISH AND WILDLIFE

[Order 01-240—Filed October 30, 2001, 3:16 p.m.]

Date of Adoption: October 23, 2001.

Purpose: Amend hunting rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-42500A and 232-28-42500B; and amending WAC 232-28-425.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Goose Management Area 2A hunting is changed from November 22 to November 21 to avoid issues on manning goose check stations on Thanksgiving Day. Additional season days were added to Goose Management Areas 2A and 2B to reduce agricultural crop damage by Canada geese. Goose Management Area 4 is reduced two days to conform with federal requirements; brant hunting is adjusted to comply with federal rules on the brant split season. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

October 23, 2001

J. P. Koenings

Director

NEW SECTION

WAC 232-28-42500B 2001 Waterfowl season adjustments Notwithstanding the provisions of WAC 232-28-425, effective immediately through January 13, 2002:

(1) Goose Management Area 2A is open only 8:00 a.m. to 4:00 p.m., Wednesday, November 21, and Saturday, November 24, 2001.

(2) Goose Management Area 2A (except Ridgefield NWR) is open only 8:00 a.m. to 4:00 p.m., Saturdays, Sundays, Tuesdays, and Thursdays, November 26, 2001 through January 13, 2002, except closed on December 25, 2001 and January 1, 2002.

(3) Goose Management Area 2B is open only 8:00 a.m. to 4:00 p.m., Saturdays, Sundays, Tuesdays, and Wednesdays, November 10, 2001 through December 30, 2001, except closed on December 25, 2001.

(4) Goose Management Area 4 is open only one-half hour before official sunrise to official sunset Wednesdays, Saturdays and Sundays October 6 through October 25, Wednesdays, Saturdays and Sundays November 3, 2001 through January 13, 2002, November 12, 22, 23, and December 25, 2001, and January 1, 2002.

(5) Brant hunting is open in Skagit and Pacific Counties only on the following dates: November 17, 18, 20, 22, and 23, 2001.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-42500A 2001 Waterfowl season adjustments. (01-196)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. January 14, 2001:

WAC 232-28-42500B 2001 Waterfowl season adjustments.

WSR 01-22-045

EMERGENCY RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed October 30, 2001, 4:42 p.m., effective November 2, 2001]

Date of Adoption: October 30, 2001.

Purpose: Amend WAC 388-310-0600, to describe the new eligibility rules for high-wage, high-demand preemployment training programs.

Citation of Existing Rules Affected by this Order: Amending WAC 388-310-0600.

Statutory Authority for Adoption: RCW 74.08.090, 74.04.050.

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

Reasons for this Finding: This second filing for emergency rule is essential to preserve the continuity of the training programs for those participants who have been enrolled under the first adoption while further refinements are being made to the permanent rule.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 1, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Effective Date of Rule: November 2, 2001.

October 30, 2001

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-16-055, filed 7/26/00, effective 8/1/00)

WAC 388-310-0600 WorkFirst—Job search. (1) What is job search?

Job search is an opportunity to learn and use skills you need to find and keep a job. Job search may include:

(a) Classroom instruction; and/or

(b) Structured job search that helps you find job openings, complete applications, practice interviews and apply other skills and abilities with a job search specialist or a group of fellow job-seekers; and/or

(c) Pre-employment training; and/or

(d) High wage, high demand training.

(2) What is pre-employment training?

Pre-employment training helps you learn skills you need for an identified entry level job that pays more than average entry level wages.

(a) Pre-employment training is an acceptable job search activity when an employer or industry commits to hiring or giving hiring preference to WorkFirst participants who successfully complete pre-employment training.

(b) You can find out about current pre-employment training opportunities by asking your job service specialist, your case manager or staff at your local community and technical college.

(3) What is high wage, high demand training?

There are two types of high-wage/high-demand (HWHD) full-time training options for TANF recipients to complete a certificate or degree that will lead to employment in a high-wage, high-demand occupation.

(a) Information technology & health care: This option allows participants to start and finish a one-year community or technical college training program in the information technology or health care fields; and/or

(b) Certificate/degree completion: This option allows participants to finish up the last year of a two- or four-year certificate or degree in a high-wage, high-demand field on an exception basis. The high-wage/high-demand criteria for this option is based on median income and high-demand occupations within the local labor market as determined by employment security department.

For both types of HWHD training, the training can be approved one-time only (barring an approved exception to policy) There is no work requirement with either option for the twelve months of training time.

To qualify for HWHD training, a participant must also:

(i) Meet all of the pre-requisites for the course;

(ii) Obtain the certificate or degree within twelve calendar months;

(iii) Participate full-time in the training program and make satisfactory progress;

(iv) Work with co-located ESD staff during the last quarter of training for job placement; and

(v) Return to job search once s/he completes the educational program if still unemployed.

(4) Who provides me with job search?

You get job search from the employment security department or another organization under contract with WorkFirst to provide these services.

((4)) (5) How long do I stay in job search?

Periods of job search may last up to twelve continuous weeks. Job search specialists will monitor your progress. By the end of the first four weeks, a job search specialist will determine whether you should continue in job search. Job search will end when:

(a) You find a job; or

(b) You become exempt from WorkFirst requirements (see WAC 388-310-0300); or

(c) Your situation changes and you are temporarily deferred from continuing with job search (see WAC 388-310-0400); or

(d) Job search specialists have determined that you need additional skills and/or experience to find a job; or

(e) You have not found a job at the end of the job search period.

((5)) (6) What happens at the end of job search if I have not found a job?

At the end of each job search period, you will be referred back to your case manager for an employability evaluation if you have not found a job. You and your case manager will also modify your individual responsibility plan.

WSR 01-22-056**EMERGENCY RULES****DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-242—Filed November 1, 2001, 8:15 a.m., effective November 1, 2001, 12:01 a.m.]

Date of Adoption: November 1, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order:
Amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Annual irrigation withdrawal, exacerbated by drought conditions in 2001 have reduced the Conconully Reservoir level to less than one-third its normal capacity. The 2001 hatchery plant schedule has been altered to reduce impact, but little remaining habitat will still not carry successfully through the winter the number of fish remaining. Winter fishing will help reduce the number of fish the reservoir needs to carry through the winter, and provide additional angler opportunity. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

November 1, 2001

J. P. Koenings

Director

EMERGENCY

NEW SECTION

WAC 232-28-61900A Exceptions to statewide rules-Conconully Reservoir. Notwithstanding the provisions of WAC 232-28-619, effective 12:01 a.m. November 1, 2001 until further notice, it is lawful to fish for all gamefish in Conconully Reservoir, Okanogan County. Statewide Rules for minimum size and daily limit apply.

WSR 01-22-057**EMERGENCY RULES****STATE BOARD OF EDUCATION**

[Filed November 1, 2001, 10:40 a.m.]

Date of Adoption: October 26, 2001.

Purpose: This amendment removes the requirement for a primary endorsement in elementary education or middle level as a prerequisite for a supporting endorsement in library media.

Citation of Existing Rules Affected by this Order: Amending WAC 180-82-346 Library media—All levels, supporting.

Statutory Authority for Adoption: RCW 28A.410.010 and 28A.305.130 (1) through (4).

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

Reasons for this Finding: This amendment increases access to the library media endorsement for individuals who hold certification with secondary level endorsements and addresses the shortage of qualified school librarians.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Effective Date of Rule: Immediately.

October 30, 2001

Larry Davis
Executive Director

AMENDATORY SECTION (Amending WSR 99-04-008, filed 1/21/99, effective 2/21/99)

WAC 180-82-346 Library media—All levels, supporting. In order to receive a supporting endorsement in library media, the candidate (~~(shall have completed a primary endorsement in elementary education or middle level,))~~ shall have completed a state approved preparation program in library media which shall be comprised of the appropriate pedagogy courses and field experiences/internship, pursuant to chapter 180-78A WAC, as well as twenty-four quarter credit hours (sixteen semester credit hours) in the subject areas below. Through the completion of this course work and/or an alternative performance-based assessment acceptable to the college/university, the candidate shall have demonstrated knowledge and skills in the following areas:

- (1) Integration of information technologies with essential academic learnings.
- (2) Needs assessment, evaluation, and selection of diverse literature, media (print, nonprint, and electronic), and information services for children and young adults.
- (3) Understanding and utilization of existing and emerging information technologies.
- (4) Social, ethical and legal implications of information technologies.
- (5) Management of library media program-services and facilities.
- (6) Theories and accepted principles of standardized systems of cataloguing, process, and classification.

WSR 01-22-069**EMERGENCY RULES****DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-249—Filed November 1, 2001, 4:32 p.m., effective November 5, 2001, 7:00 a.m.]

Date of Adoption: November 1, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-04600U, 220-52-04700E, and 220-52-04700F; and amending WAC 220-52-046 and 220-52-047.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Pot limit in Crab Management Region I is to maintain a commercial quota. The permanent rule for reviewing crab pot appeals for extenuating circumstances has an application deadline of October 18, 2001. This rule provides the interim application of this deadline until the permanent rule can take effect. Shell condition tests in Crab Management Region 2E show that commercial harvest can commence. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 0, Repealed 3.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 5, 2001, 7:00 a.m.

November 1, 2001

Jim Lux
for Jeff Koenings
Director

NEW SECTION

WAC 220-52-04600V Crab fishery—Seasons and areas. Notwithstanding the provisions of WAC 220-52-046, it will be lawful to fish for Dungeness Crab for commercial purposes except as provided herein:

(1) Effective immediately until further notice, commercial crab harvest is allowed in those waters of Marine Fish-Shellfish Management and Catch Reporting Area 26A within a line that extends due north from the green number 1 buoy at Scatchet Head to Scatchet Head, thence from the green number 1 buoy at Scatchet Head to the green number 1 buoy at Possession Point, thence due north from the green number 1 buoy at Possession Point to Possession Point.

(2) Effective immediately through March 14, 2002, commercial crab harvest is allowed in those waters of 26A north and east of a line from the south end of the Double Bluff State Park seawall (47° 58.78'N, 122° 30.84'W) projected 110° true to the boulder on shore (47° 57.69'N, 122° 26.74'W).

(3) Effective 7 a.m. November 5, 2001 until further notice, those waters of Marine Fish-Shellfish Management and Catch Reporting Area 26A east and north of a line that extends from Possession Point to the green number 1 buoy at Possession Point thence following the 200 foot contour northward to a point due east from the Glendale Dock, thence extending due west to the Whidbey Island shore.

NEW SECTION

WAC 220-52-04700F Puget Sound commercial crab pot deployment. Notwithstanding the provisions of WAC 220-52-047:

(1) Dungeness crab pots may be deployed in that portion of Marine Fish-Shellfish Catch Reporting Area 26A, north of a line drawn from Possession Point to the Shipwreck and all waters of 24B between 7:00 a.m. November 5, 2001 and 5:00 p.m. November 7, 2001 from a vessel not designated on his or her Puget Sound crab license provided that the primary or

alternate operator designated on the license is on board the non-designated vessel ("barge" vessel), and provided prior notice has been given as indicated below.

(2) The license holder must leave a telephone message at the La Conner office, (360) 466-4345, extension 245, with the following information:

- a) Name and license number of license owner.
- b) Name of designated primary operator if different from license owner.
- c) Name of alternate operator if used to deploy pots from a non-designated vessel.
- d) Buoy brand number and number of pots to be deployed from a non-designated vessel.
- e) Name and identification numbers (WN and/or Coast Guard) of the non-designated vessel.

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 a.m. November 5, 2001:

- WAC 220-52-04600U Crab fishery—Seasons and areas. (01-246)
- WAC 220-52-04700E Puget Sound commercial crab pot deployment. (01-246)

The following section of the Washington Administrative Code is repealed effective 5:00 p.m. November 7, 2001:

- WAC 220-52-04700F Puget Sound commercial crab deployment.

**WSR 01-22-070
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-250—Filed November 1, 2001, 4:35 p.m., effective November 5, 2001, 7:00 a.m.]

Date of Adoption: November 1, 2001.
Purpose: Amend personal use fishing rules.
Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-33000C; and amending WAC 220-56-330.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Shell condition tests show that crab hard shell percentages are sufficient for harvest. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or

EMERGENCY

Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 5, 2001, 7:00 a.m.

November 1, 2001

Jim Lux

for Jeff Koenings

Director

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

November 2, 2001

Jim Lux

for Jeff Koenings

Director

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 a.m. November 5, 2001:

WAC 220-56-33000C Crab—Areas and seasons. (01-238)

NEW SECTION

WAC 220-47-804 Puget Sound all-citizen commercial salmon fishery. Notwithstanding the provisions of Chapter 220-47 WAC, effective 11:59 P.M. November 2, 2001 until further notice, it is unlawful to take, fish for, or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 12, 12B, and 7B except in accordance with the following open periods, gears, mesh size, and species restrictions:

Area 12 and 12B: Open as follows:

Purse Seine - Open to purse seines using the 5-inch strip on the following days and hours:

Monday, November 5, 2001 from 6:00 A.M. to 5:00 P.M.,

Tuesday, November 13, 2001 from 7:00 A.M. to 5:00 P.M.

Gill nets - Open to gill nets using 6 1/4 inch minimum mesh on the following days and hours:

Tuesday, November 6, 2001 from 7:00 A.M. to 8:00 P.M.

Monday, November 12, 2001 from 7:00 A.M. to 8:00 P.M.

It is unlawful to retain chinook salmon taken with purse seine gear in Areas 12 and 12B, and any chinook salmon caught with purse seine gear must be released immediately.

Area 7B: Open as follows:

Purse Seine and Gill Net - Open to purse seines using the 5-inch strip and open to gill nets using 6 1/4 minimum mesh on the following days and hours:

From 12:00 NOON Wednesday, November 7, 2001 to 12:00 NOON Friday, November 9, 2001.

From 12:00 NOON Wednesday, November 14, 2001 to 12:00 NOON Friday, November 16, 2001.

From 12:00 NOON Wednesday, November 21, 2001 to 12:00 NOON Friday, November 23, 2001.

**WSR 01-22-083
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-251—Filed November 2, 2001, 4:40 p.m.]

Date of Adoption: November 2, 2001.

Purpose: Amend commercial fishing rules.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: In-season catch estimates indicate that the harvestable share of Hood Canal chum salmon may be taken with one more day of fishing for each gear type given current level of expected run size. Closing the scheduled second day of fishing this week in Area 12 and 12B that is currently included in permanent regulations will allow further evaluation of run size and total catch before any additional openings occur. The reduction of fishing time in Area 7B from five days a week to two days a week will also allow further evaluation of run size and total catch in that area as well. Last year, the escapement goal for chum salmon in the Nooksack River was not attained, and there is heightened concern that this situation not be repeated in 2001, so a conservative management approach is warranted. There is insufficient time to promulgate permanent rules.

EMERGENCY

From 12:00 NOON Wednesday, November 28, 2001 to 12:00 NOON Friday, November 30, 2001.

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

**WSR 01-22-087
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-248—Filed November 5, 2001, 4:41 p.m., effective November 6, 2001, 12:01 a.m.]

Date of Adoption: November 5, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Large numbers of hatchery steelhead are expected to return to Ringold Hatchery and above Priest Rapids Dam. The largest steelhead count on record (over 630,000 fish) has already passed over Bonneville Dam. Only a relatively small number of returning hatchery steelhead are needed for hatchery production and spawning escapement objectives. Therefore, the excess hatchery steelhead are available for harvest in the mainstem Columbia and in the Okanogan and Similkameen rivers, which have little natural production and where fishing effort will not impact listed wild steelhead. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 6, 2001, 12:01 a.m.

November 5, 2001

Lew Atkins

for Jeff Koenings

Director

NEW SECTION

WAC 220-56-10000A "Whitefish gear" definition. Effective immediately until further notice, "whitefish gear" means terminal fishing gear is restricted to one single hook, maximum hook size three-sixteenths inch point to shank (hook size 14), and bait is allowed.

NEW SECTION

WAC 232-28-61900C Similkameen, Okanogan, and mainstem Columbia—Winter steelhead. Notwithstanding the provisions of WAC 232-28-619, effective November 6, 2001, it is lawful to fish for and possess up to two hatchery steelhead per day taken from the following waters during the periods indicated, except that any steelhead with either a radio tag wire protruding from the mouth or a disc tag attached near the dorsal fin must be released:

(1) Columbia River - main stem from Highway 395 Bridge at Pasco upstream to the Old Hanford town site wooden power line towers upstream from Ringold Hatchery - Open until further notice.

(2) Okanogan River - mouth upstream open until further notice except:

(a) Closed from Zosel Dam downstream to one-quarter mile below the railroad trestle, and

(b) Closed February 16, 2002, until further notice in those waters between the Highway 97 Bridge at Omak and a line across the river 500 feet above Omak Creek.

(c) Selective gear rules apply for steelhead except beginning December 1, 2001, until further notice it is also lawful to use whitefish gear.

(3) Similkameen River - mouth to 400 feet below Enloe Dam - Open until further notice. Selective gear rules apply for steelhead.

**WSR 01-22-090
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 01-252—Filed November 6, 2001, 10:49 a.m.]

Date of Adoption: November 6, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.047.

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

Reasons for this Finding: Large numbers of hatchery steelhead are expected to return to Ringold Hatchery and above Priest Rapids Dam. The largest steelhead count on record (over 630,000 fish) has already passed over Bonneville Dam. Only a relative small number of returning hatchery steelhead are needed for hatchery production and spawning

EMERGENCY

escapement objectives. Therefore, the excess hatchery steelhead are available for harvest in the mainstem Columbia and in the Okanogan and Similkameen rivers, which have little natural production and where fishing effort will not impact listed wild steelhead. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

November 6, 2001

J. P. Koenings

Director

by Larry Peck

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-61900C

Similkameen, Okanogan and mainstem Columbia - Winter steelhead

NEW SECTION

WAC 232-28-61900D Similkameen, Okanogan, and mainstem Columbia—Winter steelhead. Notwithstanding the provisions of WAC 232-28-619, effective immediately until further notice it is lawful to fish for and possess up to two hatchery steelhead per day taken from the following waters during the periods indicated, except that any steelhead with either a radio tag wire protruding from the mouth or a disc tag attached near the dorsal fin must be released:

(1) Columbia River - main stem from Highway 395 Bridge at Pasco upstream to the Old Hanford town site wooden power line towers upstream from Ringold Hatchery - Open until further notice.

(2) Okanogan River - mouth upstream open until further notice except:

(a) Selective gear rules apply for steelhead

(b) Closed from Zosel Dam downstream to one-quarter mile below the railroad trestle, and

(c) Closed February 16, 2002, until further notice in those waters between the Highway 97 Bridge at Omak and a line across the river 500 feet above Omak Creek.

(3) Similkameen River - open November 15, 2001 until further notice - mouth to 400 feet below Enloe Dam. Selective gear rules apply for steelhead except beginning December 1, 2001, until further notice it is also lawful to use whitefish gear.

WSR 01-22-002
NOTICE OF PUBLIC MEETINGS
OFFICE OF THE
INTERAGENCY COMMITTEE
 (Salmon Recovery Funding Board)
 [Memorandum—October 23, 2001]

2002 Salmon Recovery Funding Board Meeting Schedule

At a regular meeting on October 19, 2001, the Salmon Recovery Funding Board adopted the following meeting schedule to be held in conjunction with Watershed Health and Salmon Recovery Monitoring Oversight Committee meetings when possible.

February 7-8, 2002	Regular Meeting	Olympia
April 11-12, 2002	Funding Meeting	Olympia
May 23-24, 2002	Regular Meeting	To be decided
June 6-7, 2002	Regular Meeting	Montesano
September 12-13, 2002	Regular Meeting	Ellensburg
November 14-15, 2002	Regular Meeting	Olympia

WSR 01-22-003
NOTICE OF PUBLIC MEETINGS
OFFICE OF THE
INTERAGENCY COMMITTEE
 (Interagency Committee for Outdoor Recreation)
 [Memorandum—October 23, 2001]

2002 Interagency Committee for Outdoor Recreation Meeting Schedule

At a regular meeting on September 27, 2001, the Interagency Committee for Outdoor Recreation adopted the following meeting schedule:

February 1 - March 1, 2002	Workshop/ Regular Meeting	Olympia
July 18-19, 2002	Regular Meeting	S.W. Washington
September 19-20, 2002	Regular Meeting	Olympia
December 5-6, 2002	Regular Meeting	Olympia

WSR 01-22-007
INTERPRETIVE STATEMENT
DEPARTMENT OF REVENUE
 [Filed October 26, 2001, 9:08 a.m.]

ADOPTION OF INTERPRETIVE STATEMENT

Excise Tax Advisory 2003-4s—Cancellation of excise tax advisories
(Fourth supplement to ETA 2003)

This announcement of the adoption of this interpretive statement is being published in the Washington State Register pursuant to the requirements of RCW 34.05.230(4).

The Department of Revenue has adopted the following Excise Tax Advisory:

Excise Tax Advisory 2003-4s (Cancellation of excise tax advisories). This advisory is the fourth supplement to ETA 2003. It provides a list of excise tax advisories that have been cancelled subsequent to those advisories identified in the third supplement, ETA 2003-3s.

Requests for copies of this advisory may be directed to, Roseanna Hodson, Legislation and Policy, P.O. Box 47467, Olympia, WA 98504-7467, phone (360) 570-6119, fax (360) 664-0693.

Claire Hesselholt
 Policy Counsel

WSR 01-22-015
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF AGRICULTURE
 (Wheat Commission)
 [Memorandum—October 23, 2001]

The Washington Wheat Commission hereby complies with regulations as stated in RCW 42.30.075 and provides pertinent scheduled meeting changes, per the board of directors, for publication in the state register. This special meeting date is submitted as least twenty days prior to the meeting date.

Special Meeting
 November 30, 2001
 8:30 a.m.
 DoubleTree Hotel
 Parkside Rooms 1-2
 322 North Spokane Falls Court
 Spokane, WA

If you have any questions, please do not hesitate to contact our office at (509) 456-2481.

WSR 01-22-022
NOTICE OF PUBLIC MEETINGS
PUBLIC DISCLOSURE COMMISSION
 [Memorandum—October 26, 2001]

The Public Disclosure Commission has cancelled its regular meeting previously scheduled for Tuesday, November 20, 2001, and changed the date of the commission's regular meeting scheduled for December 18 to December 4, 2001. The meeting will be held in the commission's meeting room, Evergreen Plaza Building, Suite 206, 711 Capitol Way, Olympia, WA. Any discussion of rules will take place at that time and place.

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WSR 01-22-023
NOTICE OF PUBLIC MEETINGS
PUBLIC DISCLOSURE COMMISSION

[Memorandum—October 26, 2001]

The following is a list of the meetings currently scheduled for the Public Disclosure Commission for the year 2002:

Tuesday, January 22
 Tuesday, February 26
 Tuesday, March 26
 Tuesday, April 23
 Tuesday, May 28
 Tuesday, June 25
 Tuesday, July 23
 Tuesday, August 27
 Tuesday, September 24
 Tuesday, October 22
 Tuesday, November 19
 Tuesday, December 17

WSR 01-22-040
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 30, 2001, 3:39 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN - 215.
 Subject: Attaching Alaska Native Claims Settlement Act (ANCSA) dividends.

Effective Date: October 12, 2001.

Document Description: This document explains to staff how to attach dividends that some NCPs may receive from native corporations.

To receive a copy of the interpretive or policy statement, contact Stephanie Schiller, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5230, TDD (360) 753-9122, fax (360) 586-3274, e-mail sschille@dshs.wa.gov.

October 26, 2001
 Stephanie E. Schiller

WSR 01-22-041
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 30, 2001, 3:39 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Canary Notice 214.
 Subject: Collecting from lottery winnings.
 Effective Date: October 1, 2001.

Document Description: This canary notice outlines new procedures for staff to use when collecting from lottery winnings.

To receive a copy of the interpretive or policy statement, contact Martha Dickens, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5217, TDD (360) 753-9122, fax (360) 586-3274, e-mail mdickens@dshs.wa.gov.

October 26, 2001
 Martha Dickens

WSR 01-22-042
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 30, 2001, 3:39 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN - 213.
 Subject: Nez Perce child support agreement.
 Effective Date: October 5, 2001.

Document Description: This canary notice informs DCS staff of the newly signed Nez Perce child support agreement.

To receive a copy of the interpretive or policy statement, contact Stephanie Schiller, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5230, TDD (360) 753-9122, fax (360) 586-3274, e-mail sschille@dshs.wa.gov.

October 26, 2001
 Stephanie E. Schiller

WSR 01-22-043
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 30, 2001, 3:39 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN - 212.
 Subject: Privacy in child support orders.
 Effective Date: October 1, 2001.

Document Description: This canary notice explains new procedures regarding private information found in court and administrative orders.

To receive a copy of the interpretive or policy statement, contact Stephanie Schiller, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5230, TDD (360) 753-9122, fax (360) 586-3274, e-mail sschille@dshs.wa.gov.

October 26, 2001
 Stephanie E. Schiller

WSR 01-22-044

NOTICE OF PUBLIC MEETINGS
MARINE EMPLOYEES' COMMISSION

[Memorandum—October 29, 2001]

Notice of 2002 Public Meetings

The following is a schedule of the year 2002 monthly meetings of the Marine Employees' Commission (MEC) adopted by the MEC at its public meeting on October 26, 2001:

Table with 3 columns: MONTH, DAY, LOCATION. Rows include January through December with specific dates and locations like Olympia and Seattle.

*Quarterly Management Team meetings will be held immediately following the commission meetings.

All meetings will begin at 10:00 a.m. Meetings scheduled in Seattle will be held in the Dolphin Conference Room, Colman Building, 3rd Floor, 811 First Avenue, Seattle, except the May 23 meeting, which will be held in the Spike Eikum Conference Room, Colman Dock Pier 52, 801 Alaskan Way, Seattle.

Special needs: For special accommodations or to request auxiliary aid, please contact the MEC office at least ten days in advance of the event at (360) 586-6354 or fax (360) 586-0820.

WSR 01-22-053

INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 31, 2001, 4:34 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document title: Numbered Memorandum 01-62 MAA
Subject: Update to the oxygen and respiratory therapy billing instructions fee schedule.

Effective Date: October 1, 2001.

Document Description: Retroactive to claims with dates of service on and after October 1, 2001, the Medical Assistance Administration (MAA) changed the maximum allowable fee for HCPCS code A4627 and added limits to A4627 and A4614.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website http://maa.dshs.wa.gov

October 30, 2001

E. A. Myers, Manager
Rules and Publications Section

WSR 01-22-054

INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed October 31, 2001, 4:34 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 01-63 MAA.
Subject: Revised fee schedule for prosthetic and orthotic providers.

Effective Date: September 25, 2001.

Document Description: This memorandum contains updates to the descriptions of certain procedure codes in the Medical Assistance Administration's (MAA) Prosthetic and Orthotic Devices Billing Instructions, dated September 2001.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website http://maa.dshs.wa.gov

October 30, 2001

E. A. Myers, Manager
Rules and Publications Section

WSR 01-22-071

NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE LIBRARY

(Library Council of Washington)
[Memorandum—October 31, 2001]

LIBRARY COUNCIL OF WASHINGTON 2002 MEETING DATES

Following are the Library Council of Washington 2002 meeting dates and locations:

- DATE: January 10, 2002
TIME: 9:30 a.m. - 3:30 p.m.
LOCATION: King County Law Library
516 3rd Avenue
Seattle, WA 98104-8104

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DATE: March 6, 2002
TIME: 9:30 a.m. - 3:30 p.m.
LOCATION: Washington Talking Book and Braille Library
 2021 9th Avenue
 Seattle, WA 98121-2783

DATE: May 2, 2002
TIME: 9:30 a.m. - 3:30 p.m.
LOCATION: Washington State Library
 6880 Capitol Boulevard South
 Tumwater, WA 98501-5513

DATE: July 11, 2002, September 6, 2002, and November 7, 2002
TIME: 9:30 a.m. - 3:30 p.m.
LOCATION: Locations to be determined

WSR 01-22-075

**NOTICE OF PUBLIC MEETINGS
 EASTERN WASHINGTON UNIVERSITY**

[Memorandum—October 30, 2001]

The Eastern Washington University board of trustees' meeting schedule for 2002 was approved at the October 26, 2001, meeting of the board. The schedule is as follows:

Friday, January 25, 12:00 p.m., Pence Union Building, Banquet Room 265

Friday, March 1, 12:00 p.m., Pence Union Building, Banquet Room 265

Friday, April 5, 12:00 p.m., Riverpoint Campus, Room 118

Friday, May 17, 12:00 p.m., Pence Union Building, Banquet Room 265

Friday, June 21, 12:00 p.m., Pence Union Building, Banquet Room 265

Friday, August 23, 12:00 p.m., Pence Union Building, Banquet Room 265

Friday, September 27, 12:00 p.m., Pence Union Building, Banquet Room 265

Friday, October 25, 12:00 p.m., Spokane Center Second Floor Mall

Friday, December 6, 12:00 p.m., Pence Union Building, Banquet Room 265

Board meetings will convene at 12:00 noon, followed by an adjournment into executive session for at least one hour. The open public meeting will reconvene following the executive session.

Board meetings are generally the fourth Friday of the month, with the exception of the April and May meetings and the combination of the February/March meetings and the November/December meetings; no meeting in July.

If you have questions concerning this schedule, please contact Connie Gross at (509) 359-6598.

**WSR 01-22-076
 NOTICE OF PUBLIC MEETINGS
 EDMONDS COMMUNITY COLLEGE**

[Memorandum—November 1, 2001]

**EDMONDS COMMUNITY COLLEGE
 BOARD OF TRUSTEES
 NOTICE OF SPECIAL MEETINGS
 TO MEDIA/OTHER**

November 8, 2001* Edmonds Community College Scholarship Banquet, EdCC, Triton Union Building, Room 202, 20000 68th Avenue West, Lynnwood, WA, 5:30 - 8:00 p.m.
Purpose: Dinner honoring benefactors and recipients.

November 9, 2001* Trustees Association for Community and Technical Colleges (TACTC) Board of Directors and Legislative Steering Committee Meeting, Highline Community College, 2400 South 240th Street, Des Moines, WA, 9:30 a.m.
Purpose: Special joint meeting to discuss legislative position and state of economy.

November 15, 2001 Edmonds Community College Board of Trustees Regular Board Meeting, EdCC, Snohomish Hall, Room 304A, 20226 68th Avenue West, Lynnwood, WA, 4:00 p.m. (Trustees will arrive at 3:30 p.m. to tour EdCC science labs.)
Purpose: To address routine college business.

*This event is being scheduled as a special meeting, which is a study session where no action will be taken.

**WSR 01-22-079
 NOTICE OF PUBLIC MEETINGS
 ENERGY FACILITY SITE
 EVALUATION COUNCIL**

[Memorandum—November 1, 2001]

2002 MEETING SCHEDULE

January	February	March	April
7 Executive	4 Executive	4 Executive	1 Executive
14 Council	11 Council	11 Council	8 Council
*22 Executive	*19 Executive	18 Executive	15 Executive
May	June	July	August
6 Executive	3 Executive	1 Executive	5 Executive
13 Council	@ 10 Council	8 Council	12 Council
20 Executive	17 Executive	15 Executive	19 Executive

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September	October	November	December
*3 Executive	7 Executive	4 Executive	2 Executive
9 Council	14 Council	*12 Council	@9 Council
16 Executive	21 Executive	18 Executive	16 Executive

* Due to holiday, meeting scheduled on Tuesday
 @ Meeting location at WSU Building

Regular council meetings start at 1:30 p.m. and are held at the Attorney General's Conference Center, RoweSix Conference Center, Building One, 4224 Sixth Avenue S.E., Lacey, WA 98504-0107, phone (360) 438-8584.

Executive council meetings start at 1:30 p.m. and are held at the WSU Building, Conference Room 308, 925 Plum Street S.E., Olympia, WA 98504-3172, phone (360) 956-2121.

The meetings are held on Mondays, except when a state holiday occurs on Monday and is then delayed to the Tuesday afterward.

If you have any questions, please feel free to call Mariah Laamb at (360) 956-2121.

WSR 01-22-080
RULES OF COURT
STATE SUPREME COURT
 [November 1, 2001]

IN THE MATTER OF THE ADOPTION) ORDER
 OF THE AMENDMENT TO GR I) NO. 25700-A-716

The Court having recommended the adoption of the proposed amendment to GR 1, and the Court having considered the amendment, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby
 ORDERED:

- (a) That the amendment as attached hereto is adopted.
- (b) That the amendment will be published in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 1st day of November 2001.

Ireland, J.

Smith, J.

Alexander, C.J.

Johnson, J.

Bridge, J.

Madsen, J.

Chambers, J.

Sanders, J.

Owens, J.

RULE 1
CLASSIFICATION SYSTEM FOR COURT RULES
PART I: RULES OF GENERAL APPLICATION

General Rules GR

RULE 1

CLASSIFICATION SYSTEM FOR COURT RULES

Code of Judicial Conduct	CJC
Discipline Rules for Judges	DRJ
Board for Judicial Administration Rules	BJAR
Rules of Professional Conduct	RPC
Admission to Practice Rules	APR
Rules for Lawyer Discipline	RLD
Judicial Information System Committee Rules	JISCR
Rules of Evidence	ER

PART II: RULES FOR APPELLATE COURT ADMINISTRATION

Supreme Court Administrative Rules	SAR
Court of Appeals Administrative Rules	CAR

PART III: RULES ON APPEAL

Rules of Appellate Procedure	RAP
------------------------------	-----

PART IV: RULES FOR SUPERIOR COURT

Superior Court Administrative Rules	AR
Superior Court Civil Rules	CR
Superior Court Mandatory Arbitration Rules	MAR
Superior Court Special Proceedings Rules	SPR
Superior Court Guardian ad Litem Rules	GALR
Superior Court Criminal Rules	CrR
Superior Court Special Proceeding Rules—Criminal.	SPCR
Superior Court Mental Proceedings Rules	MPR
Juvenile Court Rules	JuCR

PART V: RULES FOR COURTS OF LIMITED JURISDICTION

Administrative Rules for Courts of Limited Jurisdiction	ARLJ
Rules for Appeal of Decisions of Courts of Limited Jurisdiction	RALJ
Civil Rules for Courts of Limited Jurisdiction	CRLJ
Criminal Rules for Courts of Limited Jurisdiction	CrRLJ
Infraction Rules for Courts of Limited Jurisdiction	IRLJ

WSR 01-22-081
RULES OF COURT
STATE SUPREME COURT
 [November 1, 2001]

IN THE MATTER OF THE ADOPTION) ORDER
 OF THE NEW SET OF GUARDIAN AD) NO. 25700-A-717
 LITEM (GAL) RULES 1-7)

The Washington State Bar Association having recommended the adoption of the proposed New Set of Guardian Ad Litem (GAL) Rules 1-7, and the Court having considered the proposed rules and comments submitted thereto, and hav-

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ing determined that the proposed rules will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the rules as attached hereto are adopted.

(b) That the rules will be published in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 1st day of November 2001.

	Alexander, C.J.
Smith, J.	Ireland, J.
Johnson, J.	Bridge, J.
Madsen, J.	Chambers, J.
	Owens, J.

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 01-23 issue of the Register.

WSR 01-22-085
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE
 [Memorandum—November 5, 2001]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, November 15, 2001, 9-11 a.m., in the College Services Building Board Room on the Bellingham Technical College campus. Call 738-3105 ext. 334 for information.

WSR 01-22-086
NOTICE OF PUBLIC MEETINGS
EVERETT COMMUNITY COLLEGE
 [Memorandum—November 5, 2001]

Everett Community College Board of Trustees
Board Meeting Schedule for 2001-02
The meetings will begin at 5:00 p.m.

- August 8, 2001
- September 12, 2001
- October 10, 2001
- November 14, 2001
- December 12, 2001
- January 9, 2002
- February 13, 2002
- March 13, 2002
- April 10, 2002
- May 8, 2002

Everett Community College Board of Trustees
Board Meeting Schedule for 2001-02
The meetings will begin at 5:00 p.m.
June 12, 2002

WSR 01-22-089
NOTICE OF PUBLIC MEETINGS
BELLINGHAM TECHNICAL COLLEGE
 [Memorandum—November 6, 2001]

The board of trustees of Bellingham Technical College will meet in a special session on Thursday, November 15, 2001, 5:00 p.m., in the Skagit Valley College Board Room at the Mount Vernon campus. This meeting is being held as a work session with the Skagit Valley College board of trustees and the Whatcom Community College board of trustees. Action may be taken, if necessary, as a result of items discussed. Call 738-3105 ext. 334 for information.

WSR 01-22-094
DEPARTMENT OF CORRECTIONS
 [Filed November 6, 2001, 1:25 p.m.]

Reviser's note: The following material has not been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but has been filed in the office of the code reviser and is published in the Register exactly as filed.

Shown below are amendments to chapter 137-28 WAC, Prisons—Discipline. These amendments are submitted for publication in the Washington State Register and the Washington Administrative Code. Pertinent information follows:

1. The amendments to chapter 137-28 WAC, Prisons—Discipline is adopted as of November 6, 2001.
2. The effective date of this amendment shall be December 6, 2001.
3. I certify pursuant to RCW 34.05.030 that the rule as stated above is excluded from the Administrative Procedure Act.

Joseph D. Lehman
Secretary

AMENDATORY SECTION (Amending WSR 00-10-079, filed 5/2/00, effective 6/2/00)

WAC 137-28-220 General infractions. (1) Any of the following types of behavior may constitute a general infraction:

- Unauthorized possession/theft**
- 051 - Unauthorized possession of money, stamps or negotiable instruments the total value of which is less than five dollars.
 - 053 - Possession of anything not authorized for retention or receipt by an inmate and/or not issued to an inmate by regular institutional channels.

MISC.

- 255 - Misuse or waste of issued supplies, goods, services or property, the replacement value of which is less than ten dollars.
- 310 - Pretending or failing to take prescribed medication that the inmate has accepted by concealing or retaining a single or daily dose.
- 354 - Theft of food, the value of which is five dollars or less.
- 356 - Possession of unauthorized amount of otherwise authorized clothing, bedding, or issued supplies.

Loaning/trading

- 052 - Loaning of property for profit.
- 351 - Giving, selling, borrowing, lending, or trading money or anything of value to, or accepting or purchasing money or anything of value from, another inmate or that inmate's friend(s) or family the value of which is less than ten dollars.

Altering/destroying property

- 055 - Mutilating, altering, defacing or destroying any item valued at less than ten dollars and that is not the personal property of the inmate.

Disruptive behavior/lying

- 202 - Abusive language, harassment or other offensive behavior directed to or in the presence of staff, visitors, inmates, or other persons or groups.
- 203 - Lying to a staff member.
- 244 - Unauthorized displays of sexual affection with another inmate.
- 353 - Disruptive behavior.
- 355 - Horseplay, roughhousing or any other unauthorized physical contact between inmates.
- 520 - Unauthorized demonstration, practice or use of martial arts.

Failure to follow rules and orders

- 102 - Failure to follow any written rules or policies adopted by the institution and not specified within this chapter or in local disciplinary rules.
- 103 - Refusing or failing to obey an order, oral or written, of any staff member.
- 210 - Out of bounds; being in an area where the presence of the inmate is unauthorized.
- 214 - Interfering or failing to comply with count procedures.
- 251 - Smoking and possession of tobacco products where prohibited.
- 301 - Failure to keep your person or your quarters in accordance with institution rules or policies.

- 661 - Performing or taking part in an unauthorized marriage.

Unauthorized communication/visitor contact

- 303 - Unauthorized use of mail or telephone.
- 304 - Unwanted written and telephonic communications to any person.
- 305 - Correspondence or conduct with a visitor in violation of published or posted rules and policies.
- 309 - Unauthorized display of affection with a visitor.

Inappropriate use of equipment

- 212 - Using any equipment or machinery when not specifically authorized.
- 213 - Using any equipment or machinery contrary to instructions or safety standards.

Unexcused absence/feigning illness

- 104 - Unexcused absence from work or any assignment, scheduled meeting, appointment, or call out.
- 352 - Pretending to be ill or injured contrary to medical/mental health screening results.

Inappropriate sexual behavior

- 728(a) - Possession of any written, photographic or hand-drawn material that depicts a sexually explicit act as defined in WAC 137-28-160.

(2) In determining whether a #728(a) infraction or a #728(b) infraction pursuant to WAC 137-28-260 should be charged, the infracting officer shall consider mitigating factors as defined in WAC 137-28-160.

AMENDATORY SECTION (Amending WSR 95-15-044, filed 7/13/95, effective 8/15/95)

WAC 137-28-240 General infractions—Sanctions.
~~((Sanctions-))~~

For being found guilty of any general infraction, one or more of the following sanctions may be imposed:

- (1) Reprimand or warning;
- (2) Issuance of a written order to cease a problematic behavior. The order will include a warning that if the behavior is repeated within a specified period (not to exceed one hundred eighty days) the inmate will be charged with violation of serious violation (WAC 137-28-260) #658.
- (3) Loss of a privilege or privileges as specified by the supervisor or unit team for not more than ten days on a first offense, twenty days on a second offense, and thirty days on a third offense within a six-month period;
- (4) Confinement to room or cell except for attendance at work or school assignment, religious service, or meals, or law library if a documented court deadline has been imposed, not to exceed ten days;
- (5) Up to one hundred twenty hours of extra work duty.

AMENDATORY SECTION (Amending WSR 00-10-079, filed 5/2/00, effective 6/2/00)

WAC 137-28-260 Serious infractions.

(1) Assault/threatening actions/causing injury to another person

- 501 - Committing homicide.
- 502 - Aggravated assault on another offender.
- 503 - Extortion, blackmail, or demanding or receiving money or anything of value in return for protection against others, or under threat of informing.
- 505 - Fighting with any person.
- 506 - Threatening another with bodily harm or with any offense against another person, property or family.
- 508 - Throwing objects, materials, substances or spitting at staff, visitors, or other inmates.
- 511 - Aggravated assault on a visitor.
- 520 - Unauthorized demonstration, practice or use of martial arts.
- 521 - Taking or holding any person hostage.
- 588 - Causing a valid and documented threat of transmission of a contagious disease to any person due to intentional, negligent or reckless action.

~~((599 - Careless behavior that causes injury to another offender.))~~

- 604 - Aggravated assault on a staff member.
- 633 - Assault on another offender.
- 663 - Using physical force, intimidation or coercion against any person.
- ~~((699 - Careless behavior that causes injury to a staff member.))~~
- 704 - Assault on a staff member.
- 711 - Assault on a visitor.
- 717 - Causing a threat of injury to another person by ~~((disregard of orders, careless behavior))~~ resisting orders, resisting assisted movement or physical efforts to restrain.

777 - Causing injury to ~~((a staff member))~~ another person by resisting orders, resisting assisted movement or physical efforts to restrain.

~~((799 - Careless behavior that causes injury to a visitor.))~~

Unauthorized possession

- 559 - Gambling; possession of gambling paraphernalia.
- 601 - Possession, manufacture or introduction of an explosive device or any ammunition, or any components of an explosive device or ammunition.

- 602 - Possession, manufacture or introduction of any gun, firearm, weapon, sharpened instrument, knife, or poison or any components thereof.
- 620 - Receipt or possession of contraband during participation in off-grounds or outer perimeter activity or work detail.
- 660 - Unauthorized possession of money, stamps, or negotiable instruments, the value of which is five dollars or more.
- 702 - Possession, manufacture or introduction of an unauthorized tool.
- 736 - Possession, manufacture or introduction of unauthorized keys.
- 738 - Possession of the clothing of a staff member.
- 739 - Possession of personal information about currently employed staff, contractors or volunteers, or their immediate family members, including, but not limited to: Social Security numbers, home addresses or telephone numbers, drivers license numbers, medical, personnel, financial or real estate records; bank or credit card numbers, or other like information not authorized by the court or the superintendent.

Tattooing

- 710 - Being tattooed while incarcerated, tattooing another, or possessing tattoo paraphernalia.

Theft/possession of stolen property

- 555 - Theft of property or possession of stolen property.
- 741 - Theft of food, the value of which is more than five dollars.
- 755 - Misuse or waste of issued supplies, goods, services or property, the replacement value of which is ten dollars or more.

Forgery

- 654 - Counterfeiting, forging, altering or unauthorized reproduction of any document, article of identification, money, security, or official paper.

Setting fire, damaging or destroying property

- 553 - Setting a fire.
- 554 - Mutilating, altering, defacing or destroying any item, the value of which is ten dollars or more and that is not the personal property of the inmate.
- 563 - Making a false fire alarm or tampering with, damaging, blocking or interfering with fire alarms, fire extinguishers, fire hoses, fire exits, or other fire fighting equipment or devices.
- 600 - Tampering with, damaging, blocking, or interfering with any locking or security device.

MISC.

720 - Flooding a cell or other area of the institution.

Inciting others/participation in unacceptable group behavior

- 650 - Rioting.
- 651 - Inciting others to riot.
- 652 - Engaging in or inciting a group demonstration.
- ((661 - ~~Performing or taking part in an unauthorized marriage.~~))
- 682 - Engaging in or inciting an organized work stoppage.
- 708 - Organizing or participating in an unauthorized group activity or meeting.
- 734 - Participating or engaging in the activities of any unauthorized club, organization, gang or security threat group; or wearing or possessing the symbols of an unauthorized club, organization, gang or security threat group.
- 746 - ((~~Participating~~)) Engaging in or inciting ((~~others to go on a~~)) an organized hunger strike.

Inappropriate sexual behavior

- 504 - Engaging in sexual acts with others with the exception of spouses during approved extended family visits.
- 659 - Sexual harassment; any word, action, gesture or other behavior that is sexual in nature and that would be offensive to a reasonable person.
- 728(b) - Possession of any written, photographic or hand-drawn material that depicts a sexually explicit act as defined in WAC 137-28-160.
- 750 - Indecent exposure.

Providing false statements

- 551 - ((~~Lying~~)) Providing false information to ((~~the~~)) a disciplinary hearing officer or ((~~lying~~)) on a disciplinary appeal.
- 552 - Causing an innocent person to be penalized or proceeded against by ((~~lying~~)) providing false information.
- 706 - ((~~Lying or~~)) Giving false information about proposed community residence when proposing a release plan, community placement, etc.

Interfering with staff/impersonating

- 558 - Interfering with staff members, medical personnel, fire fighters, or law enforcement personnel in the performance of their duties.
- 605 - Impersonating any staff member, other inmate or visitor.

Failure to follow orders and rules

- 509 - Refusing a direct order by any staff member to proceed to or disperse from a particular area.
- 556 - Refusing to submit to or cooperate in a search when ordered to do so by a staff member.

557 - Refusing to participate in an available education or work program or other mandatory programming assignment.

609 - Refusing or failing to submit to testing required by policy, statute, or court order, such as DNA blood tests, when ordered to do so by a staff member.

658 - Failing to comply with any administrative or posthearing sanction imposed for committing any general or serious infraction.

724 - Refusing a cell or housing assignment.

745 - Refusing a transfer to another facility.

Counts/unauthorized absence

653 - Causing an inaccurate count by means of unauthorized absence, hiding, concealing ones self or other form of deception or distraction.

Escape/attempted escape

- 525 - Violating conditions of furlough.
- 550 - Escape or attempted escape.
- 560 - Unauthorized possession of items or materials likely to be used in an escape attempt.

Committing crimes/excess infractions

- 507 - Committing any act that is a felony under state or federal law that is not otherwise included in these rules.
- 517 - Committing any act that is a misdemeanor under local, state, or federal law that is not otherwise included in these rules.
- 657 - Being found guilty of four or more general infractions which have been reported in writing arising out of separate incidents, all of which occur within a six-month period.

Unacceptable communication

- 718 - Use of mail or telephone in violation of court order or local, state or federal law.
- 726 - Telephoning or sending written communication or otherwise initiating communication with a minor without the approval of that minor's parent or guardian.
- 727 - Telephoning or sending written communications to any person contrary to previous written warnings and/or documented disciplinary actions.

Misuse of controlled substances, drugs, alcohol and related programs

- 603 - Possession, introduction, or transfer of any narcotic, controlled substance, illegal drug, unauthorized drug or drug paraphernalia.
- 606 - Possession of tobacco products and/or matches in close/maximum housing units where strictly prohibited.

MISC.

- 607 - Refusing to submit to a urinalysis and/or failure to provide a urine sample when ordered to do so by a staff member.
- 608 - Refusing or failing to submit to a breathalyzer or other standard sobriety test when ordered to do so by a staff member.
- 610 - Unauthorized accumulation of prescribed medication greater than a single or daily dose.
- 655 - Making intoxicants, alcohol, controlled substances, narcotics, or the possession of ingredients, equipment, items, formulas or instructions that are used in making intoxicants, alcohol, controlled substances, or narcotics.
- 707 - Possession, introduction, or transfer of any alcoholic or intoxicating beverage.
- 716 - Unauthorized use of drugs, alcohol or other intoxicants.
- 752 - Receiving a positive test for use of unauthorized drugs, alcohol, or other intoxicants.

Soliciting/fraud

- 656 - Giving, offering or receiving from any person a bribe or anything of value for an unauthorized favor or service.
- 662 - Soliciting goods or services for which the provider would expect payment when the inmate knows or should know that no funds are available to pay for those goods or services.
- 714 - Giving, selling, borrowing, lending, or trading money or anything of value to, or accepting or purchasing money or anything of value from, another inmate or that inmate's friend(s) or family, the value of which is ten dollars or more.
- 740 - Fraud, embezzlement, or obtaining goods, services, money, or anything of value under false pretense.

Creating an emergency situation

- 712 - Attempted suicide or self-mutilation.
- 742 - Creating a false emergency by feigning illness when contrary to medical/mental health screening results.
- 744 - Making a bomb threat.

(2) In determining whether a # 728(b) infraction or a # 728(a) infraction pursuant to WAC 137-28-220 should be charged, the infracting officer shall consider mitigating factors as defined in WAC 137-28-160.

WSR 01-22-097

OFFICE OF
INSURANCE COMMISSIONER

[Filed November 6, 2001, 3:47 p.m.]

TECHNICAL ASSISTANCE ADVISORY
T 01-02

To: Authorized Property/Casualty Insurers.

Attention: State Filings Manager.

Subject: Supporting Information for Tier Factors and Rating Factors Involving Credit History.

Date: November 6, 2001.

The purpose of this technical assistance advisory is to clarify the requirements of RCW 48.19.040(2) with respect to personal lines rate filings involving rating tiers or including factors based on the credit history of the insured or applicant.

It is important to note first that the Office of Insurance Commissioner (OIC) is currently reviewing public policy issues associated with personal lines insurers' use of credit history. It is also likely that the 2002 legislature will be considering some of these issues. Insurers should read this technical assistance advisory as an explanation of current law and OIC expectations, understanding that these could change as the issues are reviewed.

Background: Under the provisions of RCW 48.19.-040(2), every rate filing "must be accompanied by sufficient information to permit the commissioner to determine whether it meets the requirements of (chapter 48.19 RCW)." In particular, OIC must be able to determine that the proposed rates are not excessive, inadequate, or unfairly discriminatory, as required by RCW 48.19.020.

When an insurer uses or proposes to use rating tiers or rating factors involving credit history, OIC's task is especially difficult. The criteria used to define the rating tiers may be correlated with rating variables already in use. Insurance scores involving credit history may also be correlated to other rating variables. The effect of any such relationships among rating variables should be considered in the rate-making process. In many cases, an insurer's traditional rating factors were selected without any thought that the insurer might use rating tiers or credit history in the future. When the insurer first proposes tier factors or credit-history rating factors, it may give little thought to the possibility that rating factors already in use might need to be adjusted in light of the new rating system.

OIC would like to avoid surprising insurers with requests for data in the rate review process. OIC is issuing this technical assistance advisory so that all filers will know in advance the kind of analysis that will be expected in support of rating tier factors and factors involving credit history. If this kind of analysis is included at the time a rate filing is submitted, the rate approval process will move forward more quickly. OIC is committed to the prompt—but thorough—review of property/casualty rate filings.

Requirement: This requirement applies to personal lines rate filings in which an insurer proposes to segment its Washington business by rating tier or proposes to use a rating system involving the credit history of the insured. The requirement also applies to filings involving changes to any of these rating systems or factors.

MISC.

A sound multivariate statistical analysis supporting the proposed rating system is required. This analysis should not assume that all currently used rating factors are correct. Rather, it should evaluate all rating factors in light of the insurer's plan for tier rating or rating by credit history. (For example, a "one-way" analysis of loss ratios by tier or credit-score range would not be sufficient supporting information.) The analysis should be based on the experience of the insurer or affiliated insurers under the same management. The analysis may include data from other states, as permitted by RCW 48.19.030 (3)(a). The filing must also show clearly how the insurer's proposed rating factors are derived from the results of the analysis.

This requirement applies to filings received by OIC on or after March 1, 2002.

Contact person: Questions about this technical assistance advisory should be directed to Lee Barclay, Senior Actuary, at (360) 586-3685 or LeeB@oic.wa.gov.



Table of WAC Sections Affected

KEY TO TABLE

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

Symbols:

- AMD = Amendment of existing section
- A/R = Amending and recodifying a section
- DECOD = Decodification of an existing section
- NEW = New section not previously codified
- OBJECT = Notice of objection by Joint Administrative Rules Review Committee
- PREP = Preproposal comments
- RE-AD = Readoption of existing section
- RECOD = Recodification of previously codified section
- REP = Repeal of existing section
- RESCIND = Rescind of existing section
- REVIEW = Review of previously adopted rule
- SUSP = Suspending an existing section

Suffixes:

- C = Continuance of previous proposal
- E = Emergency action
- P = Proposed action
- S = Supplemental notice
- W = Withdrawal of proposed action
- X = Expedited rule making
- XA = Expedited adoption
- XR = Expedited repeal
- No suffix means permanent action

WAC # Shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # Shows the issue of the Washington State Register where the document may be found; the last three digits identify the document within the issue.

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51-11-1322	AMD	01-03-010	51-40-1105	AMD	01-02-095	51-46-007	REP-W	01-05-029
51-11-1323	AMD	01-03-010	51-40-1106	AMD	01-02-095	51-46-007	REP-P	01-16-122
51-11-1331	AMD	01-03-010	51-40-1202	NEW	01-02-095	51-46-008	REP-W	01-05-029
51-11-1334	AMD	01-03-010	51-40-1203	AMD	01-02-095	51-46-008	REP-P	01-16-122
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51-11-1411	AMD-P	01-16-120	51-40-1800	NEW-W	01-05-028	51-46-0102	REP-W	01-05-029
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51-11-1412	AMD-P	01-16-120	51-40-2000	NEW-W	01-05-028	51-46-0102	REP-P	01-16-122
51-11-1413	AMD-P	01-16-120	51-40-2100	NEW-W	01-05-028	51-46-0103	REP-W	01-05-029
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51-11-1416	NEW	01-03-010	51-40-2200	NEW-W	01-05-028	51-46-0200	REP-P	01-16-122
51-11-1423	AMD	01-03-010	51-40-2300	NEW-W	01-05-028	51-46-0200	REP-P	01-16-122
51-11-1423	AMD-P	01-16-120	51-40-2900	AMD	01-02-095	51-46-0205	REP-W	01-05-029
51-11-1433	AMD	01-03-010	51-40-2929	AMD-W	01-05-028	51-46-0205	REP-P	01-16-122
51-11-1433	AMD-P	01-16-120	51-40-3102	AMD	01-02-095	51-46-0215	REP-W	01-05-029
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51-11-1439	NEW	01-03-010	51-42-1103	AMD	01-02-098	51-46-0300	REP-W	01-05-029
51-11-1443	NEW	01-03-010	51-42-1105	AMD	01-02-098	51-46-0300	REP-P	01-16-122
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51-11-1454	AMD-P	01-16-120	51-42-1111	NEW	01-02-098	51-46-0310	REP-W	01-05-029
51-11-1512	AMD	01-03-010	51-42-1112	NEW	01-02-098	51-46-0310	REP-P	01-16-122
51-11-1513	AMD	01-03-010	51-42-1113	NEW	01-02-098	51-46-0311	REP-W	01-05-029
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51-11-1530	AMD	01-03-010	51-42-1115	NEW	01-02-098	51-46-0313	REP-W	01-05-029
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51-13-503	AMD	01-02-099	51-44-6300	AMD-W	01-05-031	51-46-0502	REP-P	01-16-122
51-40-0200	AMD	01-02-095	51-44-7900	AMD	01-02-096	51-46-0505	REP-W	01-05-029
51-40-0310	AMD	01-02-095	51-44-8000	AMD-W	01-05-031	51-46-0505	REP-P	01-16-122
51-40-0313	AMD	01-02-095	51-44-8102	NEW-S	01-05-031	51-46-0507	REP-W	01-05-029
51-40-0403	AMD-W	01-05-028	51-45-10100	NEW-W	01-05-031	51-46-0507	REP-P	01-16-122
51-40-0804	AMD-W	01-05-028	51-46	REP-C	01-18-042	51-46-0509	REP-W	01-05-029
			51-46-001	REP-W	01-05-029	51-46-0509	REP-P	01-16-122
						51-46-0512	REP-W	01-05-029

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
51-46-0512	REP-P	01-16-122	51-46-0903	REP-P	01-16-122	51-56-003	NEW-P	01-16-122
51-46-0513	REP-W	01-05-029	51-46-1000	REP-W	01-05-029	51-56-007	NEW-W	01-05-029
51-46-0513	REP-P	01-16-122	51-46-1000	REP-P	01-16-122	51-56-007	NEW-P	01-16-122
51-46-0514	REP-W	01-05-029	51-46-1003	REP-W	01-05-029	51-56-008	NEW-W	01-05-029
51-46-0514	REP-P	01-16-122	51-46-1003	REP-P	01-16-122	51-56-008	NEW-P	01-16-122
51-46-0515	REP-W	01-05-029	51-46-1012	REP-W	01-05-029	51-56-0100	NEW-W	01-05-029
51-46-0515	REP-P	01-16-122	51-46-1012	REP-P	01-16-122	51-56-0100	NEW-P	01-16-122
51-46-0516	REP-W	01-05-029	51-46-1300	REP-W	01-05-029	51-56-0200	NEW-W	01-05-029
51-46-0516	REP-P	01-16-122	51-46-1300	REP-P	01-16-122	51-56-0200	NEW-P	01-16-122
51-46-0517	REP-W	01-05-029	51-46-1301	REP-W	01-05-029	51-56-0300	NEW-W	01-05-029
51-46-0517	REP-P	01-16-122	51-46-1301	REP-P	01-16-122	51-56-0300	NEW-P	01-16-122
51-46-0518	REP-W	01-05-029	51-46-1302	REP-W	01-05-029	51-56-0400	NEW-W	01-05-029
51-46-0518	REP-P	01-16-122	51-46-1302	REP-P	01-16-122	51-56-0400	NEW-P	01-16-122
51-46-0519	REP-W	01-05-029	51-46-1303	REP-W	01-05-029	51-56-0500	NEW-W	01-05-029
51-46-0519	REP-P	01-16-122	51-46-1303	REP-P	01-16-122	51-56-0500	NEW-P	01-16-122
51-46-0520	REP-W	01-05-029	51-46-1304	REP-W	01-05-029	51-56-0600	NEW-W	01-05-029
51-46-0520	REP-P	01-16-122	51-46-1304	REP-P	01-16-122	51-56-0600	NEW-P	01-16-122
51-46-0521	REP-W	01-05-029	51-46-1305	REP-W	01-05-029	51-56-0700	NEW-W	01-05-029
51-46-0521	REP-P	01-16-122	51-46-1305	REP-P	01-16-122	51-56-0700	NEW-P	01-16-122
51-46-0522	REP-W	01-05-029	51-46-1400	REP-W	01-05-029	51-56-0800	NEW-W	01-05-029
51-46-0522	REP-P	01-16-122	51-46-1400	REP-P	01-16-122	51-56-0800	NEW-P	01-16-122
51-46-0523	REP-W	01-05-029	51-46-1401	REP-W	01-05-029	51-56-0900	NEW-W	01-05-029
51-46-0523	REP-P	01-16-122	51-46-1401	REP-P	01-16-122	51-56-0900	NEW-P	01-16-122
51-46-0524	REP-W	01-05-029	51-46-1491	REP-W	01-05-029	51-56-1300	NEW-W	01-05-029
51-46-0524	REP-P	01-16-122	51-46-1491	REP-P	01-16-122	51-56-1300	NEW-P	01-16-122
51-46-0525	REP-W	01-05-029	51-46-97120	REP-W	01-05-029	51-56-1400	NEW-W	01-05-029
51-46-0525	REP-P	01-16-122	51-46-97120	REP-P	01-16-122	51-56-1400	NEW-P	01-16-122
51-46-0600	REP-W	01-05-029	51-46-97121	REP-W	01-05-029	51-56-1500	NEW-W	01-05-029
51-46-0600	REP-P	01-16-122	51-46-97121	REP-P	01-16-122	51-56-1500	NEW-P	01-16-122
51-46-0603	AMD	01-02-097	51-46-97122	REP-W	01-05-029	51-56-201300	NEW-W	01-05-029
51-46-0603	REP-P	01-16-122	51-46-97122	REP-P	01-16-122	51-56-201300	NEW-P	01-16-122
51-46-0604	REP-W	01-05-029	51-46-97123	REP-W	01-05-029	51-57	AMD-C	01-18-042
51-46-0604	REP-P	01-16-122	51-46-97123	REP-P	01-16-122	51-57-001	NEW-W	01-05-029
51-46-0608	REP-W	01-05-029	51-46-97124	REP-W	01-05-029	51-57-001	NEW-P	01-16-122
51-46-0608	REP-P	01-16-122	51-46-97124	REP-P	01-16-122	51-57-002	NEW-W	01-05-029
51-46-0609	REP-W	01-05-029	51-46-97125	REP-W	01-05-029	51-57-002	NEW-P	01-16-122
51-46-0609	REP-P	01-16-122	51-46-97125	REP-P	01-16-122	51-57-003	NEW-W	01-05-029
51-46-0610	REP-W	01-05-029	51-46-97126	REP-W	01-05-029	51-57-003	NEW-P	01-16-122
51-46-0610	REP-P	01-16-122	51-46-97126	REP-P	01-16-122	51-57-007	NEW-W	01-05-029
51-46-0700	REP-W	01-05-029	51-46-97127	REP-W	01-05-029	51-57-007	NEW-P	01-16-122
51-46-0700	REP-P	01-16-122	51-46-97127	REP-P	01-16-122	51-57-008	NEW-W	01-05-029
51-46-0701	REP-W	01-05-029	51-46-97128	REP-W	01-05-029	51-57-008	NEW-P	01-16-122
51-46-0701	REP-P	01-16-122	51-46-97128	REP-P	01-16-122	51-57-790000	NEW-W	01-05-029
51-46-0704	REP-W	01-05-029	51-46-97129	REP-W	01-05-029	51-57-790000	NEW-P	01-16-122
51-46-0704	REP-P	01-16-122	51-46-97129	REP-P	01-16-122	51-57-895000	NEW-W	01-05-029
51-46-0710	REP-W	01-05-029	51-47	REP-C	01-18-042	51-57-895000	NEW-P	01-16-122
51-46-0710	REP-P	01-16-122	51-47-001	REP-W	01-05-029	67-25-460	NEW-P	01-14-064
51-46-0713	REP-W	01-05-029	51-47-001	REP-P	01-16-122	67-25-460	NEW	01-21-073
51-46-0713	REP-P	01-16-122	51-47-002	REP-W	01-05-029	67-25-470	NEW-P	01-14-064
51-46-0793	REP-W	01-05-029	51-47-002	REP-P	01-16-122	67-25-470	NEW	01-21-073
51-46-0793	REP-P	01-16-122	51-47-003	REP-W	01-05-029	67-25-480	NEW-P	01-14-064
51-46-0800	REP-W	01-05-029	51-47-003	REP-P	01-16-122	67-25-480	NEW	01-21-073
51-46-0800	REP-P	01-16-122	51-47-007	REP-W	01-05-029	72-120-100	AMD-P	01-09-057
51-46-0810	REP-W	01-05-029	51-47-007	REP-P	01-16-122	72-120-100	AMD	01-16-023
51-46-0810	REP-P	01-16-122	51-47-008	REP-W	01-05-029	72-120-200	AMD-P	01-09-057
51-46-0814	REP-W	01-05-029	51-47-008	REP-P	01-16-122	72-120-200	AMD	01-16-023
51-46-0814	REP-P	01-16-122	51-56	AMD-C	01-18-042	72-120-220	AMD-P	01-09-057
51-46-0815	REP-W	01-05-029	51-56-001	NEW-W	01-05-029	72-120-220	AMD	01-16-023
51-46-0815	REP-P	01-16-122	51-56-001	NEW-P	01-16-122	72-120-225	AMD-P	01-09-057
51-46-0900	REP-W	01-05-029	51-56-002	NEW-W	01-05-029	72-120-225	AMD	01-16-023
51-46-0900	REP-P	01-16-122	51-56-002	NEW-P	01-16-122	72-120-230	AMD-P	01-09-057
51-46-0903	REP-W	01-05-029	51-56-003	NEW-W	01-05-029	72-120-230	AMD	01-16-023

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
72-120-234	AMD-P	01-09-057	72-171-230	AMD-P	01-09-019	130- 14-040	PREP	01-22-100
72-120-234	AMD	01-16-023	72-171-230	AMD	01-16-022	130- 14-050	PREP	01-22-100
72-120-236	AMD-P	01-09-057	72-171-240	AMD-P	01-09-019	130- 14-060	PREP	01-22-100
72-120-236	AMD	01-16-023	72-171-240	AMD	01-16-022	130- 14-070	PREP	01-22-100
72-120-300	NEW-P	01-09-057	72-171-242	NEW-P	01-09-019	131	PREP	01-09-061
72-120-300	NEW	01-16-023	72-171-242	NEW	01-16-022	131- 28-005	AMD-P	01-16-119
72-120-301	NEW-P	01-09-057	72-171-244	NEW-P	01-09-019	131- 28-005	AMD	01-22-010
72-120-301	NEW	01-16-023	72-171-244	NEW	01-16-022	131- 28-010	AMD-P	01-16-119
72-120-302	NEW-P	01-09-057	72-171-400	REP-P	01-09-019	131- 28-010	AMD	01-22-010
72-120-302	NEW	01-16-023	72-171-400	REP	01-16-022	131- 28-015	AMD-P	01-16-119
72-120-303	NEW-P	01-09-057	72-171-410	AMD-P	01-09-019	131- 28-015	AMD	01-22-010
72-120-303	NEW	01-16-023	72-171-410	AMD	01-16-022	131- 28-015	AMD	01-22-010
72-120-304	NEW-P	01-09-057	72-171-420	REP-P	01-09-019	131- 28-021	AMD-P	01-16-119
72-120-304	NEW	01-16-023	72-171-420	REP	01-16-022	131- 28-021	AMD	01-22-010
72-120-305	NEW-P	01-09-057	72-171-420	REP	01-16-022	131- 28-025	AMD-E	01-14-017
72-120-305	NEW	01-16-023	72-171-430	REP-P	01-09-019	131- 28-025	AMD-P	01-16-119
72-120-306	NEW-P	01-09-057	72-171-430	REP	01-16-022	131- 28-025	AMD	01-22-010
72-120-306	NEW	01-16-023	72-171-500	AMD-P	01-09-019	131- 28-02501	AMD-P	01-16-119
72-120-307	NEW-P	01-09-057	72-171-500	AMD	01-16-022	131- 28-02501	AMD	01-22-010
72-120-307	NEW	01-16-023	72-171-510	AMD-P	01-09-019	131- 28-029	NEW-P	01-16-119
72-120-308	NEW-P	01-09-057	72-171-510	AMD	01-16-022	131- 28-029	NEW	01-22-010
72-120-308	NEW	01-16-023	72-171-512	NEW-P	01-09-019	132A-120-011	AMD-P	01-03-116
72-120-309	NEW-P	01-09-057	72-171-512	NEW	01-16-022	132A-120-011	AMD	01-08-071
72-120-309	NEW	01-16-023	72-171-514	NEW-P	01-09-019	132A-120-021	AMD-P	01-03-116
72-120-310	NEW-P	01-09-057	72-171-514	NEW	01-16-022	132A-120-021	AMD	01-08-071
72-120-310	NEW	01-16-023	72-171-550	NEW-P	01-09-019	132G-120-010	AMD-P	01-08-082
72-120-311	NEW-P	01-09-057	72-171-550	NEW	01-16-022	132G-120-010	AMD	01-13-065
72-120-311	NEW	01-16-023	72-171-600	REP-P	01-09-019	132G-120-015	NEW-P	01-08-082
72-120-312	NEW-P	01-09-057	72-171-600	REP	01-16-022	132G-120-015	NEW	01-13-065
72-120-312	NEW	01-16-023	72-171-601	NEW-P	01-09-019	132G-120-020	REP-P	01-08-082
72-120-313	NEW-P	01-09-057	72-171-601	NEW	01-16-022	132G-120-020	REP	01-13-065
72-120-313	NEW	01-16-023	72-171-605	NEW-P	01-09-019	132G-120-030	AMD-P	01-08-082
72-120-314	NEW-P	01-09-057	72-171-605	NEW	01-16-022	132G-120-030	AMD	01-13-065
72-120-314	NEW	01-16-023	72-171-610	REP-P	01-09-019	132G-120-040	AMD-P	01-08-082
72-171-001	AMD-P	01-09-019	72-171-610	REP	01-16-022	132G-120-040	AMD	01-13-065
72-171-001	AMD	01-16-022	72-171-620	REP-P	01-09-019	132G-120-060	AMD-P	01-08-082
72-171-010	AMD-P	01-09-019	72-171-620	REP	01-16-022	132G-120-060	AMD	01-13-065
72-171-010	AMD	01-16-022	72-171-630	REP-P	01-09-019	132G-120-061	AMD-P	01-08-082
72-171-015	AMD-P	01-09-019	72-171-630	REP	01-16-022	132G-120-061	AMD	01-13-065
72-171-015	AMD	01-16-022	72-171-640	REP-P	01-09-019	132G-120-062	AMD-P	01-08-082
72-171-016	AMD-P	01-09-019	72-171-640	REP	01-16-022	132G-120-062	AMD	01-13-065
72-171-016	AMD	01-16-022	72-171-650	AMD-P	01-09-019	132G-120-063	AMD-P	01-08-082
72-171-100	REP-P	01-09-019	72-171-650	AMD	01-16-022	132G-120-063	AMD	01-13-065
72-171-100	REP	01-16-022	72-171-700	REP-P	01-09-019	132G-120-064	AMD-P	01-08-082
72-171-110	AMD-P	01-09-019	72-171-700	REP	01-16-022	132G-120-064	AMD	01-13-065
72-171-110	AMD	01-16-022	72-171-710	NEW-P	01-09-019	132G-120-065	AMD-P	01-08-082
72-171-120	AMD-P	01-09-019	72-171-710	NEW-W	01-10-018	132G-120-065	AMD	01-13-065
72-171-120	AMD	01-16-022	72-171-710	NEW	01-16-022	132G-120-070	AMD-P	01-08-082
72-171-130	REP-P	01-09-019	82- 05-050	AMD-X	01-21-121	132G-120-070	AMD	01-13-065
72-171-130	REP	01-16-022	82- 50-021	AMD-P	01-09-085	132G-120-080	AMD-P	01-08-082
72-171-131	NEW-P	01-09-019	82- 50-021	AMD	01-12-007	132G-120-080	AMD	01-13-065
72-171-131	NEW	01-16-022	118- 68-010	NEW	01-09-045	132G-120-090	AMD-P	01-08-082
72-171-140	AMD-P	01-09-019	118- 68-020	NEW	01-09-045	132G-120-090	AMD	01-13-065
72-171-140	AMD	01-16-022	118- 68-030	NEW	01-09-045	132G-120-100	AMD-P	01-08-082
72-171-150	AMD-P	01-09-019	118- 68-040	NEW	01-09-045	132G-120-100	AMD	01-13-065
72-171-150	AMD	01-16-022	118- 68-050	NEW	01-09-045	132G-120-110	AMD-P	01-08-082
72-171-200	REP-P	01-09-019	118- 68-060	NEW	01-09-045	132G-120-110	AMD	01-13-065
72-171-200	REP	01-16-022	118- 68-070	NEW	01-09-045	132G-120-120	REP-P	01-08-082
72-171-210	AMD-P	01-09-019	118- 68-080	NEW	01-09-045	132G-120-120	REP	01-13-065
72-171-210	AMD	01-16-022	118- 68-090	NEW	01-09-045	132G-120-130	AMD-P	01-08-082
72-171-220	AMD-P	01-09-019	130- 14-010	PREP	01-22-100	132G-120-130	AMD	01-13-065
72-171-220	AMD	01-16-022	130- 14-020	PREP	01-22-100	132G-120-140	AMD-P	01-08-082
			130- 14-030	PREP	01-22-100	132G-120-140	AMD	01-13-065

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132K-122-020	PREP	01-03-125	132V-120-160	AMD-P	01-20-082	132W-105-060	NEW-P	01-07-058
132K-122-020	AMD-P	01-07-062	132V-120-170	AMD-P	01-20-082	132W-105-060	NEW	01-12-015
132K-122-020	AMD	01-11-068	132V-120-180	AMD-P	01-20-082	132W-105-070	NEW-P	01-07-058
132K-122-100	PREP	01-03-126	132V-120-190	REP-P	01-20-082	132W-105-070	NEW	01-12-015
132K-122-100	AMD-P	01-07-061	132V-120-200	AMD-P	01-20-082	132W-105-080	NEW-P	01-07-058
132K-122-100	AMD	01-11-067	132V-120-210	AMD-P	01-20-082	132W-105-080	NEW	01-12-015
132L- 25	PREP	01-20-009	132V-120-220	AMD-P	01-20-082	132W-108	PREP	01-03-103
132L- 26	PREP	01-20-009	132V-120-240	AMD-P	01-20-082	132W-108-001	REP-P	01-04-004
132L-108	PREP	01-20-009	132V-120-241	NEW-P	01-20-082	132W-108-001	REP	01-07-059
132L-117	PREP	01-20-009	132V-120-245	NEW-P	01-20-082	132W-108-005	REP-P	01-04-004
132L-120	PREP	01-20-009	132V-120-250	REP-P	01-20-082	132W-108-005	REP	01-07-059
132L-133-020	PREP	01-20-009	132V-120-270	AMD-P	01-20-082	132W-108-010	REP-P	01-04-004
132L-136	PREP	01-20-009	132V-120-280	AMD-P	01-20-082	132W-108-010	REP	01-07-059
132L-140	PREP	01-20-009	132V-120-290	AMD-P	01-20-082	132W-108-080	REP-P	01-04-004
132L-276	PREP	01-20-009	132V-120-330	REP-P	01-20-082	132W-108-080	REP	01-07-059
132L-280	PREP	01-20-009	132V-300-010	AMD-P	01-20-083	132W-108-090	REP-P	01-04-004
132L-300	PREP	01-20-009	132V-300-020	AMD-P	01-20-083	132W-108-090	REP	01-07-059
132N-144	PREP	01-18-026	132V-300-030	AMD-P	01-20-083	132W-108-100	REP-P	01-04-004
132N-144-010	REP-P	01-22-016	132V-300-035	NEW-P	01-20-083	132W-108-100	REP	01-07-059
132N-144-020	REP-P	01-22-016	132V-400-010	AMD-P	01-20-084	132W-108-110	REP-P	01-04-004
132N-150	PREP	01-18-026	132V-400-020	AMD-P	01-20-084	132W-108-110	REP	01-07-059
132N-150-010	NEW-P	01-22-016	132V-400-030	AMD-P	01-20-084	132W-108-120	REP-P	01-04-004
132N-150-020	NEW-P	01-22-016	132V-400-040	AMD-P	01-20-084	132W-108-120	REP	01-07-059
132N-150-030	NEW-P	01-22-016	132W-104	PREP	01-03-103	132W-108-130	REP-P	01-04-004
132N-150-040	NEW-P	01-22-016	132W-104-010	REP-P	01-04-004	132W-108-130	REP	01-07-059
132N-150-050	NEW-P	01-22-016	132W-104-010	REP	01-07-059	132W-108-140	REP-P	01-04-004
132N-150-060	NEW-P	01-22-016	132W-104-020	REP-P	01-04-004	132W-108-140	REP	01-07-059
132N-150-070	NEW-P	01-22-016	132W-104-020	REP	01-07-059	132W-108-230	REP-P	01-04-004
132N-150-080	NEW-P	01-22-016	132W-104-030	REP-P	01-04-004	132W-108-230	REP	01-07-059
132N-150-090	NEW-P	01-22-016	132W-104-030	REP	01-07-059	132W-108-240	REP-P	01-04-004
132N-150-100	NEW-P	01-22-016	132W-104-040	REP-P	01-04-004	132W-108-240	REP	01-07-059
132N-150-110	NEW-P	01-22-016	132W-104-040	REP	01-07-059	132W-108-250	REP-P	01-04-004
132N-150-120	NEW-P	01-22-016	132W-104-050	REP-P	01-04-004	132W-108-250	REP	01-07-059
132N-150-130	NEW-P	01-22-016	132W-104-050	REP	01-07-059	132W-108-260	REP-P	01-04-004
132N-150-140	NEW-P	01-22-016	132W-104-060	REP-P	01-04-004	132W-108-260	REP	01-07-059
132N-150-150	NEW-P	01-22-016	132W-104-060	REP	01-07-059	132W-108-270	REP-P	01-04-004
132N-150-160	NEW-P	01-22-016	132W-104-070	REP-P	01-04-004	132W-108-270	REP	01-07-059
132N-150-170	NEW-P	01-22-016	132W-104-070	REP	01-07-059	132W-108-280	REP-P	01-04-004
132N-150-180	NEW-P	01-22-016	132W-104-080	REP-P	01-04-004	132W-108-280	REP	01-07-059
132N-150-190	NEW-P	01-22-016	132W-104-080	REP	01-07-059	132W-108-290	REP-P	01-04-004
132N-150-200	NEW-P	01-22-016	132W-104-090	REP-P	01-04-004	132W-108-290	REP	01-07-059
132N-150-210	NEW-P	01-22-016	132W-104-090	REP	01-07-059	132W-108-300	REP-P	01-04-004
132N-150-220	NEW-P	01-22-016	132W-104-100	REP-P	01-04-004	132W-108-300	REP	01-07-059
132N-150-230	NEW-P	01-22-016	132W-104-100	REP	01-07-059	132W-108-310	REP-P	01-04-004
132N-150-240	NEW-P	01-22-016	132W-104-110	REP-P	01-04-004	132W-108-310	REP	01-07-059
132N-150-250	NEW-P	01-22-016	132W-104-110	REP	01-07-059	132W-108-320	REP-P	01-04-004
132N-150-260	NEW-P	01-22-016	132W-104-111	REP-P	01-04-004	132W-108-320	REP	01-07-059
132N-150-270	NEW-P	01-22-016	132W-104-111	REP	01-07-059	132W-108-330	REP-P	01-04-004
132N-150-280	NEW-P	01-22-016	132W-104-120	REP-P	01-04-004	132W-108-330	REP	01-07-059
132V-120-020	AMD-P	01-20-082	132W-104-120	REP	01-07-059	132W-108-340	REP-P	01-04-004
132V-120-030	AMD-P	01-20-082	132W-104-130	REP-P	01-04-004	132W-108-340	REP	01-07-059
132V-120-040	AMD-P	01-20-082	132W-104-130	REP	01-07-059	132W-108-350	REP-P	01-04-004
132V-120-050	AMD-P	01-20-082	132W-105-010	NEW-P	01-07-058	132W-108-350	REP	01-07-059
132V-120-060	AMD-P	01-20-082	132W-105-010	NEW	01-12-015	132W-108-360	REP-P	01-04-004
132V-120-070	AMD-P	01-20-082	132W-105-020	NEW-P	01-07-058	132W-108-360	REP	01-07-059
132V-120-080	AMD-P	01-20-082	132W-105-020	NEW	01-12-015	132W-108-400	REP-P	01-04-004
132V-120-090	AMD-P	01-20-082	132W-105-030	NEW-P	01-07-058	132W-108-400	REP	01-07-059
132V-120-100	AMD-P	01-20-082	132W-105-030	NEW	01-12-015	132W-108-410	REP-P	01-04-004
132V-120-110	AMD-P	01-20-082	132W-105-040	NEW-P	01-07-058	132W-108-410	REP	01-07-059
132V-120-120	AMD-P	01-20-082	132W-105-040	NEW	01-12-015	132W-108-420	REP-P	01-04-004
132V-120-130	AMD-P	01-20-082	132W-105-050	NEW-P	01-07-058	132W-108-420	REP	01-07-059
132V-120-150	AMD-P	01-20-082	132W-105-050	NEW	01-12-015	132W-108-430	REP-P	01-04-004

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132W-108-430	REP	01-07-059	132W-115-020	NEW	01-12-015	132W-117-060	NEW-P	01-07-058
132W-108-440	REP-P	01-04-004	132W-115-030	NEW-P	01-07-058	132W-117-060	NEW	01-12-015
132W-108-440	REP	01-07-059	132W-115-030	NEW	01-12-015	132W-117-070	NEW-P	01-07-058
132W-108-450	REP-P	01-04-004	132W-115-040	NEW-P	01-07-058	132W-117-070	NEW	01-12-015
132W-108-450	REP	01-07-059	132W-115-040	NEW	01-12-015	132W-117-080	NEW-P	01-07-058
132W-108-460	REP-P	01-04-004	132W-115-050	NEW-P	01-07-058	132W-117-080	NEW	01-12-015
132W-108-460	REP	01-07-059	132W-115-050	NEW	01-12-015	132W-117-090	NEW-P	01-07-058
132W-108-470	REP-P	01-04-004	132W-115-060	NEW-P	01-07-058	132W-117-090	NEW	01-12-015
132W-108-470	REP	01-07-059	132W-115-060	NEW	01-12-015	132W-117-100	NEW-P	01-07-058
132W-108-480	REP-P	01-04-004	132W-115-070	NEW-P	01-07-058	132W-117-100	NEW	01-12-015
132W-108-480	REP	01-07-059	132W-115-070	NEW	01-12-015	132W-117-110	NEW-P	01-07-058
132W-109-010	NEW-P	01-07-058	132W-115-080	NEW-P	01-07-058	132W-117-110	NEW	01-12-015
132W-109-010	NEW	01-12-015	132W-115-080	NEW	01-12-015	132W-117-120	NEW-P	01-07-058
132W-109-020	NEW-P	01-07-058	132W-115-090	NEW-P	01-07-058	132W-117-120	NEW	01-12-015
132W-109-020	NEW	01-12-015	132W-115-090	NEW	01-12-015	132W-117-130	NEW-P	01-07-058
132W-109-030	NEW-P	01-07-058	132W-115-100	NEW-P	01-07-058	132W-117-130	NEW	01-12-015
132W-109-030	NEW	01-12-015	132W-115-100	NEW	01-12-015	132W-117-140	NEW-P	01-07-058
132W-109-040	NEW-P	01-07-058	132W-115-110	NEW-P	01-07-058	132W-117-140	NEW	01-12-015
132W-109-040	NEW	01-12-015	132W-115-110	NEW	01-12-015	132W-117-150	NEW-P	01-07-058
132W-109-050	NEW-P	01-07-058	132W-115-120	NEW-P	01-07-058	132W-117-150	NEW	01-12-015
132W-109-050	NEW	01-12-015	132W-115-120	NEW	01-12-015	132W-117-160	NEW-P	01-07-058
132W-109-060	NEW-P	01-07-058	132W-115-130	NEW-P	01-07-058	132W-117-160	NEW	01-12-015
132W-109-060	NEW	01-12-015	132W-115-130	NEW	01-12-015	132W-117-170	NEW-P	01-07-058
132W-109-070	NEW-P	01-07-058	132W-115-140	NEW-P	01-07-058	132W-117-170	NEW	01-12-015
132W-109-070	NEW	01-12-015	132W-115-140	NEW	01-12-015	132W-117-180	NEW-P	01-07-058
132W-109-085	NEW-P	01-07-058	132W-115-150	NEW-P	01-07-058	132W-117-180	NEW	01-12-015
132W-109-085	NEW	01-12-015	132W-115-150	NEW	01-12-015	132W-117-190	NEW-P	01-07-058
132W-112	PREP	01-03-103	132W-115-160	NEW-P	01-07-058	132W-117-190	NEW	01-12-015
132W-112-001	NEW-P	01-07-058	132W-115-160	NEW	01-12-015	132W-117-200	NEW-P	01-07-058
132W-112-001	NEW	01-12-015	132W-115-170	NEW-P	01-07-058	132W-117-200	NEW	01-12-015
132W-112-010	NEW-P	01-07-058	132W-115-170	NEW	01-12-015	132W-117-210	NEW-P	01-07-058
132W-112-010	NEW	01-12-015	132W-115-180	NEW-P	01-07-058	132W-117-210	NEW	01-12-015
132W-112-020	NEW-P	01-07-058	132W-115-180	NEW	01-12-015	132W-117-220	NEW-P	01-07-058
132W-112-020	NEW	01-12-015	132W-115-190	NEW-P	01-07-058	132W-117-220	NEW	01-12-015
132W-112-030	NEW-P	01-07-058	132W-115-190	NEW	01-12-015	132W-117-230	NEW-P	01-07-058
132W-112-030	NEW	01-12-015	132W-115-200	NEW-P	01-07-058	132W-117-230	NEW	01-12-015
132W-112-040	NEW-P	01-07-058	132W-115-200	NEW	01-12-015	132W-117-240	NEW-P	01-07-058
132W-112-040	NEW	01-12-015	132W-115-210	NEW-P	01-07-058	132W-117-240	NEW	01-12-015
132W-112-050	NEW-P	01-07-058	132W-115-210	NEW	01-12-015	132W-117-250	NEW-P	01-07-058
132W-112-050	NEW	01-12-015	132W-115-220	NEW-P	01-07-058	132W-117-250	NEW	01-12-015
132W-112-060	NEW-P	01-07-058	132W-115-220	NEW	01-12-015	132W-117-260	NEW-P	01-07-058
132W-112-060	NEW	01-12-015	132W-116	PREP	01-03-103	132W-117-260	NEW	01-12-015
132W-112-070	NEW-P	01-07-058	132W-116-010	REP-P	01-04-004	132W-117-270	NEW-P	01-07-058
132W-112-070	NEW	01-12-015	132W-116-010	REP	01-07-059	132W-117-270	NEW	01-12-015
132W-112-080	NEW-P	01-07-058	132W-116-020	REP-P	01-04-004	132W-117-280	NEW-P	01-07-058
132W-112-080	NEW	01-12-015	132W-116-020	REP	01-07-059	132W-117-280	NEW	01-12-015
132W-112-090	NEW-P	01-07-058	132W-116-040	REP-P	01-04-004	132W-120-010	REP-P	01-04-004
132W-112-090	NEW	01-12-015	132W-116-040	REP	01-07-059	132W-120-010	REP	01-07-059
132W-112-100	NEW-P	01-07-058	132W-116-050	REP-P	01-04-004	132W-120-030	REP-P	01-04-004
132W-112-100	NEW	01-12-015	132W-116-050	REP	01-07-059	132W-120-030	REP	01-07-059
132W-112-110	NEW-P	01-07-058	132W-116-065	REP-P	01-04-004	132W-120-040	REP-P	01-04-004
132W-112-110	NEW	01-12-015	132W-116-065	REP	01-07-059	132W-120-040	REP	01-07-059
132W-112-120	NEW-P	01-07-058	132W-117-010	NEW-P	01-07-058	132W-120-050	REP-P	01-04-004
132W-112-120	NEW	01-12-015	132W-117-010	NEW	01-12-015	132W-120-050	REP	01-07-059
132W-112-130	NEW-P	01-07-058	132W-117-020	NEW-P	01-07-058	132W-120-060	REP-P	01-04-004
132W-112-130	NEW	01-12-015	132W-117-020	NEW	01-12-015	132W-120-060	REP	01-07-059
132W-112-140	NEW-P	01-07-058	132W-117-030	NEW-P	01-07-058	132W-120-070	REP-P	01-04-004
132W-112-140	NEW	01-12-015	132W-117-030	NEW	01-12-015	132W-120-070	REP	01-07-059
132W-115	PREP	01-03-103	132W-117-040	NEW-P	01-07-058	132W-120-100	REP-P	01-04-004
132W-115-010	NEW-P	01-07-058	132W-117-040	NEW	01-12-015	132W-120-100	REP	01-07-059
132W-115-010	NEW	01-12-015	132W-117-050	NEW-P	01-07-058	132W-120-130	REP-P	01-04-004
132W-115-020	NEW-P	01-07-058	132W-117-050	NEW	01-12-015	132W-120-130	REP	01-07-059

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132W-120-300	REP-P	01-04-004	132W-164	PREP	01-06-011	132W-277-120	NEW	01-12-015
132W-120-300	REP	01-07-059	132W-164-010	REP-P	01-10-016	132W-277-130	NEW-P	01-07-058
132W-120-310	REP-P	01-04-004	132W-164-010	REP	01-13-073	132W-277-130	NEW	01-12-015
132W-120-310	REP	01-07-059	132W-164-011	REP-P	01-10-016	132W-277-140	NEW-P	01-07-058
132W-120-320	REP-P	01-04-004	132W-164-011	REP	01-13-073	132W-277-140	NEW	01-12-015
132W-120-320	REP	01-07-059	132W-164-012	REP-P	01-10-016	132W-300	PREP	01-06-056
132W-120-330	REP-P	01-04-004	132W-164-012	REP	01-13-073	132W-300-001	NEW-P	01-10-015
132W-120-330	REP	01-07-059	132W-164-013	REP-P	01-10-016	132W-300-001	NEW	01-14-016
132W-120-400	REP-P	01-04-004	132W-164-013	REP	01-13-073	132W-300-010	NEW-P	01-10-015
132W-120-400	REP	01-07-059	132W-164-020	REP-P	01-10-016	132W-300-010	NEW	01-14-016
132W-125-010	NEW-P	01-07-058	132W-164-020	REP	01-13-073	132W-300-020	NEW-P	01-10-015
132W-125-010	NEW	01-12-015	132W-168	PREP	01-06-010	132W-300-020	NEW	01-14-016
132W-125-020	NEW-P	01-07-058	132W-168-010	NEW-P	01-10-015	132W-300-030	NEW-P	01-10-015
132W-125-020	NEW	01-12-015	132W-168-010	NEW	01-14-016	132W-300-030	NEW	01-14-016
132W-125-030	NEW-P	01-07-058	132W-168-020	NEW-P	01-10-015	132W-300-040	NEW-P	01-10-015
132W-125-030	NEW	01-12-015	132W-168-020	NEW	01-14-016	132W-300-040	NEW	01-14-016
132W-129	PREP	01-06-011	132W-168-030	NEW-P	01-10-015	132W-300-050	NEW-P	01-10-015
132W-129-001	REP-P	01-10-016	132W-168-030	NEW	01-14-016	132W-300-050	NEW	01-14-016
132W-129-001	REP	01-13-073	132W-168-040	NEW-P	01-10-015	132W-300-060	NEW-P	01-10-015
132W-130	PREP	01-06-010	132W-168-040	NEW	01-14-016	132W-300-060	NEW	01-14-016
132W-131-010	NEW-P	01-10-015	132W-276	PREP	01-03-103	132W-325	PREP	01-03-103
132W-131-010	NEW	01-14-016	132W-276-001	REP-P	01-04-004	132W-325-010	NEW-P	01-07-058
132W-131-020	NEW-P	01-10-015	132W-276-001	REP	01-07-059	132W-325-010	NEW	01-12-015
132W-131-020	NEW	01-14-016	132W-276-005	REP-P	01-04-004	132Z-116-005	NEW-E	01-21-008
132W-131-030	NEW-P	01-10-015	132W-276-005	REP	01-07-059	132Z-116-010	NEW-E	01-21-008
132W-131-030	NEW	01-14-016	132W-276-010	REP-P	01-04-004	132Z-116-020	NEW-E	01-21-008
132W-134	PREP	01-06-010	132W-276-010	REP	01-07-059	132Z-116-030	NEW-E	01-21-008
132W-134-010	NEW-P	01-10-015	132W-276-060	REP-P	01-04-004	132Z-116-040	NEW-E	01-21-008
132W-134-010	NEW	01-14-016	132W-276-060	REP	01-07-059	132Z-116-050	NEW-E	01-21-008
132W-135-010	REP-P	01-04-004	132W-276-070	REP-P	01-04-004	132Z-116-060	NEW-E	01-21-008
132W-135-010	REP	01-07-059	132W-276-070	REP	01-07-059	132Z-116-070	NEW-E	01-21-008
132W-140	PREP	01-06-010	132W-276-080	REP-P	01-04-004	132Z-116-080	NEW-E	01-21-008
132W-140	PREP	01-06-011	132W-276-080	REP	01-07-059	132Z-116-090	NEW-E	01-21-008
132W-140-010	REP-P	01-10-016	132W-276-090	REP-P	01-04-004	132Z-116-100	NEW-E	01-21-008
132W-140-010	REP	01-13-073	132W-276-090	REP	01-07-059	132Z-116-110	NEW-E	01-21-008
132W-140-011	REP-P	01-10-016	132W-276-100	REP-P	01-04-004	132Z-116-200	NEW-E	01-21-008
132W-140-011	REP	01-13-073	132W-276-100	REP	01-07-059	132Z-116-210	NEW-E	01-21-008
132W-140-012	REP-P	01-10-016	132W-276-110	REP-P	01-04-004	132Z-116-220	NEW-E	01-21-008
132W-140-012	REP	01-13-073	132W-276-110	REP	01-07-059	132Z-116-230	NEW-E	01-21-008
132W-140-013	REP-P	01-10-016	132W-277-010	NEW-P	01-07-058	132Z-116-240	NEW-E	01-21-008
132W-140-013	REP	01-13-073	132W-277-010	NEW	01-12-015	132Z-116-250	NEW-E	01-21-008
132W-141-010	NEW-P	01-10-015	132W-277-020	NEW-P	01-07-058	132Z-116-260	NEW-E	01-21-008
132W-141-010	NEW	01-14-016	132W-277-020	NEW	01-12-015	132Z-116-270	NEW-E	01-21-008
132W-141-020	NEW-P	01-10-015	132W-277-030	NEW-P	01-07-058	132Z-116-280	NEW-E	01-21-008
132W-141-020	NEW	01-14-016	132W-277-030	NEW	01-12-015	132Z-116-300	NEW-E	01-21-008
132W-141-030	NEW-P	01-10-015	132W-277-040	NEW-P	01-07-058	132Z-116-310	NEW-E	01-21-008
132W-141-030	NEW	01-14-016	132W-277-040	NEW	01-12-015	132Z-116-320	NEW-E	01-21-008
132W-141-040	NEW-P	01-10-015	132W-277-050	NEW-P	01-07-058	132Z-116-400	NEW-E	01-21-008
132W-141-040	NEW	01-14-016	132W-277-050	NEW	01-12-015	132Z-116-410	NEW-E	01-21-008
132W-141-050	NEW-P	01-10-015	132W-277-060	NEW-P	01-07-058	136-16-022	AMD-P	01-17-103
132W-141-050	NEW	01-14-016	132W-277-060	NEW	01-12-015	136-18-020	AMD-P	01-17-103
132W-141-060	NEW-P	01-10-015	132W-277-070	NEW-P	01-07-058	136-130-030	AMD	01-05-009
132W-141-060	NEW	01-14-016	132W-277-070	NEW	01-12-015	136-130-040	AMD-P	01-06-017
132W-141-070	NEW-P	01-10-015	132W-277-080	NEW-P	01-07-058	136-130-040	AMD	01-09-077
132W-141-070	NEW	01-14-016	132W-277-080	NEW	01-12-015	136-130-050	AMD	01-05-009
132W-141-080	NEW-P	01-10-015	132W-277-090	NEW-P	01-07-058	136-130-060	AMD	01-05-009
132W-141-080	NEW	01-14-016	132W-277-090	NEW	01-12-015	136-130-070	AMD	01-05-009
132W-141-090	NEW-P	01-10-015	132W-277-100	NEW-P	01-07-058	136-150-020	AMD-P	01-12-051
132W-141-090	NEW	01-14-016	132W-277-100	NEW	01-12-015	136-150-020	AMD	01-17-104
132W-149	PREP	01-06-011	132W-277-110	NEW-P	01-07-058	136-150-022	AMD-P	01-12-051
132W-149-010	REP-P	01-10-016	132W-277-110	NEW	01-12-015	136-150-022	AMD	01-17-104
132W-149-010	REP	01-13-073	132W-277-120	NEW-P	01-07-058	136-150-023	AMD-P	01-12-051

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136-150-024	AMD-P	01-12-051	148-120-236	AMD-P	01-12-062	148-171-244	NEW-P	01-12-061
136-150-024	AMD	01-17-104	148-120-236	AMD	01-16-100	148-171-244	NEW	01-16-101
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136-150-030	AMD	01-17-104	148-120-300	NEW	01-16-100	148-171-400	REP	01-16-101
136-150-040	AMD-P	01-12-051	148-120-301	NEW-P	01-12-062	148-171-410	AMD-P	01-12-061
136-150-040	AMD	01-17-104	148-120-301	NEW	01-16-100	148-171-410	AMD	01-16-101
136-161-020	AMD	01-05-009	148-120-302	NEW-P	01-12-062	148-171-420	REP-P	01-12-061
136-161-030	AMD	01-05-009	148-120-302	NEW	01-16-100	148-171-420	REP	01-16-101
136-161-040	AMD	01-05-009	148-120-303	NEW-P	01-12-062	148-171-430	REP-P	01-12-061
136-161-050	AMD	01-05-009	148-120-303	NEW	01-16-100	148-171-430	REP	01-16-101
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136-163-050	AMD	01-05-009	148-120-304	NEW	01-16-100	148-171-500	AMD	01-16-101
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136-210-030	AMD	01-05-009	148-120-307	NEW	01-16-100	148-171-514	NEW	01-16-101
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136-210-050	AMD	01-05-009	148-120-308	NEW	01-16-100	148-171-550	NEW	01-16-101
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137- 04-020	AMD	01-03-079	148-120-309	NEW	01-16-100	148-171-600	REP	01-16-101
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137-104-060	NEW	01-04-044	148-120-314	NEW	01-16-100	148-171-630	REP	01-16-101
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137-104-080	NEW	01-04-044	148-171-001	AMD	01-16-101	148-171-640	REP	01-16-101
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137-150-020	NEW	01-17-004	148-171-010	AMD	01-16-101	148-171-650	AMD	01-16-101
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175- 08-990	REP-XR	01-10-111	175- 20-140	REP-XR	01-10-111	180- 27-070	AMD-P	01-05-089
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175- 12-005	REP	01-13-074	175- 20-145	REP	01-13-074	180- 27-080	AMD-P	01-15-097
175- 12-010	REP-XR	01-10-111	175- 20-150	REP-XR	01-10-111	180- 27-080	AMD	01-19-042
175- 12-010	REP	01-13-074	175- 20-150	REP	01-13-074	180- 27-095	AMD-E	01-14-066
175- 12-015	REP-XR	01-10-111	175- 20-155	REP-XR	01-10-111	180- 27-095	AMD-P	01-15-097
175- 12-015	REP	01-13-074	175- 20-155	REP	01-13-074	180- 27-095	AMD	01-19-042
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175- 12-035	REP	01-13-074	175- 20-99001	REP	01-13-074	180- 31-012	NEW	01-08-040
175- 12-040	REP-XR	01-10-111	175- 20-99002	REP-XR	01-10-111	180- 32	PREP	01-11-142
175- 12-040	REP	01-13-074	175- 20-99002	REP	01-13-074	180- 32-012	NEW	01-08-040
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175- 16-030	REP	01-13-074	180- 16-215	PREP	01-15-102	180- 33-023	AMD	01-09-012
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175- 16-050	REP-XR	01-10-111	180- 18-030	AMD-P	01-19-043	180- 33-035	AMD	01-19-042
175- 16-050	REP	01-13-074	180- 18-050	PREP	01-15-102	180- 33-042	PREP	01-05-130
175- 16-060	REP-XR	01-10-111	180- 18-050	PREP	01-15-102	180- 33-042	AMD-E	01-08-039
175- 16-060	REP	01-13-074	180- 18-060	PREP	01-15-102	180- 33-042	AMD-P	01-10-102
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175- 20-030	REP-XR	01-10-111	180- 26-050	AMD-E	01-14-066	180- 51-061	PREP	01-05-125
175- 20-030	REP	01-13-074	180- 26-050	AMD-P	01-15-097	180- 51-061	AMD-P	01-10-098
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175- 20-040	REP	01-13-074	180- 26-057	AMD-E	01-14-066	180- 51-063	PREP	01-05-092
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175- 20-050	REP	01-13-074	180- 26-057	AMD	01-19-042	180- 51-063	AMD-P	01-10-094
175- 20-060	REP-XR	01-10-111	180- 27	PREP	01-11-142	180- 51-063	AMD	01-13-113
175- 20-060	REP	01-13-074	180- 27-012	NEW	01-08-040	180- 51-075	AMD-W	01-04-025
175- 20-070	REP-XR	01-10-111	180- 27-020	AMD-E	01-14-066	180- 52	PREP	01-05-123
175- 20-070	REP	01-13-074	180- 27-020	AMD-P	01-15-097	180- 52-041	PREP	01-05-122
175- 20-080	REP-XR	01-10-111	180- 27-020	AMD	01-19-042	180- 52-041	REP-E	01-09-015
175- 20-080	REP	01-13-074	180- 27-035	AMD-E	01-14-066	180- 52-041	REP-P	01-10-092
175- 20-090	REP-XR	01-10-111	180- 27-035	AMD-P	01-15-099	180- 52-041	REP	01-13-109
175- 20-090	REP	01-13-074	180- 27-035	AMD	01-19-044	180- 57	PREP	01-14-020
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175- 20-100	REP	01-13-074	180- 27-060	AMD-P	01-15-097	180- 57-005	AMD-W	01-04-024
175- 20-110	REP-XR	01-10-111	180- 27-060	AMD	01-19-042	180- 57-010	REP-W	01-04-024
175- 20-110	REP	01-13-074	180- 27-063	AMD-E	01-14-066	180- 57-020	AMD-W	01-04-024
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180- 57-055	AMD-W	01-04-024	180- 79A-257	AMD-E	01-08-041	182- 25-105	AMD-P	01-20-089
180- 57-055	AMD-P	01-19-045	180- 79A-257	AMD-P	01-10-093	182- 25-110	AMD-P	01-20-089
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180- 77-120	AMD-P	01-15-098	180- 79A-265	REP-P	01-10-093	183- 04-030	NEW	01-12-002
180- 77-120	AMD	01-18-043	180- 79A-265	REP	01-13-108	183- 04-040	NEW-P	01-04-033
180- 77A	PREP	01-19-083	180- 79A-311	REP-P	01-10-097	183- 04-040	NEW	01-12-002
180- 78A	PREP	01-11-139	180- 79A-311	REP	01-13-107	183- 04-050	NEW-P	01-04-033
180- 78A	PREP	01-19-083	180- 82	PREP	01-19-083	183- 04-050	NEW	01-12-002
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180- 78A-010	AMD-P	01-10-101	180- 82-130	AMD	01-13-110	183- 04-070	NEW-P	01-04-033
180- 78A-010	AMD	01-19-080	180- 82-135	NEW	01-04-020	183- 04-070	NEW	01-12-002
180- 78A-015	REP	01-04-021	180- 82-135	NEW-W	01-08-066	183- 04-080	NEW-P	01-04-033
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180- 78A-125	REP	01-13-106	180- 82-202	AMD-E	01-08-041	183- 04-090	NEW-P	01-04-033
180- 78A-209	AMD	01-03-151	180- 82-202	AMD-P	01-10-093	183- 04-090	NEW	01-12-002
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180- 78A-250	AMD	01-13-106	180- 82-204	AMD-P	01-10-093	183- 04-110	NEW	01-12-002
180- 78A-255	AMD-P	01-10-096	180- 82-204	AMD	01-13-108	183- 06-010	NEW-P	01-04-033
180- 78A-255	AMD	01-13-106	180- 82-210	PREP	01-05-129	183- 06-010	NEW	01-12-002
180- 78A-261	PREP	01-15-101	180- 82-210	AMD-E	01-08-041	183- 06-020	NEW-P	01-04-033
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180- 78A-264	PREP	01-15-101	180- 82-210	AMD	01-13-108	183- 06-030	NEW-P	01-04-033
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180- 78A-535	AMD	01-09-004	180- 82-346	AMD-E	01-22-057	192- 16-011	REP-E	01-05-071
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180- 78A-550	REP	01-04-021	180- 85	PREP	01-19-081	192- 16-011	REP	01-11-085
180- 78A-555	REP	01-04-021	180- 85-035	AMD-P	01-10-095	192- 16-017	REP-E	01-05-071
180- 78A-560	REP	01-04-021	180- 85-035	AMD	01-13-111	192- 16-017	REP-P	01-05-118
180- 78A-565	REP	01-04-021	180- 85-075	AMD-P	01-04-019	192- 16-017	REP	01-11-085
180- 79A	PREP	01-04-018	180- 85-075	AMD	01-09-004	192- 16-021	REP-P	01-05-117
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180- 79A-020	REP-W	01-15-062	182- 08	PREP	01-18-096	192- 16-070	REP-P	01-04-082
180- 79A-022	REP-W	01-15-062	182- 08-095	PREP	01-18-094	192- 16-070	REP	01-12-009
180- 79A-030	AMD	01-03-153	182- 08-095	AMD-P	01-21-143	192- 150-050	NEW-E	01-05-071
180- 79A-030	PREP	01-19-057	182- 08-125	NEW-P	01-21-143	192- 150-050	NEW-P	01-05-118
180- 79A-120	PREP	01-19-041	182- 12-117	PREP	01-09-083	192- 150-050	NEW	01-11-085
180- 79A-124	AMD	01-03-153	182- 12-117	AMD-P	01-12-092	192- 150-060	NEW-P	01-05-117
180- 79A-130	AMD-P	01-05-093	182- 12-117	AMD-C	01-16-080	192- 150-060	NEW-W	01-18-067
180- 79A-130	AMD	01-09-005	182- 12-117	AMD	01-17-042	192- 150-060	NEW-P	01-21-123
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192-180-012	NEW-P	01-21-123	196- 33-100	NEW-P	01-05-033	208-418-100	NEW	01-12-004
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192-210-005	AMD-E	01-12-010	196- 33-200	NEW-P	01-05-033	208-460-010	NEW	01-10-084
192-210-005	AMD-E	01-20-064	196- 33-200	NEW	01-11-102	208-460-020	NEW-P	01-05-072
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192-210-020	NEW-E	01-20-064	196- 33-500	NEW-P	01-05-033	208-460-040	NEW	01-10-084
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192-270-005	NEW	01-11-085	204- 24-030	AMD-E	01-21-030	208-460-060	NEW-P	01-05-072
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192-270-020	NEW-E	01-05-071	204- 36-060	AMD-P	01-18-088	208-460-090	NEW	01-10-084
192-270-020	NEW-P	01-05-118	204- 38-030	AMD-P	01-05-097	208-460-100	NEW-P	01-05-072
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192-270-025	NEW-P	01-05-118	204- 38-040	AMD	01-11-118	208-460-110	NEW	01-10-084
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192-270-035	NEW-P	01-05-118	204- 91A-010	AMD-P	01-18-089	208-460-140	NEW	01-10-084
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192-270-040	NEW-P	01-05-118	204- 91A-060	AMD-W	01-10-083	208-460-160	NEW-P	01-05-072
192-270-040	NEW	01-11-085	204- 91A-060	AMD-P	01-18-089	208-460-160	NEW	01-10-084
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192-270-045	NEW-P	01-05-118	204- 91A-090	AMD-P	01-18-089	208-460-170	NEW	01-10-084
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192-270-060	NEW-P	01-05-118	204- 91A-180	AMD-W	01-10-083	208-512-116	AMD	01-06-024
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192-270-070	NEW-P	01-05-118	208-418-020	AMD-P	01-07-082	208-512-280	AMD	01-06-024
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208-544-037	REP-P	01-07-081	208-680B-110	NEW	01-08-055	220- 22-40000C	NEW-E	01-22-028
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208-544-039	AMD	01-06-024	208-680C-040	AMD	01-08-055	220- 24-02000Q	NEW-E	01-10-058
208-544-039	AMD-P	01-07-081	208-680C-045	AMD	01-08-055	220- 24-02000Q	REP-E	01-10-058
208-544-039	AMD	01-12-003	208-680C-050	AMD	01-08-055	220- 24-02000Q	REP-E	01-11-066
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208-544-050	REP-P	01-07-081	208-680D-020	AMD	01-08-055	220- 24-02000R	REP-E	01-11-066
208-544-050	REP	01-12-003	208-680D-030	AMD	01-08-055	220- 24-02000R	REP-E	01-13-050
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208-586-140	AMD-P	01-07-081	208-680F-060	AMD	01-08-055	220- 24-02000X	NEW-E	01-18-058
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208-620-190	AMD	01-12-029	208-680G-040	NEW	01-08-055	220- 32-05100A	NEW-E	01-11-042
208-620-191	NEW-P	01-07-083	208-680G-050	NEW	01-08-055	220- 32-05100A	REP-E	01-12-006
208-620-191	NEW	01-12-029	210- 03-010	NEW-P	01-06-060	220- 32-05100B	NEW-E	01-12-006
208-620-192	NEW-P	01-07-083	210- 03-010	NEW	01-11-062	220- 32-05100B	REP-E	01-12-006
208-620-192	NEW	01-12-029	210- 03-020	NEW-P	01-06-060	220- 32-05100C	NEW-E	01-14-014
208-630-021	AMD-P	01-07-083	210- 03-020	NEW	01-11-062	220- 32-05100C	REP-E	01-14-014
208-630-021	AMD	01-12-029	210- 03-030	NEW-P	01-06-060	220- 32-05100D	NEW-E	01-14-030
208-630-022	AMD-P	01-07-083	210- 03-030	NEW	01-11-062	220- 32-05100D	REP-E	01-14-030
208-630-022	AMD	01-12-029	210- 03-040	NEW-P	01-06-060	220- 32-05100E	NEW-E	01-16-015
208-630-023	AMD-P	01-07-083	210- 03-040	NEW	01-11-062	220- 32-05100E	REP-E	01-16-015
208-630-023	AMD	01-12-029	210- 03-050	NEW-P	01-06-060	220- 32-05100E	NEW-E	01-17-089
208-630-02303	NEW-P	01-07-083	210- 03-050	NEW	01-11-062	220- 32-05100F	NEW-E	01-17-089
208-630-02303	NEW	01-12-029	210- 03-050	NEW	01-11-062	220- 32-05100F	REP-E	01-18-003
208-630-02305	NEW-P	01-07-083	210- 03-060	NEW-P	01-06-060	220- 32-05100G	NEW-E	01-18-003
208-630-02305	NEW	01-12-029	210- 03-060	NEW	01-11-062	220- 32-05100G	REP-E	01-19-016
208-660-010	AMD-P	01-07-083	210- 03-070	NEW-P	01-06-060	220- 32-05100H	NEW-E	01-19-016
208-660-010	AMD	01-12-029	210- 03-070	NEW	01-11-062	220- 32-05100H	REP-E	01-19-016
208-660-060	AMD-P	01-07-083	210- 03-080	NEW-P	01-06-060	220- 32-05100I	NEW-E	01-20-005
208-660-060	AMD	01-12-029	210- 03-080	NEW	01-11-062	220- 32-05100I	REP-E	01-20-005
208-660-061	NEW-P	01-07-083	220- 16-028	AMD-P	01-21-126	220- 32-05100I	REP-E	01-20-052
208-660-061	NEW	01-12-029	220- 16-260	AMD	01-03-016	220- 32-05100J	NEW-E	01-20-052
208-660-062	NEW-P	01-07-083	220- 16-270	AMD	01-03-016	220- 32-05100J	REP-E	01-20-052
208-660-062	NEW	01-12-029	220- 16-410	AMD-P	01-16-148	220- 32-05100J	REP-E	01-21-013
208-680A-040	AMD	01-08-055	220- 16-760	NEW-P	01-21-126	220- 32-05100K	NEW-E	01-21-013
208-680B-010	AMD	01-08-055	220- 16-770	NEW-P	01-21-126	220- 32-05100	NEW-E	01-04-042
208-680B-015	NEW	01-08-055	220- 16-780	NEW-P	01-21-126	220- 32-05100	REP-E	01-04-042
208-680B-020	AMD	01-08-055	220- 16-790	NEW-P	01-21-126	220- 32-05100	REP-E	01-07-023
208-680B-030	AMD	01-08-055	220- 16-800	NEW-P	01-21-126	220- 32-05100X	NEW-E	01-09-067
208-680B-050	AMD	01-08-055	220- 20-010	AMD-P	01-21-126	220- 32-05100X	REP-E	01-09-067
208-680B-070	AMD	01-08-055	220- 20-016	AMD-P	01-02-085	220- 32-05100Y	NEW-E	01-10-022
208-680B-080	AMD-P	01-07-083	220- 20-016	AMD	01-07-015	220- 32-05100Y	REP-E	01-10-022
208-680B-080	AMD	01-12-029	220- 20-020	AMD-P	01-21-117	220- 32-05100Y	REP-E	01-11-002
208-680B-081	NEW-P	01-07-083	220- 20-025	AMD-P	01-21-126	220- 32-05100Z	NEW-E	01-11-002
208-680B-081	NEW	01-12-029	220- 20-05500A	NEW-E	01-12-038	220- 32-05100Z	REP-E	01-11-042
208-680B-082	NEW-P	01-07-083	220- 20-056	NEW-P	01-16-149	220- 32-05700I	NEW-E	01-12-024
			220- 20-056	NEW	01-20-065	220- 32-05700I	REP-E	01-12-024

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220-32-05700K	REP-E	01-20-053	220-40-02700	REP-E	01-20-026	220-52-040	AMD	01-11-009
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220-33-01000A	REP-E	01-18-022	220-40-02700X	NEW-E	01-20-069	220-52-040	AMD-P	01-16-148
220-33-01000B	NEW-E	01-18-065	220-40-02700X	REP-E	01-20-069	220-52-040	AMD	01-18-005
220-33-01000B	REP-E	01-18-065	220-40-02700Y	NEW-E	01-21-095	220-52-040	AMD	01-20-066
220-33-01000B	REP-E	01-19-049	220-40-02700Y	REP-E	01-21-095	220-52-04000A	NEW-E	01-17-036
220-33-01000C	NEW-E	01-19-049	220-44-020	AMD-S	01-02-082	220-52-04000A	REP-E	01-17-050
220-33-01000C	REP-E	01-20-006	220-44-020	AMD	01-07-016	220-52-04000B	NEW-E	01-17-050
220-33-01000D	NEW-E	01-20-006	220-44-035	NEW-P	01-21-141	220-52-04000C	NEW-E	01-21-084
220-33-01000D	REP-E	01-20-014	220-44-045	NEW-P	01-13-094	220-52-04000C	REP-E	01-22-028
220-33-01000E	NEW-E	01-20-014	220-44-045	NEW-W	01-17-045	220-52-04000D	NEW-E	01-22-028
220-33-01000E	REP-E	01-21-012	220-44-050	AMD-P	01-10-115	220-52-04000V	NEW-E	01-04-009
220-33-01000F	NEW-E	01-21-012	220-44-050	AMD	01-13-002	220-52-04000	NEW-E	01-04-030
220-33-01000F	REP-E	01-22-018	220-44-050	AMD-P	01-21-141	220-52-04000	REP-E	01-04-030
220-33-01000G	NEW-E	01-22-018	220-44-05000C	NEW-E	01-03-088	220-52-04000	REP-E	01-04-076
220-33-01000G	REP-E	01-22-018	220-44-05000C	REP-E	01-11-024	220-52-04000X	NEW-E	01-04-076
220-33-01000Q	NEW-E	01-05-069	220-44-05000D	NEW-E	01-09-056	220-52-04000X	REP-E	01-05-044
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220-33-01000Q	REP-E	01-06-004	220-44-05000E	NEW-E	01-11-024	220-52-04000Y	REP-E	01-05-044
220-33-01000R	NEW-E	01-06-004	220-44-05000E	REP-E	01-15-002	220-52-04000Z	NEW-E	01-12-064
220-33-01000R	REP-E	01-10-021	220-44-05000F	NEW-E	01-15-002	220-52-043	AMD-P	01-13-081
220-33-01000S	NEW-E	01-10-021	220-44-05000G	NEW-E	01-17-044	220-52-043	AMD	01-18-005
220-33-01000S	REP-E	01-11-016	220-47-301	AMD-P	01-02-085	220-52-046	AMD	01-11-009
220-33-01000T	NEW-E	01-11-016	220-47-301	AMD	01-07-015	220-52-04600I	REP-E	01-04-030
220-33-01000T	REP-E	01-14-018	220-47-304	REP-P	01-10-118	220-52-04600K	NEW-E	01-04-030
220-33-01000U	NEW-E	01-14-018	220-47-304	REP	01-13-056	220-52-04600K	REP-E	01-04-076
220-33-01000U	REP-E	01-14-018	220-47-311	AMD-P	01-10-118	220-52-04600	NEW-E	01-04-076
220-33-01000U	REP-E	01-14-029	220-47-311	AMD	01-13-056	220-52-04600	REP-E	01-05-044
220-33-01000V	NEW-E	01-14-029	220-47-401	AMD-P	01-10-118	220-52-04600N	NEW-E	01-05-044
220-33-01000V	REP-E	01-14-029	220-47-401	AMD	01-13-056	220-52-04600N	REP-E	01-12-064
220-33-01000	NEW-E	01-16-082	220-47-40100C	NEW-E	01-21-001	220-52-04600P	NEW-E	01-12-064
220-33-01000	REP-E	01-16-082	220-47-40100C	REP-E	01-21-001	220-52-04600Q	NEW-E	01-13-031
220-33-01000X	NEW-E	01-17-037	220-47-411	AMD-P	01-10-118	220-52-04600Q	REP-E	01-13-031
220-33-01000X	REP-E	01-17-037	220-47-411	AMD	01-13-056	220-52-04600R	NEW-E	01-20-012
220-33-01000Y	NEW-E	01-17-100	220-47-41100B	NEW-E	01-17-076	220-52-04600R	REP-E	01-20-068
220-33-01000Y	REP-E	01-17-100	220-47-41100B	REP-E	01-17-076	220-52-04600S	NEW-E	01-20-068
220-33-01000Y	REP-E	01-18-004	220-47-428	AMD-P	01-10-118	220-52-04600S	REP-E	01-21-028
220-33-01000Z	NEW-E	01-18-004	220-47-428	AMD	01-13-056	220-52-04600T	NEW-E	01-21-028
220-33-01000Z	REP-E	01-18-004	220-47-42800B	NEW-E	01-17-106	220-52-04600T	REP-E	01-22-028
220-33-03000R	NEW-E	01-11-041	220-47-42800B	REP-E	01-17-106	220-52-04600U	NEW-E	01-22-028
220-33-03000R	REP-E	01-11-041	220-47-50000A	NEW-E	01-21-036	220-52-04600U	REP-E	01-22-069
220-33-040	AMD-W	01-03-015	220-47-50000A	REP-E	01-21-036	220-52-04600V	NEW-E	01-22-069
220-33-04000K	REP-E	01-07-005	220-47-801	NEW-E	01-19-050	220-52-04700D	NEW-E	01-20-012
220-33-04000L	NEW-E	01-07-005	220-47-801	REP-E	01-19-050	220-52-04700D	REP-E	01-22-028
220-33-04000L	REP-E	01-07-005	220-47-801	REP-E	01-21-065	220-52-04700E	NEW-E	01-22-028
220-33-04000L	REP-E	01-07-047	220-47-802	NEW-E	01-22-013	220-52-04700E	REP-E	01-22-069
220-33-04000	NEW-E	01-07-047	220-47-802	REP-E	01-22-013	220-52-04700F	NEW-E	01-22-069
220-33-04000	REP-E	01-07-047	220-47-803	NEW-E	01-22-017	220-52-04700F	REP-E	01-22-069
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220-33-060	AMD	01-07-016	220-48-015	AMD-P	01-05-070	220-52-051	AMD-P	01-21-114
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220-36-021	AMD	01-13-055	220-48-01500	NEW-E	01-08-011	220-52-05100K	REP-E	01-10-040
220-36-023	AMD-P	01-10-116	220-48-01500N	NEW-E	01-19-026	220-52-05100L	NEW-E	01-10-040
220-36-023	AMD	01-13-055	220-52-00300N	REP-E	01-14-042	220-52-05100L	REP-E	01-13-072
220-40-021	AMD-P	01-10-116	220-52-03000N	NEW-E	01-14-003	220-52-05100	NEW-E	01-13-072
220-40-021	AMD	01-13-055	220-52-03000N	REP-E	01-14-003	220-52-05100	REP-E	01-14-041
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220-52-05100P	NEW-E	01-15-003	220-56-124	AMD	01-14-001	220-56-315	AMD-W	01-07-080
220-52-05100P	REP-E	01-15-033	220-56-12400G	NEW-E	01-10-038	220-56-315	AMD-P	01-21-126
220-52-05100Q	NEW-E	01-15-033	220-56-126	AMD	01-06-036	220-56-320	AMD	01-06-036
220-52-05100Q	REP-E	01-16-024	220-56-128	AMD-P	01-21-126	220-56-325	AMD	01-06-036
220-52-05100R	NEW-E	01-16-024	220-56-145	AMD	01-06-036	220-56-32500K	NEW-E	01-11-001
220-52-05100R	REP-E	01-16-094	220-56-14500A	NEW-E	01-11-087	220-56-32500K	REP-E	01-11-040
220-52-05100S	NEW-E	01-16-094	220-56-150	AMD-W	01-11-074	220-56-32500L	NEW-E	01-11-040
220-52-05100S	REP-E	01-16-102	220-56-175	AMD	01-06-036	220-56-32500L	REP-E	01-12-043
220-52-05100T	NEW-E	01-16-102	220-56-195	AMD-P	01-10-109	220-56-32500	NEW-E	01-12-043
220-52-05100T	REP-E	01-16-129	220-56-195	AMD	01-14-001	220-56-32500	REP-E	01-14-013
220-52-05100U	NEW-E	01-16-129	220-56-19500H	NEW-E	01-10-038	220-56-32500N	NEW-E	01-12-049
220-52-05100U	REP-E	01-17-040	220-56-210	AMD	01-06-051	220-56-32500N	REP-E	01-12-049
220-52-05100V	NEW-E	01-17-040	220-56-210	AMD-P	01-21-126	220-56-32500P	NEW-E	01-14-013
220-52-05100V	REP-E	01-18-061	220-56-235	AMD	01-06-036	220-56-32500P	REP-E	01-16-093
220-52-05100	NEW-E	01-18-061	220-56-235	AMD-P	01-21-126	220-56-32500Q	NEW-E	01-16-093
220-52-05100	REP-E	01-21-027	220-56-23500K	NEW-E	01-07-009	220-56-32500Q	REP-E	01-17-039
220-52-05100X	NEW-E	01-21-027	220-56-240	AMD	01-06-036	220-56-32500R	NEW-E	01-17-039
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220-52-071	AMD	01-07-021	220-56-25000C	NEW-E	01-07-009	220-56-32500S	NEW-E	01-17-107
220-52-07100R	NEW-E	01-13-030	220-56-25000U	NEW-E	01-12-005	220-56-32500S	REP-E	01-21-045
220-52-07100R	REP-E	01-16-014	220-56-25000U	REP-E	01-12-044	220-56-330	AMD	01-06-036
220-52-07100S	NEW-E	01-16-014	220-56-25000V	NEW-E	01-12-044	220-56-33000A	NEW-E	01-20-067
220-52-07100S	REP-E	01-17-049	220-56-25500V	REP-E	01-13-021	220-56-33000A	REP-E	01-21-037
220-52-07100T	NEW-E	01-17-049	220-56-25500	NEW-E	01-13-021	220-56-33000B	NEW-E	01-21-037
220-52-07100T	REP-E	01-17-075	220-56-265	AMD-P	01-21-126	220-56-33000B	REP-E	01-21-076
220-52-07100U	NEW-E	01-17-075	220-56-270	AMD-P	01-21-126	220-56-33000C	NEW-E	01-21-076
220-52-07100U	REP-E	01-18-002	220-56-27000H	REP-E	01-06-005	220-56-33000C	REP-E	01-22-070
220-52-07100V	NEW-E	01-18-002	220-56-27000I	NEW-E	01-06-005	220-56-33000J	REP-E	01-08-072
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220-52-07300D	NEW-E	01-03-043	220-56-27000K	REP-E	01-07-046	220-56-33000N	NEW-E	01-12-027
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220-52-07300E	NEW-E	01-03-062	220-56-282	AMD-P	01-21-126	220-56-33000P	NEW-E	01-12-065
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220-52-07300F	NEW-E	01-03-093	220-56-28200A	REP-E	01-13-032	220-56-33000Q	NEW-E	01-13-007
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220-52-07300G	NEW-E	01-04-010	220-56-28200C	NEW-E	01-18-021	220-56-33000R	NEW-E	01-13-092
220-52-07300G	REP-E	01-04-049	220-56-285	AMD	01-06-036	220-56-33000R	REP-E	01-14-002
220-52-07300H	NEW-E	01-04-049	220-56-285	AMD-P	01-21-126	220-56-33000S	NEW-E	01-14-002
220-52-07300H	REP-E	01-05-011	220-56-28500A	NEW-E	01-10-023	220-56-33000S	REP-E	01-14-028
220-52-07300I	NEW-E	01-05-011	220-56-28500A	REP-E	01-10-023	220-56-33000S	REP-E	01-14-050
220-52-07300J	NEW-E	01-20-051	220-56-28500Y	NEW-E	01-07-007	220-56-33000T	NEW-E	01-14-028
220-52-07300J	REP-E	01-21-029	220-56-28500Y	REP-E	01-07-007	220-56-33000T	REP-E	01-14-050
220-52-07300K	NEW-E	01-21-029	220-56-28500Y	REP-E	01-10-002	220-56-33000U	NEW-E	01-14-050
220-52-07500C	NEW-E	01-10-040	220-56-28500Z	NEW-E	01-09-003	220-56-33000U	REP-E	01-17-007
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220-55-115	AMD	01-10-030	220-56-290	REP	01-06-036	220-56-33000V	REP-E	01-17-073
220-56-100	AMD-P	01-21-126	220-56-295	REP	01-06-036	220-56-33000	NEW-E	01-17-073
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220-56-105	AMD-P	01-21-126	220-56-31000R	NEW-E	01-18-060	220-56-33000Y	NEW-E	01-19-064
220-56-10500C	NEW-E	01-07-022	220-56-31000R	REP-E	01-20-067	220-56-33000Y	REP-E	01-20-054
220-56-115	AMD	01-06-036	220-56-31000S	NEW-E	01-20-067	220-56-33000Z	NEW-E	01-20-054
220-56-115	AMD-P	01-21-126	220-56-31000S	REP-E	01-21-037	220-56-33000Z	REP-E	01-20-067
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220-56-355	AMD-P	01-21-126	220-88C-050	NEW-S	01-02-082	222-12-046	AMD-C	01-07-117
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220-56-36000H	REP-E	01-10-041	220-95-018	AMD-P	01-05-120	222-12-070	AMD-C	01-07-117
220-56-36000I	NEW-E	01-11-036	220-95-018	AMD	01-10-031	222-12-070	AMD	01-12-042
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220-69-24000U	REP-E	01-10-040	222-08-030	AMD	01-12-042	222-16-080	AMD	01-12-042
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220-69-24000Z	NEW-E	01-22-028	222-10-035	NEW-C	01-07-117	222-20-015	NEW	01-12-042
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220-77-020	AMD-W	01-15-061	222-10-041	AMD	01-12-042	222-20-040	AMD-C	01-07-117
220-77-020	AMD-P	01-21-129	222-10-125	NEW-C	01-07-117	222-20-040	AMD	01-12-042
220-77-030	AMD-W	01-15-061	222-10-125	NEW	01-12-042	222-20-050	AMD-C	01-07-117
220-77-030	AMD-P	01-21-129	222-12-010	AMD-C	01-07-117	222-20-050	AMD	01-12-042
220-77-070	AMD-W	01-15-061	222-12-010	AMD	01-12-042	222-20-055	NEW-C	01-07-117
220-77-070	AMD-P	01-21-129	222-12-020	AMD-C	01-07-117	222-20-055	NEW	01-12-042
220-77-080	AMD-W	01-15-061	222-12-020	AMD	01-12-042	222-20-070	AMD-C	01-07-117
220-77-080	AMD-P	01-21-129	222-12-030	AMD-C	01-07-117	222-20-070	AMD	01-12-042
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222- 21-045	NEW	01-12-042	222- 24-051	NEW	01-12-042	222- 50-040	AMD-C	01-07-117
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222- 21-070	NEW	01-12-042	222- 30-022	NEW-C	01-07-117	230- 02-366	REP	01-05-020
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222- 22-040	AMD-W	01-09-071	222- 30-040	AMD-C	01-07-117	230- 04-202	AMD	01-05-019
222- 22-050	AMD-W	01-09-071	222- 30-040	AMD	01-12-042	230- 04-202	AMD-W	01-09-072
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222- 22-090	AMD	01-12-042	222- 30-110	AMD	01-12-042	230- 08-027	AMD	01-13-091
222- 22-100	AMD-C	01-07-117	222- 34-040	AMD-C	01-07-117	230- 08-027	DECOD	01-13-091
222- 22-100	AMD	01-12-042	222- 34-040	AMD	01-12-042	230- 08-090	AMD-P	01-10-122
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222- 23-020	NEW-C	01-07-117	222- 38-020	AMD-C	01-07-117	230- 08-090	DECOD	01-13-091
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222- 23-030	NEW-C	01-07-117	222- 38-040	AMD-C	01-07-117	230- 12-072	DECOD	01-13-091
222- 23-030	NEW	01-12-042	222- 38-040	AMD	01-12-042	230- 12-073	AMD-P	01-10-122
222- 24-010	AMD-C	01-07-117	222- 46-012	NEW-C	01-07-117	230- 12-073	DECOD-P	01-10-122
222- 24-010	AMD	01-12-042	222- 46-012	NEW	01-12-042	230- 12-073	AMD	01-13-091
222- 24-015	NEW-C	01-07-117	222- 46-030	AMD-C	01-07-117	230- 12-073	DECOD	01-13-091
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222- 24-020	AMD	01-12-042	222- 46-040	AMD	01-12-042	230- 20-059	AMD	01-05-020
222- 24-025	REP-C	01-07-117	222- 46-060	AMD-C	01-07-117	230- 20-060	REP	01-05-020
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230- 40-050	AMD	01-13-091	232- 12-011	AMD-P	01-21-130	232- 28-272	AMD	01-10-048
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230- 40-052	RECOD	01-13-091	232- 12-027	AMD-P	01-05-144	232- 28-272	AMD	01-20-011
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230- 40-055	AMD	01-13-091	232- 12-054	AMD-P	01-13-095	232- 28-273	AMD	01-10-048
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230- 40-070	AMD	01-15-054	232- 12-068	AMD-P	01-05-138	232- 28-27300B	REP-E	01-21-020
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230- 40-120	AMD	01-13-091	232- 12-068	AMD-P	01-13-120	232- 28-274	REP-P	01-05-146
230- 40-455	NEW-P	01-10-122	232- 12-068	AMD	01-17-092	232- 28-274	REP	01-10-048
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230- 40-505	NEW	01-13-091	232- 12-131	REP-P	01-05-146	232- 28-277	AMD	01-04-037
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230- 40-608	RECOD	01-13-091	232- 12-141	AMD-P	01-05-135	232- 28-278	AMD	01-10-048
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230- 40-610	AMD	01-13-091	232- 12-142	NEW-P	01-05-111	232- 28-27800B	REP-E	01-17-088
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230- 40-625	NEW	01-13-091	232- 12-142	NEW	01-17-067	232- 28-279	AMD	01-10-048
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230- 40-805	AMD-P	01-10-122	232- 12-243	NEW	01-20-011	232- 28-290	NEW	01-10-048
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230- 40-820	REP	01-13-091	232- 12-271	AMD-P	01-05-144	232- 28-293	NEW	01-10-048
230- 40-821	RECOD-P	01-10-122	232- 12-271	AMD	01-10-048	232- 28-299	NEW-P	01-05-134
230- 40-821	RECOD	01-13-091	232- 12-272	NEW-P	01-21-126	232- 28-299	NEW	01-10-048
230- 40-825	AMD-P	01-10-122	232- 12-292	AMD-P	01-21-130	232- 28-424	REP-P	01-13-120
230- 40-825	AMD	01-13-091	232- 12-297	AMD-P	01-21-130	232- 28-424	REP	01-17-092
230- 40-830	AMD-P	01-10-122	232- 12-619	AMD-W	01-11-074	232- 28-42400C	NEW-E	01-03-013
230- 40-830	AMD	01-13-091	232- 12-619	AMD-P	01-21-126	232- 28-42400C	REP-E	01-03-013
230- 40-833	AMD-P	01-10-122	232- 12-61900R	NEW-E	01-17-066	232- 28-425	NEW-P	01-13-120
230- 40-833	AMD	01-13-091	232- 12-61900R	REP-E	01-17-066	232- 28-425	NEW	01-17-092
230- 40-840	AMD-P	01-10-122	232- 28-02203	AMD	01-04-037	232- 28-42500A	NEW-E	01-20-003
230- 40-840	AMD	01-13-091	232- 28-02203	AMD-P	01-05-136	232- 28-42500A	REP-E	01-20-003
230- 40-865	AMD-P	01-10-122	232- 28-02203	AMD	01-10-048	232- 28-42500A	REP-E	01-22-039
230- 40-865	AMD	01-13-091	232- 28-02204	AMD	01-04-037	232- 28-42500B	NEW-E	01-22-039
230- 40-870	AMD-P	01-10-122	232- 28-02205	AMD-P	01-05-136	232- 28-42500B	REP-E	01-22-039
230- 40-870	AMD	01-13-091	232- 28-02205	AMD	01-10-048	232- 28-515	AMD-P	01-05-135
230- 40-875	AMD-P	01-10-122	232- 28-02206	AMD	01-04-037	232- 28-515	AMD	01-10-048
230- 40-875	AMD	01-13-091	232- 28-02220	AMD-P	01-05-143	232- 28-619	AMD	01-06-036
230- 40-885	AMD-P	01-10-122	232- 28-02220	AMD	01-10-048	232- 28-619	AMD-P	01-10-109
230- 40-885	AMD	01-13-091	232- 28-02240	AMD-P	01-05-143	232- 28-619	AMD	01-14-001
230- 40-895	AMD-P	01-10-122	232- 28-02240	AMD	01-10-048	232- 28-619	AMD-P	01-21-126
230- 40-895	AMD	01-13-091	232- 28-248	AMD-P	01-05-142	232- 28-61900A	NEW-E	01-10-023
230- 40-897	REP-P	01-10-122	232- 28-248	AMD	01-10-048	232- 28-61900A	REP-E	01-10-023
230- 50-010	AMD	01-05-020	232- 28-258	REP-P	01-05-140	232- 28-61900A	NEW-E	01-22-056
232- 12-001	AMD-P	01-05-135	232- 28-258	REP	01-10-048	232- 28-61900B	NEW-E	01-10-046
232- 12-001	AMD	01-10-048	232- 28-260	AMD	01-04-037	232- 28-61900B	REP-E	01-10-046
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232- 28-61900C	NEW-E	01-22-087	232- 28-61900Y	NEW-E	01-21-002	246-221-117	AMD	01-05-110
232- 28-61900C	REP-E	01-22-090	232- 28-61900Y	REP-E	01-21-002	246-221-230	AMD-P	01-02-087
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232- 28-61900D	REP-E	01-11-017	232- 28-61900Z	REP-E	01-11-088	246-221-250	AMD-P	01-02-087
232- 28-61900D	NEW-E	01-22-090	232- 28-61900Z	NEW-E	01-21-007	246-221-250	AMD	01-05-110
232- 28-61900E	NEW-E	01-11-066	232- 28-61900Z	REP-E	01-21-007	246-221-285	AMD-P	01-02-087
232- 28-61900E	REP-E	01-11-066	232- 28-620	AMD-P	01-10-109	246-221-285	AMD	01-05-110
232- 28-61900F	NEW-E	01-11-065	232- 28-620	AMD	01-14-001	246-244-070	AMD-P	01-02-087
232- 28-61900F	REP-E	01-11-065	232- 28-62000B	NEW-E	01-14-024	246-244-070	AMD	01-05-110
232- 28-61900G	NEW-E	01-11-057	232- 28-62000B	REP-E	01-19-005	246-246-001	AMD-P	01-10-130
232- 28-61900G	REP-E	01-14-049	232- 28-62000C	NEW-E	01-19-005	246-246-001	AMD	01-14-045
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232- 28-61900H	REP-E	01-12-025	232- 28-621	AMD	01-14-001	246-254-053	AMD	01-14-048
232- 28-61900I	NEW-E	01-12-025	232- 28-621	AMD-P	01-21-126	246-254-070	AMD-P	01-11-160
232- 28-61900I	REP-E	01-17-012	232- 28-62100B	NEW-E	01-10-038	246-254-070	AMD	01-14-046
232- 28-61900J	NEW-E	01-12-066	232- 28-62100B	REP-E	01-15-004	246-254-080	AMD-P	01-11-160
232- 28-61900J	REP-E	01-12-066	232- 28-62100C	NEW-E	01-15-004	246-254-080	AMD	01-14-046
232- 28-61900K	NEW-E	01-14-015	232- 28-62100C	REP-E	01-15-036	246-254-090	AMD-P	01-11-160
232- 28-61900L	NEW-E	01-15-032	232- 28-62100D	NEW-E	01-15-036	246-254-090	AMD	01-14-046
232- 28-61900L	REP-E	01-15-032	232- 28-62100D	REP-E	01-16-118	246-254-100	AMD-P	01-11-160
232- 28-61900	NEW-E	01-15-055	232- 28-62100E	NEW-E	01-16-118	246-254-100	AMD	01-14-046
232- 28-61900N	NEW-E	01-03-061	232- 28-62100E	REP-E	01-18-064	246-254-120	AMD-P	01-11-160
232- 28-61900N	REP-E	01-03-061	232- 28-62100F	NEW-E	01-18-064	246-254-120	AMD	01-14-046
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232- 28-61900P	NEW-E	01-04-011	246- 08-400	AMD-P	01-12-097	246-260-9901	AMD	01-14-047
232- 28-61900P	REP-E	01-04-011	246- 08-400	AMD	01-16-009	246-282-001	AMD	01-04-054
232- 28-61900P	NEW-E	01-17-012	246- 30	PREP	01-19-076	246-282-005	AMD	01-04-054
232- 28-61900P	REP-E	01-17-012	246- 30-010	REP-P	01-22-099	246-282-010	AMD	01-04-054
232- 28-61900Q	NEW-E	01-05-010	246- 30-020	REP-P	01-22-099	246-282-012	NEW	01-04-054
232- 28-61900Q	REP-E	01-05-010	246- 30-030	REP-P	01-22-099	246-282-014	NEW	01-04-054
232- 28-61900Q	NEW-E	01-17-024	246- 100	PREP	01-08-088	246-282-016	NEW	01-04-054
232- 28-61900Q	REP-E	01-17-024	246-102-001	NEW	01-04-086	246-282-020	AMD	01-04-054
232- 28-61900R	NEW-E	01-05-080	246-102-010	NEW	01-04-086	246-282-030	REP	01-04-054
232- 28-61900R	REP-E	01-05-080	246-102-020	NEW	01-04-086	246-282-032	NEW	01-04-054
232- 28-61900R	NEW-E	01-18-027	246-102-030	NEW	01-04-086	246-282-034	NEW	01-04-054
232- 28-61900R	REP-E	01-18-027	246-102-040	NEW	01-04-086	246-282-036	NEW	01-04-054
232- 28-61900R	REP-E	01-19-047	246-102-050	NEW	01-04-086	246-282-040	REP	01-04-054
232- 28-61900S	NEW-E	01-06-007	246-102-060	NEW	01-04-086	246-282-042	NEW	01-04-054
232- 28-61900S	REP-E	01-06-007	246-102-070	NEW	01-04-086	246-282-050	AMD	01-04-054
232- 28-61900S	NEW-E	01-19-004	246-205-990	AMD-P	01-11-158	246-282-060	AMD	01-04-054
232- 28-61900S	REP-E	01-19-004	246-205-990	AMD	01-14-047	246-282-070	AMD	01-04-054
232- 28-61900T	NEW-E	01-07-007	246-220-010	AMD-P	01-02-087	246-282-080	AMD	01-04-054
232- 28-61900T	REP-E	01-07-007	246-220-010	AMD	01-05-110	246-282-082	NEW	01-04-054
232- 28-61900T	REP-E	01-10-002	246-221-005	AMD-P	01-02-087	246-282-090	REP	01-04-054
232- 28-61900T	NEW-E	01-18-059	246-221-005	AMD	01-05-110	246-282-092	NEW	01-04-054
232- 28-61900U	NEW-E	01-07-022	246-221-010	AMD-P	01-02-087	246-282-100	AMD	01-04-054
232- 28-61900U	REP-E	01-09-055	246-221-010	AMD	01-05-110	246-282-102	NEW	01-04-054
232- 28-61900U	NEW-E	01-19-010	246-221-015	AMD-P	01-02-087	246-282-104	NEW	01-04-054
232- 28-61900V	NEW-E	01-07-089	246-221-015	AMD	01-05-110	246-282-110	AMD	01-04-054
232- 28-61900V	REP-E	01-07-089	246-221-030	AMD-P	01-02-087	246-282-120	AMD	01-04-054
232- 28-61900V	NEW-E	01-19-047	246-221-030	AMD	01-05-110	246-282-130	AMD	01-04-054
232- 28-61900V	REP-E	01-19-047	246-221-055	AMD-P	01-02-087	246-282-990	AMD	01-04-054
232- 28-61900	NEW-E	01-09-029	246-221-055	AMD	01-05-110	246-282-990	AMD-P	01-11-158
232- 28-61900	NEW-E	01-19-048	246-221-090	AMD-P	01-02-087	246-282-990	AMD	01-14-047
232- 28-61900	REP-E	01-19-048	246-221-090	AMD	01-05-110	246-290	PREP	01-17-111
232- 28-61900X	NEW-E	01-09-030	246-221-100	AMD-P	01-02-087	246-290-990	AMD-P	01-20-120
232- 28-61900X	REP-E	01-09-030	246-221-100	AMD	01-05-110	246-292-160	AMD-P	01-20-120
232- 28-61900X	REP-E	01-11-066	246-221-110	AMD-P	01-02-087	246-296-010	NEW-P	01-14-092
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246-296-030	NEW-P	01-14-092	246-327-990	PREP	01-10-125	246-810-340	REP-X	01-20-117
246-296-030	NEW	01-21-137	246-327-990	AMD-P	01-16-151	246-810-520	REP-X	01-20-117
246-296-040	NEW-P	01-14-092	246-327-990	AMD	01-22-062	246-810-521	REP-X	01-20-117
246-296-040	NEW	01-21-137	246-329-990	AMD-P	01-11-155	246-810-532	REP-X	01-20-117
246-296-050	NEW-P	01-14-092	246-329-990	AMD	01-15-090	246-810-540	REP-X	01-20-117
246-296-050	NEW	01-21-137	246-331-990	PREP	01-10-125	246-810-600	REP-X	01-22-064
246-296-060	NEW-P	01-14-092	246-331-990	AMD-P	01-16-151	246-810-610	REP-X	01-22-064
246-296-060	NEW	01-21-137	246-331-990	AMD	01-22-062	246-810-620	REP-X	01-22-064
246-296-070	NEW-P	01-14-092	246-336-990	PREP	01-10-125	246-810-630	REP-X	01-22-064
246-296-070	NEW	01-21-137	246-336-990	AMD-P	01-16-151	246-810-640	REP-X	01-22-064
246-296-080	NEW-P	01-14-092	246-336-990	AMD	01-22-062	246-810-650	REP-X	01-22-064
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246-296-090	NEW-P	01-14-092	246-360-990	AMD	01-15-093	246-810-720	REP-X	01-20-117
246-296-090	NEW	01-21-137	246-430-001	REP	01-04-086	246-810-721	REP-X	01-20-117
246-296-100	NEW-P	01-14-092	246-430-010	REP	01-04-086	246-810-732	REP-X	01-20-117
246-296-100	NEW	01-21-137	246-430-020	REP	01-04-086	246-810-740	REP-X	01-20-117
246-296-110	NEW-P	01-14-092	246-430-030	REP	01-04-086	246-817-440	NEW-P	01-11-164
246-296-110	NEW	01-21-137	246-430-040	REP	01-04-086	246-817-440	NEW	01-16-007
246-296-120	NEW-P	01-14-092	246-430-050	REP	01-04-086	246-817-990	AMD-P	01-08-086
246-296-120	NEW	01-21-137	246-430-060	REP	01-04-086	246-817-990	AMD-C	01-09-086
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246-296-130	NEW	01-21-137	246-650	PREP-W	01-17-027	246-834-990	AMD-P	01-19-077
246-296-140	NEW-P	01-14-092	246-650	PREP	01-17-028	246-836-060	REP-XR	01-10-126
246-296-140	NEW	01-21-137	246-680	PREP	01-08-091	246-836-060	REP	01-14-091
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246-296-150	NEW	01-21-137	246-790	PREP	01-13-115	246-840-421	NEW	01-16-011
246-296-160	NEW-P	01-14-092	246-809-080	NEW-P	01-13-118	246-840-422	NEW-P	01-10-127
246-296-160	NEW	01-21-137	246-809-080	NEW	01-17-113	246-840-422	NEW	01-16-011
246-296-170	NEW-P	01-14-092	246-809-120	NEW-P	01-13-118	246-840-423	NEW-P	01-10-127
246-296-170	NEW	01-21-137	246-809-120	NEW	01-17-113	246-840-423	NEW	01-16-011
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246-296-180	NEW	01-21-137	246-809-121	NEW	01-17-113	246-840-424	NEW	01-16-011
246-296-190	NEW-P	01-14-092	246-809-130	NEW-P	01-13-118	246-840-425	NEW-P	01-10-127
246-296-190	NEW	01-21-137	246-809-130	NEW	01-17-113	246-840-425	NEW	01-16-011
246-305-001	NEW	01-08-023	246-809-140	NEW-P	01-13-118	246-840-426	NEW-P	01-10-127
246-305-010	NEW	01-08-023	246-809-140	NEW	01-17-113	246-840-426	NEW	01-16-011
246-305-020	NEW	01-08-023	246-809-220	NEW-P	01-13-118	246-840-427	NEW-P	01-10-127
246-305-030	NEW	01-08-023	246-809-220	NEW	01-17-113	246-840-427	NEW	01-16-011
246-305-040	NEW	01-08-023	246-809-221	NEW-P	01-13-118	246-840-700	AMD-W	01-15-063
246-305-050	NEW	01-08-023	246-809-221	NEW	01-17-113	246-840-700	AMD-P	01-21-135
246-305-060	NEW	01-08-023	246-809-230	NEW-P	01-13-118	246-840-705	AMD-W	01-15-063
246-305-070	NEW	01-08-023	246-809-230	NEW	01-17-113	246-840-705	AMD-P	01-21-135
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246-305-100	NEW	01-08-023	246-809-320	NEW-P	01-13-118	246-840-715	REP-W	01-15-063
246-305-110	NEW	01-08-023	246-809-320	NEW	01-17-113	246-840-715	REP-P	01-21-135
246-310-990	AMD-P	01-11-154	246-809-321	NEW-P	01-13-118	246-840-910	AMD-P	01-19-078
246-310-990	AMD	01-15-094	246-809-321	NEW	01-17-113	246-840-920	AMD-P	01-19-078
246-314-990	PREP	01-10-123	246-809-340	NEW-P	01-13-118	246-840-930	AMD-P	01-19-078
246-320-990	PREP	01-10-124	246-809-340	NEW	01-17-113	246-840-940	AMD-P	01-19-078
246-320-990	AMD-P	01-16-150	246-809-600	NEW-X	01-22-064	246-840-950	AMD-P	01-19-078
246-320-990	AMD	01-20-119	246-809-610	NEW-X	01-22-064	246-840-960	AMD-P	01-19-078
246-322-990	AMD-P	01-11-156	246-809-620	NEW-X	01-22-064	246-840-970	AMD-P	01-19-078
246-322-990	AMD	01-15-092	246-809-630	NEW-X	01-22-064	246-840-980	REP-P	01-19-078
246-323-990	AMD-P	01-11-157	246-809-640	NEW-X	01-22-064	246-843-072	REP	01-03-114
246-323-990	AMD	01-15-091	246-809-650	NEW-X	01-22-064	246-843-074	REP	01-03-114
246-324-990	AMD-P	01-11-156	246-809-990	NEW-P	01-13-118	246-853-221	NEW-P	01-10-128
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246-325-990	AMD-P	01-11-157	246-809-990	NEW	01-17-113	246-853-222	NEW-P	01-10-128
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246-853-224	NEW	01-16-008	246-928-110	REP	01-11-165	246-928-710	NEW	01-11-165
246-853-225	NEW-P	01-10-128	246-928-120	REP-P	01-07-086	246-928-720	NEW-P	01-07-086
246-853-225	NEW	01-16-008	246-928-120	REP	01-11-165	246-928-720	NEW	01-11-165
246-853-226	NEW-P	01-10-128	246-928-130	REP-P	01-07-086	246-928-730	NEW-P	01-07-086
246-853-226	NEW	01-16-008	246-928-130	REP	01-11-165	246-928-730	NEW	01-11-165
246-853-227	NEW-P	01-10-128	246-928-140	REP-P	01-07-086	246-928-740	NEW-P	01-07-086
246-853-227	NEW	01-16-008	246-928-140	REP	01-11-165	246-928-740	NEW	01-11-165
246-869-220	AMD	01-04-055	246-928-150	REP-P	01-07-086	246-928-750	NEW-P	01-07-086
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246-907	PREP	01-05-109	246-928-160	REP	01-11-165	246-928-760	NEW	01-11-165
246-907-030	AMD-P	01-09-088	246-928-170	REP-P	01-07-086	246-928-990	AMD-P	01-07-086
246-907-030	AMD	01-12-052	246-928-170	REP	01-11-165	246-928-990	AMD	01-11-165
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246-918-050	AMD	01-18-085	246-928-210	REP-P	01-07-086	246-937-990	AMD-P	01-19-077
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246-918-080	AMD	01-18-085	246-928-220	REP-P	01-07-086	246-939-005	NEW	01-14-044
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246-919-330	AMD	01-18-087	246-928-310	NEW	01-11-165	246-939-040	NEW-P	01-06-054
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246-919-840	NEW	01-16-010	246-928-420	NEW-P	01-07-086	246-976-430	AMD-P	01-22-065
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246-919-844	NEW	01-16-010	246-928-442	NEW-P	01-13-117	246-976-720	PREP	01-10-131
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246-928-020	REP	01-11-165	246-928-530	NEW	01-11-165	248-554-005	REP	01-07-053
246-928-030	REP-P	01-07-086	246-928-540	NEW-P	01-07-086	248-554-010	REP	01-07-053
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259- 04-050	AMD-P	01-20-016	284- 18A-420	NEW-E	01-18-039	286- 06-110	AMD	01-17-056
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292-100-140	AMD	01-13-033	296-04-090	REP	01-22-055	296-05-005	NEW	01-22-055
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292-100-150	AMD	01-13-033	296-04-105	REP	01-22-055	296-05-007	NEW	01-22-055
292-100-160	AMD-P	01-08-080	296-04-115	REP-P	01-16-159	296-05-009	NEW-P	01-16-159
292-100-160	AMD	01-13-033	296-04-115	REP	01-22-055	296-05-009	NEW	01-22-055
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292-100-175	NEW-P	01-08-080	296-04-160	REP-P	01-16-159	296-05-013	NEW-P	01-16-159
292-100-175	NEW	01-13-033	296-04-160	REP	01-22-055	296-05-013	NEW	01-22-055
292-100-180	AMD-P	01-08-080	296-04-165	REP-P	01-16-159	296-05-100	NEW-P	01-16-159
292-100-180	AMD	01-13-033	296-04-165	REP	01-22-055	296-05-100	NEW	01-22-055
292-100-190	AMD-P	01-08-080	296-04-260	REP-P	01-16-159	296-05-103	NEW-P	01-16-159
292-100-190	AMD	01-13-033	296-04-260	REP	01-22-055	296-05-103	NEW	01-22-055
292-100-200	AMD-P	01-08-080	296-04-270	REP-P	01-16-159	296-05-105	NEW-P	01-16-159
292-100-200	AMD	01-13-033	296-04-270	REP	01-22-055	296-05-105	NEW	01-22-055
292-100-210	AMD-P	01-08-080	296-04-275	REP-P	01-16-159	296-05-107	NEW-P	01-16-159
292-100-210	AMD	01-13-033	296-04-275	REP	01-22-055	296-05-107	NEW	01-22-055
292-100-220	NEW	01-13-033	296-04-280	REP-P	01-16-159	296-05-109	NEW-P	01-16-159
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292-110-010	AMD-P	01-20-088	296-04-295	REP-P	01-16-159	296-05-200	NEW-P	01-16-159
292-110-050	AMD-P	01-08-080	296-04-295	REP	01-22-055	296-05-200	NEW	01-22-055
292-110-050	AMD	01-13-080	296-04-300	REP-P	01-16-159	296-05-203	NEW-P	01-16-159
292-110-060	AMD-P	01-08-080	296-04-300	REP	01-22-055	296-05-203	NEW	01-22-055
292-110-060	AMD	01-13-080	296-04-310	REP-P	01-16-159	296-05-205	NEW-P	01-16-159
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292-120-030	AMD-P	01-20-087	296-04-330	REP-P	01-16-159	296-05-207	NEW-P	01-16-159
292-120-035	NEW-P	01-20-087	296-04-330	REP	01-22-055	296-05-207	NEW	01-22-055
292-130-020	AMD-P	01-08-080	296-04-340	REP-P	01-16-159	296-05-209	NEW-P	01-16-159
292-130-020	AMD	01-13-033	296-04-340	REP	01-22-055	296-05-209	NEW	01-22-055
292-130-030	AMD-P	01-08-080	296-04-350	REP-P	01-16-159	296-05-211	NEW-P	01-16-159
292-130-030	AMD	01-13-033	296-04-350	REP	01-22-055	296-05-211	NEW	01-22-055
292-130-040	AMD-P	01-08-080	296-04-351	REP-P	01-16-159	296-05-213	NEW-P	01-16-159
292-130-040	AMD	01-13-033	296-04-351	REP	01-22-055	296-05-213	NEW	01-22-055
292-130-060	AMD-P	01-08-080	296-04-360	REP-P	01-16-159	296-05-300	NEW-P	01-16-159
292-130-060	AMD	01-13-033	296-04-360	REP	01-22-055	296-05-300	NEW	01-22-055
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292-130-080	AMD	01-13-033	296-04-390	REP	01-22-055	296-05-305	NEW	01-22-055
292-130-130	AMD-P	01-08-080	296-04-400	REP-P	01-16-159	296-05-307	NEW-P	01-16-159
292-130-130	AMD	01-13-033	296-04-400	REP	01-22-055	296-05-307	NEW	01-22-055
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296-04-001	REP	01-22-055	296-04-410	REP	01-22-055	296-05-309	NEW	01-22-055
296-04-005	REP-P	01-16-159	296-04-420	REP-P	01-16-159	296-05-311	NEW-P	01-16-159
296-04-005	REP	01-22-055	296-04-420	REP	01-22-055	296-05-311	NEW	01-22-055
296-04-010	REP-P	01-16-159	296-04-430	REP-P	01-16-159	296-05-313	NEW-P	01-16-159
296-04-010	REP	01-22-055	296-04-430	REP	01-22-055	296-05-313	NEW	01-22-055
296-04-015	REP-P	01-16-159	296-04-440	REP-P	01-16-159	296-05-315	NEW-P	01-16-159
296-04-015	REP	01-22-055	296-04-440	REP	01-22-055	296-05-315	NEW	01-22-055
296-04-040	REP-P	01-16-159	296-04-460	REP-P	01-16-159	296-05-316	NEW-P	01-16-159
296-04-040	REP	01-22-055	296-04-460	REP	01-22-055	296-05-316	NEW	01-22-055
296-04-042	REP-P	01-16-159	296-04-470	REP-P	01-16-159	296-05-317	NEW-P	01-16-159
296-04-042	REP	01-22-055	296-04-470	REP	01-22-055	296-05-317	NEW	01-22-055
296-04-045	REP-P	01-16-159	296-04-480	REP-P	01-16-159	296-05-318	NEW-P	01-16-159
296-04-045	REP	01-22-055	296-04-480	REP	01-22-055	296-05-318	NEW	01-22-055
296-04-05001	REP-P	01-16-159	296-05-001	NEW-P	01-16-159	296-05-319	NEW-P	01-16-159
296-04-05001	REP	01-22-055	296-05-001	NEW	01-22-055	296-05-319	NEW	01-22-055

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296-05-321	NEW-P	01-16-159	296-14	PREP	01-20-091	296-23-220	AMD-P	01-05-113
296-05-321	NEW	01-22-055	296-17	PREP	01-03-157	296-23-220	AMD	01-10-026
296-05-323	NEW-P	01-16-159	296-17	PREP	01-11-149	296-23-230	AMD-P	01-05-113
296-05-323	NEW	01-22-055	296-17	PREP	01-11-150	296-23-230	AMD	01-10-026
296-05-325	NEW-P	01-16-159	296-17-31013	AMD-P	01-19-069	296-23-245	AMD-P	01-08-092
296-05-325	NEW	01-22-055	296-17-35203	AMD-P	01-19-069	296-23-245	AMD-C	01-13-079
296-05-327	NEW-P	01-16-159	296-17-52116	REP-P	01-19-069	296-23-245	AMD	01-18-041
296-05-327	NEW	01-22-055	296-17-52118	REP-P	01-19-069	296-23A	PREP	01-14-084
296-05-400	NEW-P	01-16-159	296-17-52119	REP-P	01-19-069	296-23A-0220	AMD-P	01-18-082
296-05-400	NEW	01-22-055	296-17-52120	REP-P	01-19-069	296-23A-0221	NEW-P	01-18-082
296-05-402	NEW-P	01-16-159	296-17-52120	REP-P	01-19-069	296-23A-0700	NEW-P	01-18-082
296-05-402	NEW	01-22-055	296-17-52121	REP-P	01-19-069	296-23A-0710	NEW-P	01-18-082
296-05-403	NEW-P	01-16-159	296-17-52122	REP-P	01-19-069	296-23A-0720	NEW-P	01-18-082
296-05-403	NEW	01-22-055	296-17-52123	REP-P	01-19-069	296-23A-0730	NEW-P	01-18-082
296-05-405	NEW-P	01-16-159	296-17-52124	REP-P	01-19-069	296-23A-0740	NEW-P	01-18-082
296-05-405	NEW	01-22-055	296-17-52125	REP-P	01-19-069	296-23A-0750	NEW-P	01-18-082
296-05-407	NEW-P	01-16-159	296-17-52126	REP-P	01-19-069	296-23A-0770	NEW-P	01-18-082
296-05-407	NEW	01-22-055	296-17-52140	NEW-P	01-19-069	296-23A-0780	NEW-P	01-18-082
296-05-409	NEW-P	01-16-159	296-17-52141	NEW-P	01-19-069	296-23B	PREP	01-14-084
296-05-409	NEW	01-22-055	296-17-52150	NEW-P	01-19-069	296-23B-0100	NEW-P	01-14-085
296-05-411	NEW-P	01-16-159	296-17-52151	NEW-P	01-19-069	296-23B-0100	NEW	01-21-140
296-05-411	NEW	01-22-055	296-17-855	AMD-P	01-19-070	296-23B-0110	NEW-P	01-14-085
296-05-413	NEW-P	01-16-159	296-17-875	AMD-P	01-19-070	296-23B-0110	NEW	01-21-140
296-05-413	NEW	01-22-055	296-17-880	AMD-P	01-19-070	296-23B-0120	NEW-P	01-14-085
296-05-415	NEW-P	01-16-159	296-17-885	AMD-P	01-19-070	296-23B-0120	NEW	01-21-140
296-05-415	NEW	01-22-055	296-17-890	AMD-P	01-19-070	296-23B-0130	NEW-P	01-14-085
296-05-417	NEW-P	01-16-159	296-17-895	AMD-P	01-19-070	296-23B-0130	NEW	01-21-140
296-05-417	NEW	01-22-055	296-17-89502	AMD-P	01-19-070	296-23B-0140	NEW-P	01-14-085
296-05-419	NEW-P	01-16-159	296-17-90409	AMD-P	01-19-072	296-23B-0140	NEW	01-21-140
296-05-419	NEW	01-22-055	296-17-90421	AMD-P	01-19-072	296-23C	PREP	01-14-084
296-05-427	NEW-P	01-16-159	296-17-90447	NEW-P	01-19-072	296-24	PREP	01-07-102
296-05-427	NEW	01-22-055	296-17-90492	AMD-P	01-19-070	296-24	PREP	01-09-093
296-05-429	NEW-P	01-16-159	296-17-90493	AMD-P	01-19-070	296-24-001	REP	01-11-038
296-05-429	NEW	01-22-055	296-17-90494	AMD-P	01-19-070	296-24-005	AMD	01-11-038
296-05-431	NEW-P	01-16-159	296-17-90495	AMD-P	01-19-070	296-24-006	REP	01-11-038
296-05-431	NEW	01-22-055	296-17-90496	AMD-P	01-19-070	296-24-007	REP	01-11-038
296-05-433	NEW-P	01-16-159	296-17-90497	AMD-P	01-19-070	296-24-008	REP	01-11-038
296-05-433	NEW	01-22-055	296-17-920	AMD-P	01-19-070	296-24-010	REP	01-11-038
296-05-435	NEW-P	01-16-159	296-19A	REVIEW	01-21-019	296-24-015	REP	01-11-038
296-05-435	NEW	01-22-055	296-20	PREP	01-02-091	296-24-020	REP	01-11-038
296-05-437	NEW-P	01-16-159	296-20	PREP	01-14-084	296-24-025	REP	01-11-038
296-05-437	NEW	01-22-055	296-20-01002	AMD-P	01-08-092	296-24-040	REP	01-11-038
296-05-439	NEW-P	01-16-159	296-20-01002	AMD-C	01-13-079	296-24-045	REP	01-11-038
296-05-439	NEW	01-22-055	296-20-01002	AMD	01-18-041	296-24-055	REP	01-11-038
296-05-441	NEW-P	01-16-159	296-20-03001	AMD-P	01-08-092	296-24-061	REP	01-11-038
296-05-441	NEW	01-22-055	296-20-03001	AMD-C	01-13-079	296-24-06105	REP	01-11-038
296-05-443	NEW-P	01-16-159	296-20-03001	AMD	01-18-041	296-24-06110	REP	01-11-038
296-05-443	NEW	01-22-055	296-20-091	AMD-P	01-08-092	296-24-06115	REP	01-11-038
296-05-445	NEW-P	01-16-159	296-20-091	AMD-C	01-13-079	296-24-06120	REP	01-11-038
296-05-445	NEW	01-22-055	296-20-091	AMD	01-18-041	296-24-06125	REP	01-11-038
296-05-447	NEW-P	01-16-159	296-20-135	AMD-P	01-05-113	296-24-06130	REP	01-11-038
296-05-447	NEW	01-22-055	296-20-135	AMD	01-10-026	296-24-06135	REP	01-11-038
296-05-449	NEW-P	01-16-159	296-20-303	NEW-P	01-08-092	296-24-06140	REP	01-11-038
296-05-449	NEW	01-22-055	296-20-303	NEW-C	01-13-079	296-24-06145	REP	01-11-038
296-05-451	NEW-P	01-16-159	296-20-303	NEW	01-18-041	296-24-06150	REP	01-11-038
296-05-451	NEW	01-22-055	296-23	PREP	01-02-091	296-24-06155	REP	01-11-038
296-05-453	NEW-P	01-16-159	296-23	PREP	01-14-084	296-24-06160	REP	01-11-038
296-05-453	NEW	01-22-055	296-23-165	AMD-P	01-08-092	296-24-073	REP	01-11-038
296-05-455	NEW-P	01-16-159	296-23-165	AMD-C	01-13-079	296-24-075	REP	01-11-038
296-05-455	NEW	01-22-055	296-23-165	AMD	01-18-041	296-24-07501	REP	01-11-038
296-05-457	NEW-P	01-16-159	296-23-170	AMD-P	01-08-092	296-24-078	REP	01-11-038
296-05-457	NEW	01-22-055	296-23-170	AMD-C	01-13-079	296-24-07801	REP	01-11-038
			296-23-170	AMD	01-18-041			

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296-24-084	REP	01-11-038	296-24-56501	REP	01-11-038	296-24-75007	AMD	01-17-033
296-24-086	REP	01-11-038	296-24-56503	REP	01-11-038	296-24-75009	REP-P	01-12-103
296-24-088	REP	01-11-038	296-24-56505	REP	01-11-038	296-24-75009	REP	01-17-033
296-24-090	REP	01-11-038	296-24-56507	REP	01-11-038	296-24-76505	REP	01-11-038
296-24-092	REP	01-11-038	296-24-56509	REP	01-11-038	296-24-76507	REP-W	01-11-039
296-24-094	REP	01-11-038	296-24-56511	REP	01-11-038	296-24-76509	REP-W	01-11-039
296-24-096	REP	01-11-038	296-24-56513	REP	01-11-038	296-24-76517	REP	01-11-038
296-24-098	REP	01-11-038	296-24-56515	REP	01-11-038	296-24-780	AMD-W	01-11-039
296-24-10203	AMD	01-11-038	296-24-56517	REP	01-11-038	296-24-78003	AMD-P	01-12-103
296-24-12001	AMD	01-11-038	296-24-56519	REP	01-11-038	296-24-78003	AMD	01-17-033
296-24-12003	REP	01-11-038	296-24-56521	REP	01-11-038	296-24-78005	AMD-P	01-12-103
296-24-12005	REP	01-11-038	296-24-56523	REP	01-11-038	296-24-78005	AMD	01-17-033
296-24-12006	AMD-W	01-11-039	296-24-56529	REP	01-11-038	296-24-78009	AMD-P	01-12-103
296-24-12007	REP	01-11-038	296-24-56531	REP	01-11-038	296-24-78009	AMD	01-17-033
296-24-12009	REP	01-11-038	296-24-567	AMD	01-11-038	296-24-79501	AMD-W	01-11-039
296-24-12010	NEW	01-11-038	296-24-58513	AMD	01-11-038	296-24-79507	REP	01-11-038
296-24-12019	REP	01-11-038	296-24-58517	AMD	01-11-038	296-24-81003	AMD-W	01-11-039
296-24-12021	REP	01-11-038	296-24-59201	AMD	01-11-038	296-24-95605	AMD-W	01-11-039
296-24-14007	AMD	01-11-038	296-24-59203	REP-P	01-12-103	296-24-95607	AMD	01-11-038
296-24-20700	AMD-W	01-11-039	296-24-59203	REP	01-17-033	296-24-980	AMD	01-11-038
296-24-21503	REP	01-11-038	296-24-59205	REP	01-11-038	296-27	PREP	01-16-144
296-24-21505	REP	01-11-038	296-24-59207	REP	01-11-038	296-27-00101	NEW-P	01-19-066
296-24-21507	REP	01-11-038	296-24-59209	REP	01-11-038	296-27-00103	NEW-P	01-19-066
296-24-23001	AMD-W	01-11-039	296-24-59211	REP	01-11-038	296-27-00105	NEW-P	01-19-066
296-24-23007	AMD-W	01-11-039	296-24-59212	NEW	01-11-038	296-27-00107	NEW-P	01-19-066
296-24-23503	AMD	01-11-038	296-24-59213	REP	01-11-038	296-27-00109	NEW-P	01-19-066
296-24-23505	AMD-P	01-12-103	296-24-59215	AMD	01-11-038	296-27-010	REP-P	01-19-066
296-24-23505	AMD	01-17-033	296-24-61705	AMD	01-11-038	296-27-011	NEW-P	01-19-066
296-24-23507	AMD	01-11-038	296-24-62203	AMD	01-11-038	296-27-01101	NEW-P	01-19-066
296-24-23513	AMD	01-11-038	296-24-631	REP-P	01-12-103	296-27-01103	NEW-P	01-19-066
296-24-23533	AMD-W	01-11-039	296-24-631	REP	01-17-033	296-27-01105	NEW-P	01-19-066
296-24-260	AMD-P	01-12-103	296-24-63101	REP-P	01-12-103	296-27-01107	NEW-P	01-19-066
296-24-260	AMD	01-17-033	296-24-63101	REP	01-17-033	296-27-01109	NEW-P	01-19-066
296-24-31503	AMD-W	01-11-039	296-24-63103	REP-P	01-12-103	296-27-01111	NEW-P	01-19-066
296-24-31505	AMD-W	01-11-039	296-24-63103	REP	01-17-033	296-27-01113	NEW-P	01-19-066
296-24-32003	AMD-W	01-11-039	296-24-63105	REP-P	01-12-103	296-27-01115	NEW-P	01-19-066
296-24-33009	AMD-P	01-12-103	296-24-63105	REP	01-17-033	296-27-01117	NEW-P	01-19-066
296-24-33009	AMD	01-17-033	296-24-63107	REP-P	01-12-103	296-27-01119	NEW-P	01-19-066
296-24-33011	AMD-W	01-11-039	296-24-63107	REP	01-17-033	296-27-020	REP-P	01-19-066
296-24-33015	AMD-W	01-11-039	296-24-63109	REP-P	01-12-103	296-27-021	NEW-P	01-19-066
296-24-33015	AMD-P	01-12-103	296-24-63109	REP	01-17-033	296-27-02101	NEW-P	01-19-066
296-24-33015	AMD	01-17-033	296-24-63199	REP-P	01-12-103	296-27-02103	NEW-P	01-19-066
296-24-33017	AMD-W	01-11-039	296-24-63199	REP	01-17-033	296-27-02105	NEW-P	01-19-066
296-24-37005	AMD-W	01-11-039	296-24-65001	REP	01-11-038	296-27-02107	NEW-P	01-19-066
296-24-37019	AMD-W	01-11-039	296-24-65501	AMD	01-11-038	296-27-02109	NEW-P	01-19-066
296-24-37023	AMD-W	01-11-039	296-24-67515	AMD	01-11-038	296-27-02111	NEW-P	01-19-066
296-24-40513	AMD	01-11-038	296-24-68215	AMD-P	01-12-103	296-27-02113	NEW-P	01-19-066
296-24-47505	AMD-W	01-11-039	296-24-68215	AMD	01-17-033	296-27-02117	NEW-P	01-19-066
296-24-47509	AMD-P	01-12-103	296-24-68503	AMD	01-11-038	296-27-030	REP-P	01-19-066
296-24-47509	AMD	01-17-033	296-24-68505	AMD	01-11-038	296-27-031	NEW-P	01-19-066
296-24-47513	AMD-P	01-12-103	296-24-69001	AMD	01-11-038	296-27-03101	NEW-P	01-19-066
296-24-47513	AMD	01-17-033	296-24-70003	AMD	01-11-038	296-27-03103	NEW-P	01-19-066
296-24-47517	AMD-P	01-12-103	296-24-70005	AMD	01-11-038	296-27-03105	NEW-P	01-19-066
296-24-47517	AMD	01-17-033	296-24-73503	REP	01-11-038	296-27-040	REP-P	01-19-066
296-24-550	REP	01-11-038	296-24-73509	REP	01-11-038	296-27-041	NEW-P	01-19-066
296-24-55001	AMD-P	01-12-103	296-24-73513	REP	01-11-038	296-27-04101	NEW-P	01-19-066
296-24-55001	AMD	01-17-033	296-24-75001	AMD-W	01-11-039	296-27-04103	NEW-P	01-19-066
296-24-55003	REP	01-11-038	296-24-75003	REP-W	01-11-039	296-27-050	REP-P	01-19-066
296-24-55005	REP	01-11-038	296-24-75003	AMD-P	01-12-103	296-27-051	NEW-P	01-19-066
296-24-55007	REP	01-11-038	296-24-75003	AMD	01-17-033	296-27-05101	NEW-P	01-19-066
296-24-55009	REP	01-11-038	296-24-75005	AMD-W	01-11-039	296-27-060	REP-P	01-19-066
296-24-565	REP	01-11-038	296-24-75007	AMD-P	01-12-103	296-27-070	REP-P	01-19-066

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296- 27-077	REP-P	01-19-066	296- 45-48535	AMD	01-11-038	296- 52-60040	NEW-P	01-16-145
296- 27-078	REP-P	01-19-066	296- 45-52530	AMD-E	01-04-090	296- 52-60045	NEW-P	01-16-145
296- 27-080	REP-P	01-19-066	296- 45-52530	AMD-P	01-04-091	296- 52-60050	NEW-P	01-16-145
296- 27-090	REP	01-11-038	296- 45-52530	AMD	01-07-075	296- 52-60055	NEW-P	01-16-145
296- 27-100	REP-P	01-19-066	296- 45-67545	AMD-P	01-12-103	296- 52-60060	NEW-P	01-16-145
296- 27-110	REP-P	01-19-066	296- 45-67545	AMD	01-17-033	296- 52-60065	NEW-P	01-16-145
296- 27-120	REP-P	01-19-066	296- 46A	PREP	01-05-116	296- 52-60070	NEW-P	01-16-145
296- 27-121	REP-P	01-19-066	296- 46A	PREP	01-15-104	296- 52-60075	NEW-P	01-16-145
296- 27-130	REP-P	01-19-066	296- 46A-900	AMD-E	01-14-051	296- 52-60080	NEW-P	01-16-145
296- 27-140	REP-P	01-19-066	296- 46A-910	AMD-P	01-09-090	296- 52-60085	NEW-P	01-16-145
296- 27-15501	REP	01-11-038	296- 46A-910	AMD	01-12-035	296- 52-60090	NEW-P	01-16-145
296- 27-15503	REP	01-11-038	296- 46A-910	AMD-E	01-14-051	296- 52-60095	NEW-P	01-16-145
296- 27-15505	REP	01-11-038	296- 46A-915	AMD-P	01-09-090	296- 52-60100	NEW-P	01-16-145
296- 27-210	REP	01-11-038	296- 46A-915	AMD	01-12-035	296- 52-60105	NEW-P	01-16-145
296- 27-21001	REP	01-11-038	296- 50	PREP	01-07-102	296- 52-60110	NEW-P	01-16-145
296- 27-21005	REP	01-11-038	296- 52	PREP	01-07-102	296- 52-60115	NEW-P	01-16-145
296- 27-21010	REP	01-11-038	296- 52-401	REP-P	01-16-145	296- 52-60120	NEW-P	01-16-145
296- 27-21015	REP	01-11-038	296- 52-405	REP-P	01-16-145	296- 52-60125	NEW-P	01-16-145
296- 27-21020	REP	01-11-038	296- 52-409	REP-P	01-16-145	296- 52-60130	NEW-P	01-16-145
296- 27-21025	REP	01-11-038	296- 52-413	REP-P	01-16-145	296- 52-61005	NEW-P	01-16-145
296- 27-21030	REP	01-11-038	296- 52-417	REP-P	01-16-145	296- 52-61015	NEW-P	01-16-145
296- 27-21035	REP	01-11-038	296- 52-419	REP-P	01-16-145	296- 52-61020	NEW-P	01-16-145
296- 27-21040	REP	01-11-038	296- 52-421	REP-P	01-16-145	296- 52-61025	NEW-P	01-16-145
296- 27-21045	REP	01-11-038	296- 52-423	REP-P	01-16-145	296- 52-61030	NEW-P	01-16-145
296- 27-21050	REP	01-11-038	296- 52-425	REP-P	01-16-145	296- 52-61035	NEW-P	01-16-145
296- 30-010	AMD-X	01-17-109	296- 52-429	REP-P	01-16-145	296- 52-61040	NEW-P	01-16-145
296- 30-010	AMD	01-22-105	296- 52-433	REP-P	01-16-145	296- 52-61045	NEW-P	01-16-145
296- 30-130	PREP	01-03-156	296- 52-437	NEW-P	01-16-145	296- 52-61050	NEW-P	01-16-145
296- 30-130	REP-XR	01-09-094	296- 52-441	REP-P	01-16-145	296- 52-62005	NEW-P	01-16-145
296- 30-130	REP	01-13-013	296- 52-445	REP-P	01-16-145	296- 52-62010	NEW-P	01-16-145
296- 31-030	AMD-X	01-17-109	296- 52-449	REP-P	01-16-145	296- 52-62020	NEW-P	01-16-145
296- 31-030	AMD	01-22-105	296- 52-453	REP-P	01-16-145	296- 52-62025	NEW-P	01-16-145
296- 31-06903	AMD-X	01-17-109	296- 52-457	REP-P	01-16-145	296- 52-62030	NEW-P	01-16-145
296- 31-06903	AMD	01-22-105	296- 52-461	REP-P	01-16-145	296- 52-62035	NEW-P	01-16-145
296- 32	PREP	01-07-102	296- 52-465	AMD	01-11-038	296- 52-62040	NEW-P	01-16-145
296- 32	PREP	01-09-093	296- 52-465	REP-P	01-16-145	296- 52-62045	NEW-P	01-16-145
296- 32-200	AMD	01-11-038	296- 52-469	REP-P	01-16-145	296- 52-63005	NEW-P	01-16-145
296- 32-220	AMD	01-11-038	296- 52-477	REP-P	01-16-145	296- 52-63010	NEW-P	01-16-145
296- 32-230	AMD	01-11-038	296- 52-481	REP-P	01-16-145	296- 52-63015	NEW-P	01-16-145
296- 32-240	AMD-E	01-04-090	296- 52-485	REP-P	01-16-145	296- 52-63020	NEW-P	01-16-145
296- 32-240	AMD-P	01-04-091	296- 52-487	REP-P	01-16-145	296- 52-63025	NEW-P	01-16-145
296- 32-240	AMD	01-07-075	296- 52-489	AMD	01-11-038	296- 52-63030	NEW-P	01-16-145
296- 32-250	AMD	01-11-038	296- 52-489	REP-P	01-16-145	296- 52-64005	NEW-P	01-16-145
296- 32-250	AMD-X	01-18-083	296- 52-493	REP-P	01-16-145	296- 52-64010	NEW-P	01-16-145
296- 32-260	AMD	01-11-038	296- 52-497	AMD	01-11-038	296- 52-64015	NEW-P	01-16-145
296- 36	PREP	01-07-102	296- 52-497	REP-P	01-16-145	296- 52-64020	NEW-P	01-16-145
296- 36	PREP	01-09-093	296- 52-501	AMD	01-11-038	296- 52-64025	NEW-P	01-16-145
296- 36-190	AMD-P	01-12-103	296- 52-501	REP-P	01-16-145	296- 52-64030	NEW-P	01-16-145
296- 36-190	AMD	01-17-033	296- 52-505	REP-P	01-16-145	296- 52-64035	NEW-P	01-16-145
296- 37-510	AMD	01-11-038	296- 52-509	REP-P	01-16-145	296- 52-64040	NEW-P	01-16-145
296- 37-575	AMD	01-11-038	296- 52-510	REP-P	01-16-145	296- 52-64045	NEW-P	01-16-145
296- 45	PREP	01-07-102	296- 52-550	REP-P	01-16-145	296- 52-64050	NEW-P	01-16-145
296- 45	PREP	01-09-093	296- 52-552	REP-P	01-16-145	296- 52-64055	NEW-P	01-16-145
296- 45-015	AMD	01-11-038	296- 52-555	REP-P	01-16-145	296- 52-64060	NEW-P	01-16-145
296- 45-035	AMD	01-11-038	296- 52-600	NEW-P	01-16-145	296- 52-64065	NEW-P	01-16-145
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296-52-66035	NEW-P	01-16-145	296-52-68035	NEW-P	01-16-145	296-52-71045	NEW-P	01-16-145
296-52-66040	NEW-P	01-16-145	296-52-68040	NEW-P	01-16-145	296-52-71050	NEW-P	01-16-145
296-52-66045	NEW-P	01-16-145	296-52-68045	NEW-P	01-16-145	296-52-71055	NEW-P	01-16-145
296-52-66050	NEW-P	01-16-145	296-52-68050	NEW-P	01-16-145	296-52-71060	NEW-P	01-16-145
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296-52-67020	NEW-P	01-16-145	296-52-68080	NEW-P	01-16-145	296-52-71090	NEW-P	01-16-145
296-52-67025	NEW-P	01-16-145	296-52-68085	NEW-P	01-16-145	296-52-71095	NEW-P	01-16-145
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296-52-67150	NEW-P	01-16-145	296-52-69125	NEW-P	01-16-145	296-56-60207	AMD	01-17-033
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296-62	PREP	01-04-089	296-62-07621	AMD	01-11-038	296-78-71023	AMD	01-11-038
296-62	PREP	01-07-102	296-62-07631	AMD	01-11-038	296-78-730	AMD	01-11-038
296-62	PREP	01-09-093	296-62-07717	AMD	01-11-038	296-78-735	AMD	01-11-038
296-62	PREP	01-11-151	296-62-07719	AMD-P	01-12-103	296-78-795	AMD	01-11-038
296-62	PREP	01-20-092	296-62-07719	AMD	01-17-033	296-78-84005	AMD	01-11-038
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296-62-050	AMD	01-11-038	296-62-08001	AMD-P	01-09-089	296-79	PREP	01-20-092
296-62-05140	AMD-X	01-18-083	296-62-08001	AMD	01-13-078	296-79-010	AMD	01-11-038
296-62-05207	AMD	01-11-038	296-62-09001	AMD-P	01-12-103	296-79-020	AMD	01-11-038
296-62-05209	AMD-P	01-12-103	296-62-09001	AMD	01-17-033	296-79-040	AMD	01-11-038
296-62-05209	AMD	01-17-033	296-62-09003	REP	01-11-038	296-79-050	AMD	01-11-038
296-62-05301	NEW	01-11-038	296-62-11021	AMD	01-11-038	296-79-090	AMD	01-11-038
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296-62-05315	NEW	01-11-038	296-62-12005	REP	01-11-038	296-79-300	AMD	01-11-038
296-62-05320	NEW	01-11-038	296-62-12009	REP	01-11-038	296-96	PREP	01-05-116
296-62-05325	NEW	01-11-038	296-62-14533	AMD-P	01-14-052	296-96-01010	AMD-P	01-09-090
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296-62-05402	NEW	01-11-038	296-62-20013	AMD	01-11-038	296-96-01027	AMD-P	01-09-090
296-62-05403	REP	01-11-038	296-62-20015	AMD	01-11-038	296-96-01027	AMD	01-12-035
296-62-05404	NEW	01-11-038	296-62-30001	AMD	01-11-038	296-96-01030	AMD-P	01-09-090
296-62-05405	REP	01-11-038	296-62-30230	AMD	01-11-038	296-96-01030	AMD	01-12-035
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296-62-05407	REP	01-11-038	296-62-30425	AMD	01-11-038	296-96-01035	AMD	01-12-035
296-62-05408	NEW	01-11-038	296-62-30435	AMD	01-11-038	296-96-01040	AMD-P	01-09-090
296-62-05409	REP	01-11-038	296-62-30605	AMD	01-11-038	296-96-01040	AMD	01-12-035
296-62-05410	NEW	01-11-038	296-62-3090	AMD	01-11-038	296-96-01045	AMD-P	01-09-090
296-62-05411	REP	01-11-038	296-62-31335	AMD-P	01-12-103	296-96-01045	AMD	01-12-035
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296-62-05413	REP	01-11-038	296-62-31410	AMD	01-11-038	296-96-01050	AMD	01-12-035
296-62-05415	REP	01-11-038	296-62-3195	AMD	01-11-038	296-96-01055	AMD-P	01-09-090
296-62-05417	REP	01-11-038	296-62-40003	AMD	01-11-038	296-96-01055	AMD	01-12-035
296-62-05419	REP	01-11-038	296-62-40015	AMD	01-11-038	296-96-01060	AMD-P	01-09-090
296-62-05421	REP	01-11-038	296-62-40025	AMD-P	01-12-103	296-96-01060	AMD	01-12-035
296-62-05423	REP	01-11-038	296-62-40025	AMD	01-17-033	296-96-01065	AMD-P	01-09-090
296-62-05425	REP	01-11-038	296-62-41031	AMD	01-11-038	296-96-01065	AMD	01-12-035
296-62-05427	REP	01-11-038	296-62-41086	AMD	01-11-038	296-99-010	AMD	01-11-038
296-62-05429	REP	01-11-038	296-63-009	AMD	01-11-038	296-99-040	AMD	01-11-038
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296-62-07308	AMD	01-11-038	296-67-053	AMD	01-11-038	296-104-010	PREP	01-10-034
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296-62-07338	AMD	01-11-038	296-67-291	AMD	01-11-038	296-104-015	PREP	01-10-034
296-62-07342	AMD	01-11-038	296-78	PREP	01-07-102	296-104-017	PREP	01-10-034
296-62-07347	AMD	01-11-038	296-78	PREP	01-09-093	296-104-018	PREP	01-10-034
296-62-07367	AMD	01-11-038	296-78-500	AMD	01-11-038	296-104-020	PREP	01-10-034
296-62-07373	AMD	01-11-038	296-78-515	AMD	01-11-038	296-104-020	AMD-P	01-16-158
296-62-07385	AMD	01-11-038	296-78-540	AMD	01-11-038	296-104-025	PREP	01-10-034
296-62-07417	AMD	01-11-038	296-78-545	AMD	01-11-038	296-104-030	PREP	01-10-034
296-62-07419	AMD	01-11-038	296-78-56501	AMD	01-11-038	296-104-035	PREP	01-10-034
296-62-07425	AMD	01-11-038	296-78-56501	AMD-X	01-21-138	296-104-040	PREP	01-10-034
296-62-07460	AMD	01-11-038	296-78-56505	AMD-P	01-12-103	296-104-040	AMD-P	01-16-158
296-62-07470	AMD	01-11-038	296-78-56505	AMD	01-17-033	296-104-045	PREP	01-10-034
296-62-07473	AMD	01-11-038	296-78-56505	AMD-X	01-21-138	296-104-045	AMD-P	01-16-158
296-62-07519	AMD	01-11-038	296-78-670	AMD	01-11-038	296-104-050	PREP	01-10-034
296-62-07521	AMD	01-11-038	296-78-71001	AMD	01-11-038	296-104-055	AMD-P	01-09-091
296-62-07523	AMD	01-11-038	296-78-71003	AMD	01-11-038	296-104-055	PREP	01-10-034
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296-62-07601	AMD	01-11-038	296-78-71011	AMD	01-11-038	296-104-060	PREP	01-10-034
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296-104-100	AMD-P	01-16-158	296-150M-0049	NEW-P	01-20-093	296-155-745	AMD	01-17-033
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296-104-102	AMD-P	01-16-158	296-150M-0140	AMD-E	01-16-019	296-200A	PREP	01-13-097
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296-104-110	PREP	01-10-034	296-150M-0302	NEW-P	01-20-093	296-200A-900	AMD	01-12-035
296-104-115	PREP	01-10-034	296-150M-0304	NEW-P	01-20-093	296-301	PREP	01-07-102
296-104-125	PREP	01-10-034	296-150M-3000	AMD-P	01-09-090	296-301-010	AMD	01-11-038
296-104-130	PREP	01-10-034	296-150M-3000	AMD	01-12-035	296-301-020	AMD	01-11-038
296-104-130	AMD-P	01-16-158	296-150P	PREP	01-03-070	296-301-215	AMD	01-11-038
296-104-135	PREP	01-10-034	296-150P	PREP	01-05-116	296-301-220	AMD	01-11-038
296-104-140	PREP	01-10-034	296-150P-3000	AMD-P	01-09-090	296-302	PREP	01-07-102
296-104-145	PREP	01-10-034	296-150P-3000	AMD	01-12-035	296-302-010	AMD	01-11-038
296-104-150	PREP	01-10-034	296-150R	PREP	01-03-070	296-302-02501	AMD	01-11-038
296-104-151	PREP	01-10-034	296-150R	PREP	01-05-116	296-302-050	AMD	01-11-038
296-104-151	AMD-P	01-16-158	296-150R-3000	AMD-P	01-09-090	296-302-060	AMD	01-11-038
296-104-155	PREP	01-10-034	296-150R-3000	AMD	01-12-035	296-302-06513	AMD	01-11-038
296-104-160	PREP	01-10-034	296-150T	PREP	01-03-070	296-303	PREP	01-07-102
296-104-165	PREP	01-10-034	296-150T-3000	AMD-P	01-09-090	296-303-01001	AMD	01-11-038
296-104-170	PREP	01-10-034	296-150T-3000	AMD	01-12-035	296-304	PREP	01-07-102
296-104-180	PREP	01-10-034	296-150V	PREP	01-03-070	296-304-010	AMD	01-11-038
296-104-200	PREP	01-10-034	296-150V	PREP	01-05-116	296-304-06013	AMD	01-11-038
296-104-200	AMD-P	01-16-158	296-150V-3000	AMD-P	01-09-090	296-305	PREP	01-07-102
296-104-205	PREP	01-10-034	296-150V-3000	AMD	01-12-035	296-305	PREP	01-20-092
296-104-205	AMD-P	01-16-158	296-155	PREP	01-07-102	296-305-01003	AMD	01-11-038
296-104-210	PREP	01-10-034	296-155	PREP	01-09-093	296-305-01005	AMD	01-11-038
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296-104-220	PREP	01-10-034	296-155-005	AMD	01-11-038	296-305-01509	AMD	01-11-038
296-104-230	PREP	01-10-034	296-155-110	AMD	01-11-038	296-305-01515	AMD	01-11-038
296-104-235	PREP	01-10-034	296-155-120	AMD	01-11-038	296-305-01517	AMD	01-11-038
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296-104-256	AMD-P	01-16-158	296-155-17323	AMD	01-11-038	296-305-06503	AMD	01-11-038
296-104-260	PREP	01-10-034	296-155-174	AMD	01-11-038	296-305-06511	AMD	01-11-038
296-104-265	PREP	01-10-034	296-155-17609	AMD	01-11-038	296-305-06515	AMD	01-11-038
296-104-265	AMD-P	01-16-158	296-155-17615	AMD	01-11-038	296-307	PREP	01-09-093
296-104-502	PREP	01-10-034	296-155-17625	AMD	01-11-038	296-307	PREP	01-20-092
296-104-502	AMD-P	01-16-158	296-155-180	AMD	01-11-038	296-307-018	AMD-P	01-12-103
296-104-700	AMD-P	01-09-091	296-155-200	PREP	01-05-115	296-307-018	AMD	01-17-033
296-104-700	PREP	01-10-034	296-155-200	AMD	01-11-038	296-307-039	AMD-P	01-12-103
296-104-700	AMD	01-12-034	296-155-20301	AMD	01-11-038	296-307-039	AMD	01-17-033
296-104-700	AMD-P	01-16-158	296-155-205	AMD	01-04-015	296-307-03905	NEW-P	01-12-103
296-115	PREP	01-07-102	296-155-260	AMD	01-11-038	296-307-03905	NEW	01-17-033
296-125	PREP	01-19-071	296-155-260	AMD-X	01-18-083	296-307-03910	NEW-P	01-12-103
296-131	PREP	01-05-114	296-155-270	AMD-P	01-12-103	296-307-03910	NEW	01-17-033
296-131-117	NEW-P	01-09-092	296-155-270	AMD	01-17-033	296-307-03915	NEW-P	01-12-103
296-131-117	NEW	01-13-012	296-155-275	AMD-P	01-12-103	296-307-03915	NEW	01-17-033
296-150C	PREP	01-03-070	296-155-275	AMD	01-17-033	296-307-03920	NEW-P	01-12-103
296-150C	PREP	01-05-116	296-155-305	AMD	01-04-015	296-307-03920	NEW	01-17-033
296-150C-3000	AMD-P	01-09-090	296-155-407	AMD	01-11-038	296-307-03925	NEW-P	01-12-103
296-150C-3000	AMD	01-12-035	296-155-525	AMD-P	01-12-103	296-307-03925	NEW	01-17-033
296-150F	PREP	01-03-070	296-155-525	AMD	01-17-033	296-307-042	REP-P	01-12-103
296-150F	PREP	01-05-116	296-155-575	AMD-P	01-12-103	296-307-042	REP	01-17-033
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296-307-14505	AMD	01-17-033	296-800-120	NEW	01-11-038	296-800-17050	NEW	01-11-038
296-307-550	NEW-P	01-12-103	296-800-120	AMD-X	01-18-083	296-800-17055	NEW	01-11-038
296-307-550	NEW	01-17-033	296-800-12005	NEW	01-11-038	296-800-180	NEW	01-11-038
296-307-55005	NEW-P	01-12-103	296-800-12005	AMD-X	01-18-083	296-800-180	AMD-X	01-18-083
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296-307-55010	NEW	01-17-033	296-800-13005	AMD-X	01-18-083	296-800-18015	NEW	01-11-038
296-307-55015	NEW-P	01-12-103	296-800-13010	NEW	01-11-038	296-800-18015	AMD-X	01-18-083
296-307-55015	NEW	01-17-033	296-800-13010	AMD-X	01-18-083	296-800-18020	NEW	01-11-038
296-307-55020	NEW-P	01-12-103	296-800-13015	NEW	01-11-038	296-800-18020	AMD-X	01-18-083
296-307-55020	NEW	01-17-033	296-800-140	NEW	01-11-038	296-800-190	NEW	01-11-038
296-307-55025	NEW-P	01-12-103	296-800-14005	NEW	01-11-038	296-800-19005	NEW	01-11-038
296-307-55025	NEW	01-17-033	296-800-14015	NEW-W	01-14-071	296-800-200	NEW	01-11-038
296-307-55030	NEW-P	01-12-103	296-800-14020	NEW	01-11-038	296-800-20005	NEW	01-11-038
296-307-55030	NEW	01-17-033	296-800-14025	NEW	01-11-038	296-800-20005	AMD-X	01-18-083
296-307-55035	NEW-P	01-12-103	296-800-150	NEW	01-11-038	296-800-210	NEW	01-11-038
296-307-55035	NEW	01-17-033	296-800-15005	NEW	01-11-038	296-800-21005	NEW	01-11-038
296-307-55040	NEW-P	01-12-103	296-800-15005	AMD-X	01-18-083	296-800-21005	AMD-X	01-18-083
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296-307-55045	NEW-P	01-12-103	296-800-15010	AMD-X	01-18-083	296-800-22005	NEW	01-11-038
296-307-55045	NEW	01-17-033	296-800-15015	NEW	01-11-038	296-800-22010	NEW	01-11-038
296-307-55050	NEW-P	01-12-103	296-800-15020	NEW	01-11-038	296-800-22015	NEW	01-11-038
296-307-55050	NEW	01-17-033	296-800-15025	NEW	01-11-038	296-800-22020	NEW	01-11-038
296-307-55055	NEW-P	01-12-103	296-800-160	NEW	01-11-038	296-800-22020	AMD-X	01-18-083
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296-307-570	NEW	01-17-033	296-800-16015	AMD-X	01-18-083	296-800-22040	NEW	01-11-038
296-307-57005	NEW-P	01-12-103	296-800-16020	NEW	01-11-038	296-800-230	NEW	01-11-038
296-307-57005	NEW	01-17-033	296-800-16020	AMD-X	01-18-083	296-800-230	AMD-X	01-18-083
296-307-590	NEW-P	01-12-103	296-800-16025	NEW	01-11-038	296-800-23005	NEW	01-11-038
296-307-590	NEW	01-17-033	296-800-16025	AMD-X	01-18-083	296-800-23005	AMD-X	01-18-083
296-307-59005	NEW-P	01-12-103	296-800-16030	NEW	01-11-038	296-800-23010	NEW	01-11-038
296-307-59005	NEW	01-17-033	296-800-16035	NEW	01-11-038	296-800-23010	AMD-X	01-18-083
296-307-59010	NEW-P	01-12-103	296-800-16040	NEW	01-11-038	296-800-23015	NEW	01-11-038
296-307-59010	NEW	01-17-033	296-800-16045	NEW	01-11-038	296-800-23020	NEW	01-11-038
296-350	PREP	01-09-093	296-800-16050	NEW	01-11-038	296-800-23025	NEW	01-11-038
296-350-60025	REP-P	01-12-103	296-800-16050	AMD-X	01-18-083	296-800-23025	AMD-X	01-18-083
296-350-60025	REP	01-17-033	296-800-16055	NEW	01-11-038	296-800-23030	NEW	01-11-038
296-400A	PREP	01-05-116	296-800-16060	NEW	01-11-038	296-800-23035	NEW	01-11-038
296-400A	PREP	01-13-099	296-800-16065	NEW	01-11-038	296-800-240	NEW	01-11-038
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296-401B	PREP	01-15-104	296-800-170	NEW	01-11-038	296-800-24010	NEW	01-11-038
296-401B-700	AMD-P	01-09-090	296-800-170	AMD-X	01-18-083	296-800-24010	AMD-X	01-18-083
296-401B-700	AMD	01-12-035	296-800-17005	NEW	01-11-038	296-800-250	NEW	01-11-038
296-402A	PREP	01-15-103	296-800-17005	AMD-X	01-18-083	296-800-250	AMD-X	01-18-083
296-403	PREP	01-15-103	296-800-17010	NEW	01-11-038	296-800-25005	NEW	01-11-038
296-800	PREP	01-09-093	296-800-17010	AMD-X	01-18-083	296-800-25005	AMD-X	01-18-083
296-800-100	NEW	01-11-038	296-800-17015	NEW	01-11-038	296-800-25010	NEW	01-11-038
296-800-100	AMD-X	01-18-083	296-800-17015	AMD-X	01-18-083	296-800-25015	NEW	01-11-038
296-800-110	NEW	01-11-038	296-800-17020	NEW	01-11-038	296-800-25015	AMD-X	01-18-083
296-800-110	AMD-X	01-18-083	296-800-17020	AMD-X	01-18-083	296-800-260	NEW	01-11-038
296-800-11005	NEW	01-11-038	296-800-17025	NEW	01-11-038	296-800-26005	NEW	01-11-038
296-800-11005	AMD-X	01-18-083	296-800-17025	AMD-X	01-18-083	296-800-26010	NEW	01-11-038
296-800-11010	NEW	01-11-038	296-800-17030	NEW	01-11-038	296-800-26010	AMD-X	01-18-083
296-800-11015	NEW	01-11-038	296-800-17030	AMD-X	01-18-083	296-800-270	NEW	01-11-038
296-800-11020	NEW	01-11-038	296-800-17035	NEW	01-11-038	296-800-27005	NEW	01-11-038
296-800-11020	AMD-X	01-18-083	296-800-17035	AMD-X	01-18-083	296-800-27010	NEW	01-11-038
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296-800-27020	AMD-X	01-18-083	296-800-31075	NEW	01-11-038	296-800-360	NEW	01-11-038
296-800-27025	NEW-W	01-14-071	296-800-31080	NEW	01-11-038	296-800-36005	NEW	01-11-038
296-800-280	NEW	01-11-038	296-800-320	NEW	01-11-038	296-800-370	NEW	01-11-038
296-800-280	AMD-X	01-18-083	296-800-320	AMD-X	01-18-083	296-800-370	AMD-X	01-18-083
296-800-28005	NEW	01-11-038	296-800-32005	NEW	01-11-038	308-08-085	AMD	01-03-129
296-800-28005	AMD-X	01-18-083	296-800-32005	AMD-X	01-18-083	308-08-600	AMD-P	01-21-109
296-800-28010	NEW	01-11-038	296-800-32010	NEW	01-11-038	308-13-150	AMD	01-04-002
296-800-28010	AMD-X	01-18-083	296-800-32015	NEW	01-11-038	308-13-150	PREP	01-09-026
296-800-28015	NEW	01-11-038	296-800-32020	NEW	01-11-038	308-13-150	AMD-P	01-12-063
296-800-28020	NEW	01-11-038	296-800-32025	NEW	01-11-038	308-13-150	AMD	01-15-034
296-800-28020	AMD-X	01-18-083	296-800-32030	NEW-W	01-14-071	308-14	PREP	01-20-102
296-800-28022	NEW	01-11-038	296-800-330	NEW	01-11-038	308-15-010	NEW-P	01-07-101
296-800-28025	NEW	01-11-038	296-800-340	NEW	01-11-038	308-15-010	NEW	01-12-023
296-800-28025	AMD-X	01-18-083	296-800-350	NEW	01-11-038	308-15-020	NEW-P	01-07-101
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296-800-28035	NEW	01-11-038	296-800-35004	NEW	01-11-038	308-15-030	NEW	01-12-023
296-800-28040	NEW	01-11-038	296-800-35006	NEW	01-11-038	308-15-040	NEW-P	01-07-101
296-800-28040	AMD-X	01-18-083	296-800-35008	NEW	01-11-038	308-15-040	NEW	01-12-023
296-800-28045	NEW	01-11-038	296-800-35010	NEW	01-11-038	308-15-050	NEW-P	01-07-101
296-800-28045	NEW	01-11-038	296-800-35010	AMD-X	01-18-083	308-15-050	NEW	01-12-023
296-800-290	NEW	01-11-038	296-800-35012	NEW	01-11-038	308-15-060	NEW-P	01-07-101
296-800-29005	NEW	01-11-038	296-800-35012	AMD-X	01-18-083	308-15-060	NEW	01-12-023
296-800-29010	NEW	01-11-038	296-800-35016	NEW	01-11-038	308-15-070	NEW-P	01-07-101
296-800-29015	NEW	01-11-038	296-800-35018	NEW	01-11-038	308-15-070	NEW	01-12-023
296-800-29015	AMD-X	01-18-083	296-800-35020	NEW	01-11-038	308-15-075	NEW-P	01-07-101
296-800-29020	NEW	01-11-038	296-800-35022	NEW	01-11-038	308-15-075	NEW	01-12-023
296-800-29025	NEW	01-11-038	296-800-35024	NEW	01-11-038	308-15-080	NEW-P	01-07-101
296-800-29025	AMD-X	01-18-083	296-800-35026	NEW	01-11-038	308-15-080	NEW	01-12-023
296-800-29030	NEW	01-11-038	296-800-35026	AMD-X	01-18-083	308-15-090	NEW-P	01-07-101
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296-800-29040	NEW	01-11-038	296-800-35030	AMD-X	01-18-083	308-15-100	NEW	01-12-023
296-800-29045	NEW-W	01-14-071	296-800-35032	NEW	01-11-038	308-15-101	NEW-P	01-07-101
296-800-300	NEW	01-11-038	296-800-35032	NEW	01-11-038	308-15-101	NEW	01-12-023
296-800-300	AMD-X	01-18-083	296-800-35038	NEW	01-11-038	308-15-102	NEW-P	01-07-101
296-800-30005	NEW	01-11-038	296-800-35040	NEW	01-11-038	308-15-102	NEW	01-12-023
296-800-30010	NEW	01-11-038	296-800-35040	AMD-X	01-18-083	308-15-103	NEW-P	01-07-101
296-800-30010	AMD-X	01-18-083	296-800-35042	NEW	01-11-038	308-15-103	NEW	01-12-023
296-800-30015	NEW	01-11-038	296-800-35044	NEW	01-11-038	308-15-150	NEW-P	01-07-100
296-800-30020	NEW	01-11-038	296-800-35046	NEW	01-11-038	308-15-150	NEW	01-12-022
296-800-30020	AMD-X	01-18-083	296-800-35048	NEW	01-11-038	308-20	PREP	01-14-089
296-800-30025	NEW	01-11-038	296-800-35048	AMD-X	01-18-083	308-20	PREP	01-20-100
296-800-310	NEW	01-11-038	296-800-35049	NEW	01-11-038	308-20	PREP	01-22-058
296-800-310	AMD-X	01-18-083	296-800-35050	NEW	01-11-038	308-29-010	AMD-P	01-03-130
296-800-31005	NEW	01-11-038	296-800-35050	AMD-X	01-18-083	308-29-010	AMD	01-11-132
296-800-31010	NEW	01-11-038	296-800-35052	NEW	01-11-038	308-29-020	AMD-P	01-03-130
296-800-31010	AMD-X	01-18-083	296-800-35056	NEW	01-11-038	308-29-020	AMD	01-11-132
296-800-31015	NEW	01-11-038	296-800-35062	NEW	01-11-038	308-29-025	NEW-P	01-03-130
296-800-31020	NEW	01-11-038	296-800-35062	AMD-X	01-18-083	308-29-025	NEW	01-11-132
296-800-31025	NEW	01-11-038	296-800-35063	NEW	01-11-038	308-29-030	AMD-P	01-03-130
296-800-31030	NEW	01-11-038	296-800-35064	NEW	01-11-038	308-29-030	AMD	01-11-132
296-800-31035	NEW	01-11-038	296-800-35064	AMD-X	01-18-083	308-29-045	AMD-P	01-03-130
296-800-31035	AMD-X	01-18-083	296-800-35065	NEW	01-11-038	308-29-045	AMD	01-11-132
296-800-31040	NEW	01-11-038	296-800-35066	NEW	01-11-038	308-29-050	AMD-P	01-03-130
296-800-31045	NEW	01-11-038	296-800-35066	AMD-X	01-18-083	308-29-050	AMD	01-11-132
296-800-31050	NEW	01-11-038	296-800-35072	NEW	01-11-038	308-29-060	AMD-P	01-03-130
296-800-31053	NEW	01-11-038	296-800-35076	NEW	01-11-038	308-29-060	AMD	01-11-132
296-800-31055	NEW	01-11-038	296-800-35078	NEW	01-11-038	308-29-070	AMD-P	01-03-130
296-800-31060	NEW	01-11-038	296-800-35080	NEW	01-11-038	308-29-070	AMD	01-11-132
296-800-31065	NEW	01-11-038	296-800-35082	NEW	01-11-038	308-29-080	AMD-P	01-03-130
296-800-31067	NEW	01-11-038	296-800-35084	NEW	01-11-038			

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308-29-080	AMD	01-11-132	308-57-120	REP	01-12-099	308-72-615	REP-P	01-17-011
308-29-090	NEW-P	01-03-130	308-57-130	REP-P	01-05-106	308-72-615	REP	01-22-072
308-29-090	NEW	01-11-132	308-57-130	REP-W	01-07-029	308-72-620	REP-P	01-17-011
308-29-100	NEW-P	01-03-130	308-57-130	REP-P	01-08-051	308-72-620	REP	01-22-072
308-29-100	NEW	01-11-132	308-57-130	REP	01-12-099	308-72-630	REP-P	01-17-011
308-29-110	NEW-P	01-03-130	308-57-135	REP-P	01-05-106	308-72-630	REP	01-22-072
308-29-110	NEW	01-11-132	308-57-135	REP-W	01-07-029	308-72-640	REP-P	01-17-011
308-29-120	NEW-P	01-03-130	308-57-135	REP-P	01-08-051	308-72-640	REP	01-22-072
308-29-120	NEW	01-11-132	308-57-135	REP	01-12-099	308-72-650	REP-P	01-17-011
308-32-100	REP	01-03-065	308-57-140	AMD-P	01-05-106	308-72-650	REP	01-22-072
308-32-110	REP	01-03-065	308-57-140	AMD-W	01-07-029	308-72-660	REP-P	01-17-011
308-32-120	REP	01-03-065	308-57-140	AMD-P	01-08-051	308-72-660	REP	01-22-072
308-56A	PREP	01-17-060	308-57-140	AMD	01-12-099	308-72-665	REP-P	01-17-011
308-56A-021	AMD-P	01-03-072	308-57-210	A/R-P	01-05-106	308-72-665	REP	01-22-072
308-56A-021	AMD	01-08-022	308-57-210	AMD-W	01-07-029	308-72-670	REP-P	01-17-011
308-56A-065	AMD-P	01-03-072	308-57-210	AMD-P	01-08-051	308-72-670	REP	01-22-072
308-56A-065	AMD	01-08-022	308-57-210	AMD	01-12-099	308-72-680	REP-P	01-17-011
308-56A-090	AMD-P	01-21-086	308-57-230	AMD-P	01-05-106	308-72-680	REP	01-22-072
308-56A-095	REP-P	01-21-086	308-57-230	AMD-W	01-07-029	308-72-690	REP-P	01-17-011
308-56A-115	AMD-E	01-14-062	308-57-230	AMD-P	01-08-051	308-72-690	REP	01-22-072
308-56A-115	AMD-P	01-15-083	308-57-230	AMD	01-12-099	308-72-700	REP-P	01-17-011
308-56A-115	AMD	01-20-010	308-57-240	AMD-P	01-05-106	308-72-700	REP	01-22-072
308-56A-150	PREP	01-11-083	308-57-240	AMD-W	01-07-029	308-72-710	REP-P	01-17-011
308-56A-150	AMD-E	01-14-062	308-57-240	AMD-P	01-08-051	308-72-710	REP	01-22-072
308-56A-150	AMD-P	01-15-083	308-57-240	AMD	01-12-099	308-72-800	NEW-P	01-17-011
308-56A-150	AMD	01-20-010	308-57-500	REP-P	01-05-106	308-72-800	NEW	01-22-072
308-56A-270	AMD-P	01-21-086	308-57-500	REP-W	01-07-029	308-72-805	NEW-P	01-17-011
308-56A-310	AMD-P	01-03-072	308-57-500	REP-P	01-08-051	308-72-805	NEW	01-22-072
308-56A-310	AMD	01-08-022	308-57-500	REP	01-12-099	308-72-810	NEW-P	01-17-011
308-56A-310	AMD-P	01-17-086	308-63-010	AMD	01-03-141	308-72-810	NEW	01-22-072
308-56A-310	AMD	01-21-071	308-63-040	AMD	01-03-141	308-72-815	NEW-P	01-17-011
308-56A-335	AMD	01-03-002	308-63-070	AMD	01-03-141	308-72-815	NEW	01-22-072
308-56A-355	REP	01-03-002	308-63-100	AMD	01-03-141	308-72-820	NEW-P	01-17-011
308-56A-460	AMD-E	01-14-062	308-72-500	REP-P	01-17-011	308-72-820	NEW	01-22-072
308-56A-460	AMD-P	01-15-083	308-72-500	REP	01-22-072	308-72-830	NEW-P	01-17-011
308-56A-460	AMD	01-20-010	308-72-501	REP-P	01-17-011	308-72-830	NEW	01-22-072
308-56A-500	PREP	01-17-060	308-72-501	REP	01-22-072	308-72-835	NEW-P	01-17-011
308-56A-505	AMD-P	01-06-018	308-72-503	REP-P	01-17-011	308-72-835	NEW	01-22-072
308-56A-505	AMD	01-11-069	308-72-503	REP	01-22-072	308-72-840	NEW-P	01-17-011
308-57-005	AMD-P	01-05-106	308-72-505	REP-P	01-17-011	308-72-840	NEW	01-22-072
308-57-005	AMD-W	01-07-029	308-72-505	REP	01-22-072	308-72-845	NEW-P	01-17-011
308-57-005	AMD-P	01-08-051	308-72-509	REP-P	01-17-011	308-72-845	NEW	01-22-072
308-57-005	AMD	01-12-099	308-72-509	REP	01-22-072	308-72-850	NEW-P	01-17-011
308-57-010	AMD-P	01-05-106	308-72-50901	NEW-X	01-20-070	308-72-850	NEW	01-22-072
308-57-010	AMD-W	01-07-029	308-72-512	REP-P	01-17-011	308-72-855	NEW-P	01-17-011
308-57-010	AMD-P	01-08-051	308-72-512	REP	01-22-072	308-72-855	NEW	01-22-072
308-57-010	AMD	01-12-099	308-72-540	REP-P	01-17-011	308-72-860	NEW-P	01-17-011
308-57-020	AMD-P	01-05-106	308-72-540	REP	01-22-072	308-72-860	NEW	01-22-072
308-57-020	AMD-W	01-07-029	308-72-542	REP-P	01-17-011	308-72-865	NEW-P	01-17-011
308-57-020	AMD-P	01-08-051	308-72-542	REP	01-22-072	308-72-865	NEW	01-22-072
308-57-020	AMD	01-12-099	308-72-550	REP-P	01-17-011	308-72-870	NEW-P	01-17-011
308-57-030	AMD-P	01-05-106	308-72-550	REP	01-22-072	308-72-870	NEW	01-22-072
308-57-030	AMD-W	01-07-029	308-72-555	REP-P	01-17-011	308-72-880	NEW-P	01-17-011
308-57-030	AMD-P	01-08-051	308-72-555	REP	01-22-072	308-72-880	NEW	01-22-072
308-57-030	AMD	01-12-099	308-72-557	REP-P	01-17-011	308-72-885	NEW-P	01-17-011
308-57-110	AMD-P	01-05-106	308-72-557	REP	01-22-072	308-72-885	NEW	01-22-072
308-57-110	AMD-W	01-07-029	308-72-560	REP-P	01-17-011	308-72-890	NEW-P	01-17-011
308-57-110	AMD-P	01-08-051	308-72-560	REP	01-22-072	308-72-890	NEW	01-22-072
308-57-110	AMD	01-12-099	308-72-570	REP-P	01-17-011	308-72-895	NEW-P	01-17-011
308-57-120	REP-P	01-05-106	308-72-570	REP	01-22-072	308-72-895	NEW	01-22-072
308-57-120	REP-W	01-07-029	308-72-610	REP-P	01-17-011	308-72-900	NEW-P	01-17-011
308-57-120	REP-P	01-08-051	308-72-610	REP	01-22-072	308-72-900	NEW	01-22-072

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-72-905	NEW-P	01-17-011	308-77-110	REP	01-22-073	308-93-056	AMD	01-03-128
308-72-905	NEW	01-22-072	308-77-112	NEW-P	01-17-010	308-93-060	AMD-P	01-03-017
308-72-910	NEW-P	01-17-011	308-77-112	NEW	01-22-073	308-93-060	AMD	01-08-021
308-72-910	NEW	01-22-072	308-77-114	NEW-P	01-17-010	308-93-069	AMD-P	01-03-017
308-72-915	NEW-P	01-17-011	308-77-114	NEW	01-22-073	308-93-069	AMD	01-08-021
308-72-915	NEW	01-22-072	308-77-115	REP-P	01-17-010	308-93-070	AMD-P	01-03-017
308-72-920	NEW-P	01-17-011	308-77-115	REP	01-22-073	308-93-070	AMD	01-08-021
308-72-920	NEW	01-22-072	308-77-116	NEW-P	01-17-010	308-93-071	AMD-P	01-03-017
308-72-925	NEW-P	01-17-011	308-77-116	NEW	01-22-073	308-93-071	AMD	01-08-021
308-72-925	NEW	01-22-072	308-77-150	REP-P	01-17-010	308-93-073	REP-P	01-03-017
308-72-930	NEW-P	01-17-011	308-77-150	REP	01-22-073	308-93-073	REP	01-08-021
308-72-930	NEW	01-22-072	308-77-160	REP-P	01-17-010	308-93-078	AMD-P	01-03-017
308-77-005	NEW-P	01-17-010	308-77-160	REP	01-22-073	308-93-078	AMD	01-08-021
308-77-005	NEW	01-22-073	308-77-165	REP-P	01-17-010	308-93-079	AMD	01-03-128
308-77-010	REP-P	01-17-010	308-77-165	REP	01-22-073	308-93-087	AMD-P	01-11-084
308-77-010	REP	01-22-073	308-77-190	REP-P	01-17-010	308-93-087	AMD	01-16-105
308-77-015	NEW-P	01-17-010	308-77-190	REP	01-22-073	308-93-088	AMD-P	01-11-084
308-77-015	NEW	01-22-073	308-77-215	REP-P	01-17-010	308-93-088	AMD	01-16-105
308-77-020	REP-P	01-17-010	308-77-215	REP	01-22-073	308-93-089	NEW-P	01-11-084
308-77-020	REP	01-22-073	308-77-220	REP-P	01-17-010	308-93-089	NEW	01-16-105
308-77-025	NEW-P	01-17-010	308-77-220	REP	01-22-073	308-93-090	AMD	01-03-128
308-77-025	NEW	01-22-073	308-77-225	REP-P	01-17-010	308-93-145	PREP	01-05-076
308-77-035	NEW-P	01-17-010	308-77-225	REP	01-22-073	308-93-145	AMD-P	01-08-052
308-77-035	NEW	01-22-073	308-77-230	REP-P	01-17-010	308-93-145	AMD	01-11-100
308-77-040	REP-P	01-17-010	308-77-230	REP	01-22-073	308-93-160	AMD	01-03-128
308-77-040	REP	01-22-073	308-77-250	REP-P	01-17-010	308-93-285	AMD-P	01-03-017
308-77-04401	NEW-X	01-20-070	308-77-250	REP	01-22-073	308-93-285	AMD	01-08-021
308-77-050	REP-P	01-17-010	308-77-260	REP-P	01-17-010	308-93-350	AMD-P	01-03-017
308-77-050	REP	01-22-073	308-77-260	REP	01-22-073	308-93-350	AMD	01-08-021
308-77-075	NEW-P	01-17-010	308-78-010	AMD-P	01-03-083	308-93-360	AMD-P	01-03-017
308-77-075	NEW	01-22-073	308-78-010	AMD	01-08-083	308-93-360	AMD	01-08-021
308-77-085	NEW-P	01-17-010	308-78-020	AMD-P	01-03-083	308-93-370	AMD-P	01-17-086
308-77-085	NEW	01-22-073	308-78-020	AMD	01-08-083	308-93-370	AMD	01-21-071
308-77-091	REP-P	01-17-010	308-78-030	AMD-P	01-03-083	308-93-380	AMD-P	01-17-086
308-77-091	REP	01-22-073	308-78-030	AMD	01-08-083	308-93-380	AMD	01-21-071
308-77-092	NEW-P	01-17-010	308-78-035	NEW-P	01-03-083	308-93-390	AMD-P	01-03-072
308-77-092	NEW	01-22-073	308-78-035	NEW	01-08-083	308-93-390	AMD	01-08-022
308-77-093	NEW-P	01-17-010	308-78-040	AMD-P	01-03-083	308-93-400	AMD-P	01-17-086
308-77-093	NEW	01-22-073	308-78-040	AMD	01-08-083	308-93-400	AMD	01-21-071
308-77-095	REP-P	01-17-010	308-78-045	AMD-P	01-03-083	308-93-445	NEW-P	01-17-086
308-77-095	REP	01-22-073	308-78-045	AMD	01-08-083	308-93-445	NEW	01-21-071
308-77-097	NEW-P	01-17-010	308-78-046	NEW-P	01-03-083	308-93-490	AMD-P	01-17-086
308-77-097	NEW	01-22-073	308-78-046	NEW	01-08-083	308-93-490	AMD	01-21-071
308-77-099	NEW-P	01-17-010	308-78-060	REP-P	01-03-083	308-93-500	AMD-P	01-17-086
308-77-099	NEW	01-22-073	308-78-060	REP	01-08-083	308-93-500	AMD	01-21-071
308-77-101	NEW-P	01-17-010	308-78-070	AMD-P	01-03-083	308-93-510	AMD-P	01-17-086
308-77-101	NEW	01-22-073	308-78-070	AMD	01-08-083	308-93-510	AMD	01-21-071
308-77-102	NEW-P	01-17-010	308-78-075	NEW-P	01-03-083	308-93-640	AMD-P	01-03-017
308-77-102	NEW	01-22-073	308-78-075	NEW	01-08-083	308-93-640	AMD	01-08-021
308-77-103	NEW-P	01-17-010	308-78-080	AMD-P	01-03-083	308-93-660	REP-P	01-11-084
308-77-103	NEW	01-22-073	308-78-080	AMD	01-08-083	308-93-660	REP	01-16-105
308-77-104	NEW-P	01-17-010	308-78-090	AMD-P	01-03-083	308-94-030	AMD-P	01-06-049
308-77-104	NEW	01-22-073	308-78-090	AMD	01-08-083	308-94-030	AMD	01-11-070
308-77-105	REP-P	01-17-010	308-90	PREP	01-19-002	308-94-050	AMD-P	01-06-049
308-77-105	REP	01-22-073	308-93	PREP	01-05-076	308-94-050	AMD	01-11-070
308-77-106	NEW-P	01-17-010	308-93-010	AMD	01-03-128	308-94-080	AMD-P	01-06-049
308-77-106	NEW	01-22-073	308-93-010	PREP	01-14-078	308-94-080	AMD	01-11-070
308-77-107	NEW-P	01-17-010	308-93-010	AMD-P	01-17-087	308-94-100	AMD-P	01-06-049
308-77-107	NEW	01-22-073	308-93-010	AMD	01-21-072	308-94-100	AMD	01-11-070
308-77-109	NEW-P	01-17-010	308-93-030	AMD	01-03-128	308-94-105	NEW-P	01-06-049
308-77-109	NEW	01-22-073	308-93-050	AMD	01-03-128	308-94-105	NEW	01-11-070
308-77-110	REP-P	01-17-010	308-93-055	AMD	01-03-128	308-94A-005	AMD-P	01-08-050

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308-94A-005	AMD	01-13-008	308-96A-260	AMD	01-17-017	308-330-464	AMD-P	01-21-111
308-94A-010	AMD-P	01-08-050	308-96A-295	AMD-P	01-04-062	308-330-481	AMD-P	01-21-111
308-94A-010	AMD	01-13-008	308-96A-295	AMD	01-09-079	308-330-705	AMD-P	01-21-111
308-94A-015	AMD-P	01-08-050	308-96A-300	AMD-P	01-11-090	308-390-100	NEW-P	01-07-084
308-94A-015	AMD	01-13-008	308-96A-300	AMD	01-17-017	308-390-100	NEW	01-10-056
308-94A-020	AMD-P	01-08-050	308-96A-345	REP-P	01-11-090	308-390-101	NEW-P	01-07-084
308-94A-020	AMD	01-13-008	308-96A-345	REP	01-17-017	308-390-101	NEW	01-10-056
308-94A-025	AMD-P	01-08-050	308-96A-350	AMD-P	01-13-060	308-390-102	NEW-P	01-07-084
308-94A-025	AMD	01-13-008	308-96A-350	AMD	01-17-091	308-390-102	NEW	01-10-056
308-94A-030	AMD-P	01-08-050	308-96A-355	AMD-P	01-13-060	308-390-103	NEW-P	01-07-084
308-94A-030	AMD	01-13-008	308-96A-355	AMD	01-17-091	308-390-103	NEW	01-10-056
308-96A-005	AMD-P	01-11-090	308-96A-365	AMD-P	01-13-060	308-390-104	NEW-P	01-07-084
308-96A-005	AMD	01-17-017	308-96A-365	AMD	01-17-091	308-390-104	NEW	01-10-056
308-96A-015	AMD-P	01-11-090	308-96A-400	AMD-P	01-05-106	308-390-105	NEW-P	01-07-084
308-96A-015	AMD	01-17-017	308-96A-400	AMD-W	01-07-029	308-390-105	NEW	01-10-056
308-96A-026	AMD-P	01-11-090	308-96A-400	AMD-P	01-08-051	308-390-106	NEW-P	01-07-084
308-96A-026	AMD	01-17-017	308-96A-400	AMD	01-12-099	308-390-106	NEW	01-10-056
308-96A-065	AMD-P	01-04-017	308-96A-410	REP-P	01-05-106	308-390-107	NEW-P	01-07-084
308-96A-065	AMD	01-10-069	308-96A-410	REP-W	01-07-029	308-390-107	NEW	01-10-056
308-96A-066	REP-P	01-04-017	308-96A-410	REP-P	01-08-051	308-390-108	NEW-P	01-07-084
308-96A-066	REP	01-10-069	308-96A-410	REP	01-12-099	308-390-108	NEW	01-10-056
308-96A-067	REP-P	01-04-017	308-96A-550	AMD-P	01-04-017	308-390-109	NEW-P	01-07-084
308-96A-067	REP	01-10-069	308-96A-550	AMD	01-10-069	308-390-109	NEW	01-10-056
308-96A-068	REP-P	01-04-017	308-96A-560	AMD-P	01-04-017	308-390-200	NEW-P	01-07-084
308-96A-068	REP	01-10-069	308-96A-560	AMD	01-10-069	308-390-200	NEW	01-10-056
308-96A-070	AMD-P	01-04-017	308-97-230	AMD-P	01-05-106	308-390-201	NEW-P	01-07-084
308-96A-070	AMD	01-10-069	308-97-230	AMD-W	01-07-029	308-390-201	NEW	01-10-056
308-96A-071	AMD-P	01-04-017	308-97-230	AMD-P	01-13-061	308-390-202	NEW-P	01-07-084
308-96A-071	AMD	01-10-069	308-97-230	AMD	01-17-085	308-390-202	NEW	01-10-056
308-96A-072	AMD-P	01-04-017	308-100-140	AMD-P	01-04-075	308-390-203	NEW-P	01-07-084
308-96A-072	AMD	01-10-069	308-100-140	AMD	01-09-062	308-390-203	NEW	01-10-056
308-96A-073	AMD-P	01-04-017	308-100-140	AMD-P	01-21-112	308-390-204	NEW-P	01-07-084
308-96A-073	AMD	01-10-069	308-103-010	NEW-P	01-21-109	308-390-204	NEW	01-10-056
308-96A-074	AMD-P	01-04-017	308-103-020	NEW-P	01-21-109	308-390-300	NEW-P	01-07-084
308-96A-074	AMD	01-10-069	308-103-030	NEW-P	01-21-109	308-390-300	NEW	01-10-056
308-96A-099	AMD-P	01-05-106	308-103-040	NEW-P	01-21-109	308-390-301	NEW-P	01-07-084
308-96A-099	AMD-W	01-07-029	308-103-050	NEW-P	01-21-109	308-390-301	NEW	01-10-056
308-96A-099	AMD-P	01-08-051	308-103-060	NEW-P	01-21-109	308-390-302	NEW-P	01-07-084
308-96A-099	AMD	01-12-099	308-103-070	NEW-P	01-21-109	308-390-302	NEW	01-10-056
308-96A-135	REP-P	01-05-106	308-103-080	NEW-P	01-21-109	308-390-303	NEW-P	01-07-084
308-96A-135	REP-W	01-07-029	308-103-090	NEW-P	01-21-109	308-390-303	NEW	01-10-056
308-96A-135	AMD-P	01-08-051	308-103-100	NEW-P	01-21-109	308-390-304	NEW-P	01-07-084
308-96A-135	AMD	01-12-099	308-103-110	NEW-P	01-21-109	308-390-304	NEW	01-10-056
308-96A-145	AMD-P	01-05-106	308-103-120	NEW-P	01-21-109	308-390-305	NEW-P	01-07-084
308-96A-145	AMD-W	01-07-029	308-103-130	NEW-P	01-21-109	308-390-305	NEW	01-10-056
308-96A-145	AMD-P	01-08-051	308-103-140	NEW-P	01-21-109	308-390-306	NEW-P	01-07-084
308-96A-145	AMD	01-12-099	308-103-150	NEW-P	01-21-109	308-390-306	NEW	01-10-056
308-96A-175	AMD-P	01-04-017	308-103-160	NEW-P	01-21-109	308-390-307	NEW-P	01-07-084
308-96A-175	AMD	01-10-069	308-103-170	NEW-P	01-21-109	308-390-307	NEW	01-10-056
308-96A-176	AMD-P	01-04-017	308-103-180	NEW-P	01-21-109	308-390-308	NEW-P	01-07-084
308-96A-176	AMD	01-10-069	308-103-190	NEW-P	01-21-109	308-390-308	NEW	01-10-056
308-96A-177	NEW-P	01-04-017	308-104-018	AMD-P	01-21-110	308-390-309	NEW-P	01-07-084
308-96A-177	NEW	01-10-069	308-124A-460	PREP	01-17-058	308-390-309	NEW	01-10-056
308-96A-202	AMD-P	01-05-106	308-124B-050	PREP	01-08-095	308-390-310	NEW-P	01-07-084
308-96A-202	AMD-W	01-07-029	308-124H-061	PREP	01-08-096	308-390-310	NEW	01-10-056
308-96A-202	AMD-P	01-08-051	308-125-120	PREP	01-16-004	308-390-311	NEW-P	01-07-084
308-96A-202	AMD	01-12-099	308-125-200	AMD-P	01-21-024	308-390-311	NEW	01-10-056
308-96A-203	AMD-P	01-05-106	308-127	PREP	01-20-101	308-390-312	NEW-P	01-07-084
308-96A-203	AMD-W	01-07-029	308-127-160	PREP	01-22-059	308-390-312	NEW	01-10-056
308-96A-203	AMD-P	01-08-051	308-330-305	AMD-P	01-21-111	308-390-313	NEW-P	01-07-084
308-96A-203	AMD	01-12-099	308-330-307	AMD-P	01-21-111	308-390-313	NEW	01-10-056
308-96A-260	AMD-P	01-11-090	308-330-320	AMD-P	01-21-111	308-390-314	NEW-P	01-07-084

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-390-314	NEW	01-10-056	308-400-120	REP-P	01-07-084	314- 08-210	REP	01-11-058
308-390-315	NEW-P	01-07-084	308-400-120	REP	01-10-056	314- 08-220	REP-S	01-06-062
308-390-315	NEW	01-10-056	308-410	REP-P	01-07-084	314- 08-220	REP	01-11-058
308-390-400	NEW-P	01-07-084	308-410-010	REP-P	01-07-084	314- 08-230	REP-S	01-06-062
308-390-400	NEW	01-10-056	308-410-010	REP	01-10-056	314- 08-230	REP	01-11-058
308-390-401	NEW-P	01-07-084	308-410-020	REP-P	01-07-084	314- 08-240	REP-S	01-06-062
308-390-401	NEW	01-10-056	308-410-020	REP	01-10-056	314- 08-240	REP	01-11-058
308-390-402	NEW-P	01-07-084	308-410-030	REP-P	01-07-084	314- 08-250	REP-S	01-06-062
308-390-402	NEW	01-10-056	308-410-030	REP	01-10-056	314- 08-250	REP	01-11-058
308-390-403	NEW-P	01-07-084	308-410-040	REP-P	01-07-084	314- 08-260	REP-S	01-06-062
308-390-403	NEW	01-10-056	308-410-040	REP	01-10-056	314- 08-260	REP	01-11-058
308-390-500	NEW-P	01-07-084	308-410-060	REP-P	01-07-084	314- 08-270	REP-S	01-06-062
308-390-500	NEW	01-10-056	308-410-060	REP	01-10-056	314- 08-270	REP	01-11-058
308-390-501	NEW-P	01-07-084	308-410-070	REP-P	01-07-084	314- 08-280	REP-S	01-06-062
308-390-501	NEW	01-10-056	308-410-070	REP	01-10-056	314- 08-280	REP	01-11-058
308-390-502	NEW-P	01-07-084	308-420	PREP	01-20-103	314- 08-290	REP-S	01-06-062
308-390-502	NEW	01-10-056	308-420	PREP	01-22-060	314- 08-290	REP	01-11-058
308-390-503	NEW-P	01-07-084	314- 01-005	NEW	01-06-016	314- 08-300	REP-S	01-06-062
308-390-503	NEW	01-10-056	314- 04-005	REP	01-03-086	314- 08-300	REP	01-11-058
308-390-504	NEW-P	01-07-084	314- 04-006	REP	01-03-086	314- 08-310	REP-S	01-06-062
308-390-504	NEW	01-10-056	314- 04-007	REP	01-03-086	314- 08-310	REP	01-11-058
308-390-505	NEW-P	01-07-084	314- 08-001	REP-S	01-06-062	314- 08-320	REP-S	01-06-062
308-390-505	NEW	01-10-056	314- 08-001	REP	01-11-058	314- 08-320	REP	01-11-058
308-390-600	NEW-P	01-07-084	314- 08-010	REP-S	01-06-062	314- 08-330	REP-S	01-06-062
308-390-600	NEW	01-10-056	314- 08-010	REP	01-11-058	314- 08-330	REP	01-11-058
308-390-601	NEW-P	01-07-084	314- 08-020	REP-S	01-06-062	314- 08-340	REP-S	01-06-062
308-390-601	NEW	01-10-056	314- 08-020	REP	01-11-058	314- 08-340	REP	01-11-058
308-390-602	NEW-P	01-07-084	314- 08-030	REP-S	01-06-062	314- 08-350	REP-S	01-06-062
308-390-602	NEW	01-10-056	314- 08-030	REP	01-11-058	314- 08-350	REP	01-11-058
308-390-603	NEW-P	01-07-084	314- 08-040	REP-S	01-06-062	314- 08-360	REP-S	01-06-062
308-390-603	NEW	01-10-056	314- 08-040	REP	01-11-058	314- 08-360	REP	01-11-058
308-400	REP-P	01-07-084	314- 08-050	REP-S	01-06-062	314- 08-370	REP-S	01-06-062
308-400-010	REP-P	01-07-084	314- 08-050	REP	01-11-058	314- 08-370	REP	01-11-058
308-400-010	REP	01-10-056	314- 08-070	REP-S	01-06-062	314- 08-380	REP-S	01-06-062
308-400-020	REP-P	01-07-084	314- 08-070	REP	01-11-058	314- 08-380	REP	01-11-058
308-400-020	REP	01-10-056	314- 08-080	REP-S	01-06-062	314- 08-390	REP-S	01-06-062
308-400-025	REP-P	01-07-084	314- 08-080	REP	01-11-058	314- 08-390	REP	01-11-058
308-400-025	REP	01-10-056	314- 08-090	REP-S	01-06-062	314- 08-400	REP-S	01-06-062
308-400-030	REP-P	01-07-084	314- 08-090	REP	01-11-058	314- 08-400	REP	01-11-058
308-400-030	REP	01-10-056	314- 08-100	REP-S	01-06-062	314- 08-410	REP-S	01-06-062
308-400-053	REP-P	01-07-084	314- 08-100	REP	01-11-058	314- 08-410	REP	01-11-058
308-400-053	REP	01-10-056	314- 08-110	REP-S	01-06-062	314- 08-415	REP-S	01-06-062
308-400-056	REP-P	01-07-084	314- 08-110	REP	01-11-058	314- 08-415	REP	01-11-058
308-400-056	REP	01-10-056	314- 08-120	REP-S	01-06-062	314- 08-420	REP-S	01-06-062
308-400-058	REP-P	01-07-084	314- 08-120	REP	01-11-058	314- 08-420	REP	01-11-058
308-400-058	REP	01-10-056	314- 08-130	REP-S	01-06-062	314- 08-430	REP-S	01-06-062
308-400-059	REP-P	01-07-084	314- 08-130	REP	01-11-058	314- 08-430	REP	01-11-058
308-400-059	REP	01-10-056	314- 08-140	REP-S	01-06-062	314- 08-440	REP-S	01-06-062
308-400-060	REP-P	01-07-084	314- 08-140	REP	01-11-058	314- 08-440	REP	01-11-058
308-400-060	REP	01-10-056	314- 08-150	REP-S	01-06-062	314- 08-450	REP-S	01-06-062
308-400-062	REP-P	01-07-084	314- 08-150	REP	01-11-058	314- 08-450	REP	01-11-058
308-400-062	REP	01-10-056	314- 08-160	REP-S	01-06-062	314- 08-460	REP-S	01-06-062
308-400-080	REP-P	01-07-084	314- 08-160	REP	01-11-058	314- 08-460	REP	01-11-058
308-400-080	REP	01-10-056	314- 08-170	REP-S	01-06-062	314- 08-470	REP-S	01-06-062
308-400-092	REP-P	01-07-084	314- 08-170	REP	01-11-058	314- 08-470	REP	01-11-058
308-400-092	REP	01-10-056	314- 08-180	REP-S	01-06-062	314- 08-480	REP-S	01-06-062
308-400-095	REP-P	01-07-084	314- 08-180	REP	01-11-058	314- 08-480	REP	01-11-058
308-400-095	REP	01-10-056	314- 08-190	REP-S	01-06-062	314- 08-490	REP-S	01-06-062
308-400-100	REP-P	01-07-084	314- 08-190	REP	01-11-058	314- 08-490	REP	01-11-058
308-400-100	REP	01-10-056	314- 08-200	REP-S	01-06-062	314- 08-500	REP-S	01-06-062
308-400-110	REP-P	01-07-084	314- 08-200	REP	01-11-058	314- 08-500	REP	01-11-058
308-400-110	REP	01-10-056	314- 08-210	REP-S	01-06-062	314- 08-510	REP-S	01-06-062

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
314-08-510	REP	01-11-058	314-14-080	REP	01-03-085	314-42-040	NEW	01-11-058
314-08-520	REP-S	01-06-062	314-14-090	REP	01-03-085	314-42-045	NEW-S	01-06-062
314-08-520	REP	01-11-058	314-14-100	REP	01-03-085	314-42-045	NEW	01-11-058
314-08-530	REP-S	01-06-062	314-14-110	REP	01-03-085	314-42-050	NEW-S	01-06-062
314-08-530	REP	01-11-058	314-14-120	REP	01-03-085	314-42-050	NEW	01-11-058
314-08-540	REP-S	01-06-062	314-14-130	REP	01-03-085	314-42-055	NEW-W	01-11-075
314-08-540	REP	01-11-058	314-14-140	REP	01-03-085	314-42-060	NEW-S	01-06-062
314-08-550	REP-S	01-06-062	314-14-150	REP	01-03-085	314-42-060	NEW	01-11-058
314-08-550	REP	01-11-058	314-14-160	REP	01-03-085	314-42-065	NEW-S	01-06-062
314-08-560	REP-S	01-06-062	314-14-165	REP	01-03-085	314-42-065	NEW	01-11-058
314-08-560	REP	01-11-058	314-14-170	REP	01-03-085	314-42-070	NEW-S	01-06-062
314-08-570	REP-S	01-06-062	314-16-020	AMD	01-06-014	314-42-070	NEW	01-11-058
314-08-570	REP	01-11-058	314-16-025	REP	01-06-014	314-42-075	NEW-S	01-06-062
314-08-580	REP-S	01-06-062	314-16-030	REP	01-06-014	314-42-075	NEW	01-11-058
314-08-580	REP	01-11-058	314-16-040	AMD	01-06-014	314-42-080	NEW-S	01-06-062
314-08-590	REP-S	01-06-062	314-16-050	REP	01-06-014	314-42-080	NEW	01-11-058
314-08-590	REP	01-11-058	314-16-060	REP	01-06-014	314-42-085	NEW-S	01-06-062
314-09-005	NEW	01-03-087	314-16-070	REP	01-06-014	314-42-085	NEW	01-11-058
314-09-010	NEW	01-03-087	314-16-075	REP	01-06-014	314-42-090	NEW-S	01-06-062
314-09-015	NEW	01-03-087	314-16-090	REP	01-06-014	314-42-090	NEW	01-11-058
314-10-020	REP	01-06-014	314-16-120	REP	01-06-014	314-42-100	NEW-S	01-06-062
314-11-005	NEW	01-06-014	314-16-122	REP	01-06-014	314-42-100	NEW	01-11-058
314-11-015	NEW	01-06-014	314-16-125	REP	01-06-014	314-42-105	NEW-S	01-06-062
314-11-020	NEW	01-06-014	314-16-145	REP	01-06-014	314-42-105	NEW	01-11-058
314-11-025	NEW	01-06-014	314-16-150	REP-W	01-12-082	314-60-040	PREP	01-21-147
314-11-030	NEW	01-06-014	314-16-160	AMD	01-06-014	314-70-020	REP	01-06-014
314-11-035	NEW	01-06-014	314-17-005	NEW	01-03-085	314-70-040	REP	01-06-014
314-11-040	NEW	01-06-014	314-17-010	NEW	01-03-085	314-70-050	REP	01-06-014
314-11-045	NEW	01-06-014	314-17-015	NEW	01-03-085	315-04-085	NEW-S	01-08-037
314-11-050	NEW	01-06-014	314-17-020	NEW	01-03-085	315-04-085	NEW	01-12-039
314-11-055	NEW	01-06-014	314-17-025	NEW	01-03-085	315-06-040	PREP	01-04-040
314-11-060	NEW	01-06-014	314-17-030	NEW	01-03-085	315-06-040	AMD-P	01-08-038
314-11-065	NEW	01-06-014	314-17-035	NEW	01-03-085	315-06-040	AMD	01-12-040
314-11-070	NEW	01-06-014	314-17-040	NEW	01-03-085	315-20	PREP	01-18-023
314-11-080	NEW	01-06-014	314-17-045	NEW	01-03-085	315-20-010	AMD-P	01-22-021
314-11-085	NEW	01-06-014	314-17-050	NEW	01-03-085	315-34	PREP	01-07-013
314-11-090	NEW	01-06-014	314-17-055	NEW	01-03-085	315-34	PREP	01-21-079
314-11-095	NEW	01-06-014	314-17-060	NEW	01-03-085	315-34-040	AMD-P	01-11-082
314-11-100	NEW	01-06-014	314-17-065	NEW	01-03-085	315-34-040	AMD	01-17-022
314-11-105	NEW	01-06-014	314-17-070	NEW	01-03-085	315-34-040	AMD-P	01-11-082
314-11-110	NEW	01-06-014	314-17-075	NEW	01-03-085	315-34-050	AMD-P	01-11-082
314-12-020	AMD	01-03-087	314-17-080	NEW	01-03-085	315-34-050	AMD	01-17-022
314-12-115	REP	01-06-014	314-17-085	NEW	01-03-085	315-34-057	AMD-P	01-11-082
314-12-120	REP	01-06-014	314-17-090	NEW	01-03-085	315-34-057	AMD	01-17-022
314-12-125	REP	01-06-014	314-17-095	NEW	01-03-085	315-36	PREP	01-07-004
314-12-130	REP	01-06-014	314-17-100	NEW	01-03-085	315-36-010	AMD-P	01-11-081
314-12-140	AMD	01-06-015	314-17-105	NEW	01-03-085	315-36-010	AMD	01-17-021
314-12-195	REP	01-06-014	314-17-110	NEW	01-03-085	315-36-030	AMD-P	01-11-081
314-13-005	NEW	01-06-015	314-17-115	NEW	01-03-085	315-36-030	AMD	01-17-021
314-13-010	NEW	01-06-015	314-24-170	REP	01-06-015	315-36-050	AMD-P	01-11-081
314-13-015	NEW	01-06-015	314-29-005	NEW	01-03-086	315-36-050	AMD	01-17-021
314-13-020	NEW	01-06-015	314-29-010	NEW	01-03-086	315-36-090	AMD-P	01-11-081
314-13-025	NEW	01-06-015	314-42-010	PREP	01-06-061	315-36-090	AMD	01-17-021
314-13-030	NEW	01-06-015	314-42-010	AMD-P	01-11-059	315-36-110	AMD-P	01-11-081
314-13-040	NEW	01-06-015	314-42-010	AMD	01-15-049	315-36-110	AMD	01-17-021
314-14-010	REP	01-03-085	314-42-020	NEW-S	01-06-062	317-21-010	REP	01-05-036
314-14-020	REP	01-03-085	314-42-020	NEW	01-11-058	317-21-020	REP	01-05-036
314-14-030	REP	01-03-085	314-42-025	NEW-S	01-06-062	317-21-030	REP	01-05-036
314-14-040	REP	01-03-085	314-42-025	NEW	01-11-058	317-21-040	REP	01-05-036
314-14-050	REP	01-03-085	314-42-030	NEW-S	01-06-062	317-21-050	REP	01-05-036
314-14-060	REP	01-03-085	314-42-030	NEW	01-11-058	317-21-060	REP	01-05-036
314-14-070	REP	01-03-085	314-42-040	NEW-S	01-06-062	317-21-070	REP	01-05-036
						317-21-100	REP	01-05-036

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
317- 21-110	REP	01-05-036	356- 18-220	AMD	01-07-057	359- 39	AMD-P	01-20-105
317- 21-120	REP	01-05-036	356- 22-160	AMD-P	01-12-074	359- 40	AMD-P	01-20-105
317- 21-140	REP	01-05-036	356- 22-160	AMD	01-17-081	359- 48	AMD-P	01-20-105
317- 21-300	REP	01-05-036	356- 22-170	REP-P	01-12-074	363-116-185	AMD-P	01-10-072
317- 21-305	REP	01-05-036	356- 22-170	REP	01-17-081	363-116-185	AMD	01-13-066
317- 21-310	REP	01-05-036	356- 22-220	AMD-W	01-07-056	363-116-185	AMD-P	01-14-086
317- 21-315	REP	01-05-036	356- 26-030	AMD-P	01-16-095	363-116-185	AMD-P	01-14-087
317- 21-320	REP	01-05-036	356- 26-030	AMD-E	01-16-096	363-116-185	AMD-W	01-18-048
317- 21-325	REP	01-05-036	356- 26-030	AMD	01-19-032	363-116-185	AMD	01-18-049
317- 21-330	REP	01-05-036	356- 26-040	AMD-P	01-12-075	363-116-300	AMD-P	01-08-081
317- 21-335	REP	01-05-036	356- 26-040	AMD	01-17-082	363-116-300	AMD	01-12-032
317- 21-340	REP	01-05-036	356- 26-140	AMD-P	01-16-095	363-116-300	AMD-P	01-14-088
317- 21-345	REP	01-05-036	356- 26-140	AMD-E	01-16-096	363-116-300	AMD	01-18-050
317- 21-400	REP	01-05-036	356- 26-140	AMD	01-19-032	365-120-080	PREP	01-11-137
317- 21-410	REP	01-05-036	356- 30-012	NEW-P	01-16-095	365-120-080	AMD-E	01-14-035
317- 21-500	REP	01-05-036	356- 30-012	NEW-E	01-16-096	365-120-080	AMD-E	01-17-063
317- 21-510	REP	01-05-036	356- 30-012	NEW	01-19-032	365-195-900	AMD-P	01-03-166
317- 21-520	REP	01-05-036	356- 30-025	REP-P	01-16-130	365-195-900	AMD	01-08-056
317- 21-530	REP	01-05-036	356- 30-025	REP-C	01-19-031	365-197-010	NEW-P	01-03-165
317- 21-550	REP	01-05-036	356- 30-025	REP-W	01-21-050	365-197-010	NEW	01-13-039
317- 21-560	REP	01-05-036	356- 30-065	AMD-P	01-16-130	365-197-020	NEW-P	01-03-165
317- 21-900	REP	01-05-036	356- 30-065	AMD-C	01-19-031	365-197-020	NEW	01-13-039
317- 21-910	REP	01-05-036	356- 30-065	AMD-W	01-21-050	365-197-030	NEW-P	01-03-165
326- 40-010	REP-X	01-16-156	356- 30-067	AMD-P	01-16-130	365-197-030	NEW	01-13-039
326- 40-020	REP-X	01-16-156	356- 30-067	AMD-C	01-19-031	365-197-040	NEW-P	01-03-165
332- 10-020	AMD-P	01-04-061	356- 30-067	AMD-W	01-21-050	365-197-040	NEW	01-13-039
332- 10-020	AMD	01-07-049	356- 30-140	AMD-P	01-16-130	365-197-050	NEW-P	01-03-165
332- 10-040	AMD-P	01-04-061	356- 30-140	AMD-C	01-19-031	365-197-050	NEW	01-13-039
332- 10-040	AMD	01-07-049	356- 30-140	AMD-W	01-21-050	365-197-060	NEW-P	01-03-165
332- 30	PREP	01-10-068	356- 30-260	AMD-P	01-12-076	365-197-060	NEW	01-13-039
352	PREP	01-12-077	356- 30-260	AMD-W	01-17-080	365-197-070	NEW-P	01-03-165
352- 32-340	NEW-P	01-16-147	356- 30-260	AMD-P	01-20-104	365-197-070	NEW	01-13-039
352- 32-340	NEW	01-20-036	356- 30-305	AMD-P	01-12-076	365-197-080	NEW-P	01-03-165
356- 05-415	AMD-P	01-16-130	356- 30-305	AMD-W	01-17-080	365-197-080	NEW	01-13-039
356- 05-415	AMD-C	01-19-031	356- 30-305	AMD-P	01-20-104	365-220-005	NEW-P	01-22-111
356- 05-415	AMD-W	01-21-050	356- 30-320	AMD-C	01-02-088	365-220-010	NEW-P	01-22-111
356- 06-045	AMD-C	01-02-088	356- 30-320	AMD	01-07-055	365-220-015	NEW-P	01-22-111
356- 06-045	AMD	01-07-055	356- 30-330	AMD-P	01-16-095	365-220-020	NEW-P	01-22-111
356- 10-040	AMD-C	01-02-089	356- 30-330	AMD-E	01-16-096	365-220-025	NEW-P	01-22-111
356- 10-040	AMD	01-07-057	356- 30-330	AMD	01-19-032	365-220-030	NEW-P	01-22-111
356- 14-067	AMD-C	01-02-089	356- 30-331	AMD-C	01-02-088	365-220-035	NEW-P	01-22-111
356- 14-067	AMD	01-07-057	356- 30-331	AMD	01-07-055	365-220-040	NEW-P	01-22-111
356- 14-075	AMD-C	01-02-089	356- 30-331	AMD-P	01-08-062	365-220-045	NEW-P	01-22-111
356- 14-075	AMD	01-07-057	356- 30-331	AMD	01-11-113	365-220-050	NEW-P	01-22-111
356- 14-085	AMD-C	01-02-089	356- 34-090	AMD-P	01-16-095	365-220-055	NEW-P	01-22-111
356- 14-085	AMD	01-07-057	356- 34-090	AMD-E	01-16-096	365-220-060	NEW-P	01-22-111
356- 14-110	AMD-C	01-02-089	356- 34-090	AMD	01-19-032	365-220-065	NEW-P	01-22-111
356- 14-110	AMD	01-07-057	356- 46-150	NEW-P	01-08-062	365-220-070	NEW-P	01-22-111
356- 14-120	AMD-C	01-02-089	356- 46-150	NEW	01-11-113	365-220-075	NEW-P	01-22-111
356- 14-120	AMD	01-07-057	356- 49-040	AMD-C	01-02-089	365-220-080	NEW-P	01-22-111
356- 15-061	AMD-P	01-20-107	356- 49-040	AMD	01-07-057	365-220-085	NEW-P	01-22-111
356- 15-125	AMD-E	01-04-051	356- 56-203	NEW-E	01-18-051	365-220-090	NEW-P	01-22-111
356- 15-125	AMD-P	01-04-079	356- 56-203	NEW-P	01-18-097	365-220-095	NEW-P	01-22-111
356- 15-125	AMD	01-08-005	356- 56-203	NEW	01-21-051	365-220-100	NEW-P	01-22-111
356- 15-140	AMD-C	01-02-089	356- 56-210	AMD	01-03-003	365-220-105	NEW-P	01-22-111
356- 15-140	AMD	01-07-057	356- 56-220	AMD	01-03-003	365-220-110	NEW-P	01-22-111
356- 18-112	AMD-P	01-16-130	356- 56-600	AMD-E	01-18-051	365-220-115	NEW-P	01-22-111
356- 18-112	AMD-C	01-19-031	356- 56-600	AMD-P	01-18-097	365-220-120	NEW-P	01-22-111
356- 18-112	AMD-W	01-21-050	356- 56-600	AMD	01-21-051	365-220-125	NEW-P	01-22-111
356- 18-140	AMD-C	01-02-089	359- 07	AMD-P	01-20-105	365-220-130	NEW-P	01-22-111
356- 18-140	AMD	01-07-057	359- 09	AMD-P	01-20-105	365-220-135	NEW-P	01-22-111
356- 18-220	AMD-C	01-02-089	359- 14	AMD-P	01-20-105	365-220-140	NEW-P	01-22-111

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365-220-155	NEW-P	01-22-111	388- 06-0530	NEW-P	01-10-064	388- 14-250	REP	01-03-089
365-220-160	NEW-P	01-22-111	388- 06-0530	NEW	01-15-019	388- 14-260	REP	01-03-089
365-220-165	NEW-P	01-22-111	388- 06-0535	NEW-P	01-10-064	388- 14-270	REP	01-03-089
365-220-170	NEW-P	01-22-111	388- 06-0535	NEW	01-15-019	388- 14-271	REP	01-03-089
365-220-175	NEW-P	01-22-111	388- 06-0540	NEW-P	01-10-064	388- 14-272	REP	01-03-089
365-220-180	NEW-P	01-22-111	388- 06-0540	NEW	01-15-019	388- 14-273	REP	01-03-089
365-220-185	NEW-P	01-22-111	388- 11-011	REP	01-03-089	388- 14-274	REP	01-03-089
371- 08-320	AMD-P	01-20-017	388- 11-015	REP	01-03-089	388- 14-276	REP	01-03-089
371- 08-450	AMD-P	01-20-019	388- 11-045	REP	01-03-089	388- 14-300	REP	01-03-089
371- 08-485	AMD-P	01-20-020	388- 11-048	REP	01-03-089	388- 14-310	REP	01-03-089
388- 05-0001	NEW-P	01-08-077	388- 11-065	REP	01-03-089	388- 14-350	REP	01-03-089
388- 05-0001	NEW	01-12-071	388- 11-067	REP	01-03-089	388- 14-360	REP	01-03-089
388- 05-0005	NEW-P	01-08-077	388- 11-100	REP	01-03-089	388- 14-365	REP	01-03-089
388- 05-0005	NEW	01-12-071	388- 11-120	REP	01-03-089	388- 14-370	REP	01-03-089
388- 05-0010	NEW-P	01-08-077	388- 11-135	REP	01-03-089	388- 14-376	REP	01-03-089
388- 05-0010	NEW	01-12-071	388- 11-140	REP	01-03-089	388- 14-385	REP	01-03-089
388- 06-0010	NEW-P	01-10-062	388- 11-143	REP	01-03-089	388- 14-386	REP	01-03-089
388- 06-0010	NEW	01-18-025	388- 11-145	REP	01-03-089	388- 14-387	REP	01-03-089
388- 06-0020	NEW-P	01-10-062	388- 11-150	REP	01-03-089	388- 14-388	REP	01-03-089
388- 06-0020	NEW	01-18-025	388- 11-155	REP	01-03-089	388- 14-390	REP	01-03-089
388- 06-0100	NEW-P	01-10-062	388- 11-170	REP	01-03-089	388- 14-395	REP	01-03-089
388- 06-0100	NEW	01-18-025	388- 11-180	REP	01-03-089	388- 14-410	REP	01-03-089
388- 06-0110	NEW-P	01-10-062	388- 11-205	REP	01-03-089	388- 14-415	REP	01-03-089
388- 06-0110	NEW	01-18-025	388- 11-210	REP	01-03-089	388- 14-420	REP	01-03-089
388- 06-0120	NEW-P	01-10-062	388- 11-215	REP	01-03-089	388- 14-421	REP	01-03-089
388- 06-0120	NEW	01-18-025	388- 11-220	REP	01-03-089	388- 14-422	REP	01-03-089
388- 06-0130	NEW-P	01-10-062	388- 11-280	REP	01-03-089	388- 14-423	REP	01-03-089
388- 06-0130	NEW	01-18-025	388- 11-300	REP	01-03-089	388- 14-424	REP	01-03-089
388- 06-0140	NEW-P	01-10-062	388- 11-305	REP	01-03-089	388- 14-427	REP	01-03-089
388- 06-0140	NEW	01-18-025	388- 11-310	REP	01-03-089	388- 14-435	REP	01-03-089
388- 06-0150	NEW-P	01-10-062	388- 11-320	REP	01-03-089	388- 14-440	REP	01-03-089
388- 06-0150	NEW	01-18-025	388- 11-325	REP	01-03-089	388- 14-450	REP	01-03-089
388- 06-0160	NEW-P	01-10-062	388- 11-330	REP	01-03-089	388- 14-460	REP	01-03-089
388- 06-0160	NEW	01-18-025	388- 11-335	REP	01-03-089	388- 14-480	REP	01-03-089
388- 06-0170	NEW-P	01-10-062	388- 11-340	REP	01-03-089	388- 14-490	REP	01-03-089
388- 06-0170	NEW	01-18-025	388- 13-010	REP	01-03-089	388- 14-495	REP	01-03-089
388- 06-0180	NEW-P	01-10-062	388- 13-020	REP	01-03-089	388- 14-496	REP	01-03-089
388- 06-0180	NEW	01-18-025	388- 13-030	REP	01-03-089	388- 14-500	REP	01-03-089
388- 06-0190	NEW-P	01-10-062	388- 13-040	REP	01-03-089	388- 14-510	REP	01-03-089
388- 06-0190	NEW	01-18-025	388- 13-050	REP	01-03-089	388- 14-520	REP	01-03-089
388- 06-0200	NEW-P	01-10-062	388- 13-060	REP	01-03-089	388- 14-530	REP	01-03-089
388- 06-0200	NEW	01-18-025	388- 13-070	REP	01-03-089	388- 14-540	REP	01-03-089
388- 06-0210	NEW-P	01-10-062	388- 13-085	REP	01-03-089	388- 14-550	REP	01-03-089
388- 06-0210	NEW	01-18-025	388- 13-090	REP	01-03-089	388- 14-560	REP	01-03-089
388- 06-0220	NEW-P	01-10-062	388- 13-100	REP	01-03-089	388- 14-570	REP	01-03-089
388- 06-0220	NEW	01-18-025	388- 13-110	REP	01-03-089	388- 14A-1000	NEW	01-03-089
388- 06-0230	NEW-P	01-10-062	388- 13-120	REP	01-03-089	388- 14A-1005	NEW	01-03-089
388- 06-0230	NEW	01-18-025	388- 14-010	REP	01-03-089	388- 14A-1010	NEW	01-03-089
388- 06-0240	NEW-P	01-10-062	388- 14-020	REP	01-03-089	388- 14A-1015	NEW	01-03-089
388- 06-0240	NEW	01-18-025	388- 14-030	REP	01-03-089	388- 14A-1020	NEW	01-03-089
388- 06-0250	NEW-P	01-10-062	388- 14-035	REP	01-03-089	388- 14A-1025	NEW	01-03-089
388- 06-0250	NEW	01-18-025	388- 14-040	REP	01-03-089	388- 14A-1025	PREP	01-13-049
388- 06-0260	NEW-P	01-10-062	388- 14-045	REP	01-03-089	388- 14A-1025	AMD-P	01-21-103
388- 06-0260	NEW	01-18-025	388- 14-050	REP	01-03-089	388- 14A-1030	NEW	01-03-089
388- 06-0500	NEW-P	01-10-064	388- 14-100	REP	01-03-089	388- 14A-1035	NEW	01-03-089
388- 06-0500	NEW	01-15-019	388- 14-200	REP	01-03-089	388- 14A-1036	NEW	01-03-089
388- 06-0510	NEW-P	01-10-064	388- 14-201	REP	01-03-089	388- 14A-1040	NEW	01-03-089
388- 06-0510	NEW	01-15-019	388- 14-202	REP	01-03-089	388- 14A-1045	NEW	01-03-089
388- 06-0520	NEW-P	01-10-064	388- 14-203	REP	01-03-089	388- 14A-1050	NEW	01-03-089
388- 06-0520	NEW	01-15-019	388- 14-205	REP	01-03-089	388- 14A-1055	NEW	01-03-089

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388- 14A-2005	NEW	01-03-089	388- 14A-3320	NEW	01-03-089	388- 14A-5000	PREP	01-09-043
388- 14A-2010	NEW	01-03-089	388- 14A-3350	NEW	01-03-089	388- 14A-5001	NEW	01-03-089
388- 14A-2015	NEW	01-03-089	388- 14A-3370	NEW	01-03-089	388- 14A-5001	PREP	01-09-043
388- 14A-2020	NEW	01-03-089	388- 14A-3375	NEW	01-03-089	388- 14A-5001	AMD-P	01-21-104
388- 14A-2025	NEW	01-03-089	388- 14A-3400	NEW	01-03-089	388- 14A-5002	NEW	01-03-089
388- 14A-2030	NEW	01-03-089	388- 14A-3500	NEW	01-03-089	388- 14A-5002	PREP	01-09-043
388- 14A-2035	NEW	01-03-089	388- 14A-3600	NEW	01-03-089	388- 14A-5003	NEW	01-03-089
388- 14A-2036	NEW	01-03-089	388- 14A-3600	PREP	01-09-042	388- 14A-5003	PREP	01-09-043
388- 14A-2037	NEW	01-03-089	388- 14A-3600	AMD-P	01-21-100	388- 14A-5003	AMD-P	01-21-104
388- 14A-2038	NEW	01-03-089	388- 14A-3700	NEW	01-03-089	388- 14A-5004	NEW	01-03-089
388- 14A-2040	NEW	01-03-089	388- 14A-3800	NEW	01-03-089	388- 14A-5004	PREP	01-09-043
388- 14A-2041	NEW	01-03-089	388- 14A-3810	NEW	01-03-089	388- 14A-5005	NEW	01-03-089
388- 14A-2045	NEW	01-03-089	388- 14A-3900	NEW	01-03-089	388- 14A-5005	PREP	01-09-043
388- 14A-2050	NEW	01-03-089	388- 14A-3900	PREP	01-13-020	388- 14A-5006	NEW	01-03-089
388- 14A-2060	NEW	01-03-089	388- 14A-3901	NEW	01-03-089	388- 14A-5006	PREP	01-09-043
388- 14A-2065	NEW	01-03-089	388- 14A-3901	PREP	01-13-020	388- 14A-5006	AMD-P	01-21-104
388- 14A-2065	PREP	01-13-049	388- 14A-3902	NEW	01-03-089	388- 14A-5007	NEW	01-03-089
388- 14A-2065	AMD-P	01-21-103	388- 14A-3902	PREP	01-13-020	388- 14A-5007	PREP	01-09-043
388- 14A-2070	NEW	01-03-089	388- 14A-3903	NEW	01-03-089	388- 14A-5007	AMD-P	01-21-104
388- 14A-2075	NEW	01-03-089	388- 14A-3903	PREP	01-13-020	388- 14A-5008	NEW	01-03-089
388- 14A-2080	NEW	01-03-089	388- 14A-3904	NEW	01-03-089	388- 14A-5050	NEW	01-03-089
388- 14A-2085	NEW	01-03-089	388- 14A-3904	PREP	01-13-020	388- 14A-5100	NEW	01-03-089
388- 14A-2090	NEW	01-03-089	388- 14A-3905	NEW	01-03-089	388- 14A-5200	NEW	01-03-089
388- 14A-2095	NEW	01-03-089	388- 14A-3905	PREP	01-13-020	388- 14A-5300	NEW	01-03-089
388- 14A-2097	NEW	01-03-089	388- 14A-3906	NEW	01-03-089	388- 14A-5400	NEW	01-03-089
388- 14A-2099	NEW	01-03-089	388- 14A-3906	PREP	01-13-020	388- 14A-5500	NEW	01-03-089
388- 14A-2105	NEW	01-03-089	388- 14A-3907	NEW	01-03-089	388- 14A-5505	NEW	01-03-089
388- 14A-2105	PREP	01-09-027	388- 14A-3907	PREP	01-13-020	388- 14A-5510	NEW	01-03-089
388- 14A-2105	AMD-P	01-21-105	388- 14A-3925	NEW	01-03-089	388- 14A-5515	NEW	01-03-089
388- 14A-2107	NEW-P	01-21-105	388- 14A-3925	PREP	01-13-020	388- 14A-5520	NEW	01-03-089
388- 14A-2110	NEW	01-03-089	388- 14A-3925	PREP	01-22-082	388- 14A-5520	PREP	01-22-082
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388- 14A-2110	AMD-P	01-21-105	388- 14A-4010	NEW	01-03-089	388- 14A-5525	PREP	01-22-082
388- 14A-2112	NEW-P	01-21-105	388- 14A-4020	NEW	01-03-089	388- 14A-5530	NEW	01-03-089
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388- 14A-2115	PREP	01-09-027	388- 14A-4100	NEW	01-03-089	388- 14A-5540	NEW	01-03-089
388- 14A-2115	AMD-P	01-21-105	388- 14A-4110	NEW	01-03-089	388- 14A-6000	NEW	01-03-089
388- 14A-2116	NEW-P	01-21-105	388- 14A-4115	NEW	01-03-089	388- 14A-6100	NEW	01-03-089
388- 14A-2120	NEW	01-03-089	388- 14A-4120	NEW	01-03-089	388- 14A-6150	PREP	01-13-048
388- 14A-2120	PREP	01-09-027	388- 14A-4130	NEW	01-03-089	388- 14A-6150	NEW-P	01-21-102
388- 14A-2120	AMD-P	01-21-105	388- 14A-4200	NEW	01-03-089	388- 14A-6200	NEW	01-03-089
388- 14A-2125	NEW	01-03-089	388- 14A-4300	NEW	01-03-089	388- 14A-6200	PREP	01-09-041
388- 14A-2125	PREP	01-09-027	388- 14A-4301	NEW	01-03-089	388- 14A-6200	AMD-P	01-21-101
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388- 14A-2150	NEW	01-03-089	388- 14A-4505	NEW	01-03-089	388- 14A-6300	NEW	01-03-089
388- 14A-2150	AMD-P	01-21-105	388- 14A-4510	NEW	01-03-089	388- 14A-6400	NEW	01-03-089
388- 14A-2155	NEW	01-03-089	388- 14A-4515	NEW	01-03-089	388- 14A-6405	NEW	01-03-089
388- 14A-2160	NEW	01-03-089	388- 14A-4520	NEW	01-03-089	388- 14A-6410	NEW	01-03-089
388- 14A-3130	PREP	01-22-082	388- 14A-4525	NEW	01-03-089	388- 14A-6415	NEW	01-03-089
388- 14A-3131	PREP	01-13-048	388- 14A-4530	NEW	01-03-089	388- 14A-6500	NEW	01-03-089
388- 14A-3131	AMD-P	01-21-102	388- 14A-4600	NEW	01-03-089	388- 14A-7100	NEW	01-03-089
388- 14A-3132	PREP	01-13-048	388- 14A-4605	NEW	01-03-089	388- 14A-7200	NEW	01-03-089
388- 14A-3132	AMD-P	01-21-102	388- 14A-4605	PREP	01-13-047	388- 14A-8100	NEW	01-03-089
388- 14A-3275	NEW	01-03-089	388- 14A-4605	AMD-P	01-21-099	388- 14A-8105	NEW	01-03-089
388- 14A-3300	NEW	01-03-089	388- 14A-4610	NEW	01-03-089	388- 14A-8110	NEW	01-03-089
388- 14A-3304	NEW	01-03-089	388- 14A-4615	NEW	01-03-089	388- 14A-8120	NEW	01-03-089

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388- 14A-8200	NEW	01-03-089	388- 25-0075	NEW	01-08-047	388- 25-0390	NEW	01-08-047
388- 14A-8300	NEW	01-03-089	388- 25-0080	NEW	01-08-047	388- 25-0395	NEW	01-08-047
388- 14A-8400	NEW	01-03-089	388- 25-0085	NEW	01-08-047	388- 25-0400	NEW	01-08-047
388- 14A-8500	NEW	01-03-089	388- 25-0090	NEW	01-08-047	388- 25-0405	NEW	01-08-047
388- 15-001	NEW-W	01-07-072	388- 25-0095	NEW	01-08-047	388- 25-0410	NEW	01-08-047
388- 15-005	NEW-W	01-07-072	388- 25-0100	NEW	01-08-047	388- 25-0415	NEW	01-08-047
388- 15-009	NEW-W	01-07-072	388- 25-0105	NEW	01-08-047	388- 25-0420	NEW	01-08-047
388- 15-013	NEW-W	01-07-072	388- 25-0110	NEW	01-08-047	388- 25-0425	NEW	01-08-047
388- 15-017	NEW-W	01-07-072	388- 25-0115	NEW	01-08-047	388- 25-0430	NEW	01-08-047
388- 15-021	NEW-W	01-07-072	388- 25-0120	NEW	01-08-047	388- 25-0435	NEW	01-08-047
388- 15-025	NEW-W	01-07-072	388- 25-0125	NEW	01-08-047	388- 25-0440	NEW	01-08-047
388- 15-029	NEW-W	01-07-072	388- 25-0130	NEW	01-08-047	388- 25-0445	NEW	01-08-047
388- 15-033	NEW-W	01-07-072	388- 25-0135	NEW	01-08-047	388- 25-0450	NEW	01-08-047
388- 15-037	NEW-W	01-07-072	388- 25-0140	NEW	01-08-047	388- 25-0455	NEW	01-08-047
388- 15-041	NEW-W	01-07-072	388- 25-0145	NEW	01-08-047	388- 25-0460	NEW	01-08-047
388- 15-045	NEW-W	01-07-072	388- 25-0150	NEW	01-08-047	388- 27-0005	NEW	01-08-047
388- 15-049	NEW-W	01-07-072	388- 25-0155	NEW	01-08-047	388- 27-0010	NEW	01-08-047
388- 15-053	NEW-W	01-07-072	388- 25-0160	NEW	01-08-047	388- 27-0015	NEW	01-08-047
388- 15-057	NEW-W	01-07-072	388- 25-0170	NEW	01-08-047	388- 27-0020	NEW	01-08-047
388- 15-061	NEW-W	01-07-072	388- 25-0175	NEW	01-08-047	388- 27-0025	NEW	01-08-047
388- 15-065	NEW-W	01-07-072	388- 25-0180	NEW	01-08-047	388- 27-0030	NEW	01-08-047
388- 15-069	NEW-W	01-07-072	388- 25-0185	NEW	01-08-047	388- 27-0035	NEW	01-08-047
388- 15-073	NEW-W	01-07-072	388- 25-0190	NEW	01-08-047	388- 27-0040	NEW	01-08-047
388- 15-077	NEW-W	01-07-072	388- 25-0195	NEW	01-08-047	388- 27-0045	NEW	01-08-047
388- 15-081	NEW-W	01-07-072	388- 25-0200	NEW	01-08-047	388- 27-0050	NEW	01-08-047
388- 15-085	NEW-W	01-07-072	388- 25-0205	NEW	01-08-047	388- 27-0055	NEW	01-08-047
388- 15-089	NEW-W	01-07-072	388- 25-0210	NEW	01-08-047	388- 27-0060	NEW	01-08-047
388- 15-093	NEW-W	01-07-072	388- 25-0215	NEW	01-08-047	388- 27-0065	NEW	01-08-047
388- 15-097	NEW-W	01-07-072	388- 25-0220	NEW	01-08-047	388- 27-0070	NEW	01-08-047
388- 15-101	NEW-W	01-07-072	388- 25-0225	NEW	01-08-047	388- 27-0075	NEW	01-08-047
388- 15-105	NEW-W	01-07-072	388- 25-0230	NEW	01-08-047	388- 27-0080	NEW	01-08-047
388- 15-109	NEW-W	01-07-072	388- 25-0235	NEW	01-08-047	388- 27-0085	NEW	01-08-047
388- 15-113	NEW-W	01-07-072	388- 25-0240	NEW	01-08-047	388- 27-0090	NEW	01-08-047
388- 15-117	NEW-W	01-07-072	388- 25-0245	NEW	01-08-047	388- 27-0100	NEW	01-08-047
388- 15-121	NEW-W	01-07-072	388- 25-0250	NEW	01-08-047	388- 27-0105	NEW	01-08-047
388- 15-125	NEW-W	01-07-072	388- 25-0255	NEW	01-08-047	388- 27-0110	NEW	01-08-047
388- 15-129	NEW-W	01-07-072	388- 25-0260	NEW	01-08-047	388- 27-0115	NEW	01-08-047
388- 15-130	REP-W	01-07-072	388- 25-0265	NEW	01-08-047	388- 27-0120	NEW	01-08-045
388- 15-131	REP-W	01-07-072	388- 25-0270	NEW	01-08-047	388- 27-0125	NEW	01-08-045
388- 15-132	REP-W	01-07-072	388- 25-0275	NEW	01-08-047	388- 27-0130	NEW	01-08-045
388- 15-133	NEW-W	01-07-072	388- 25-0280	NEW	01-08-047	388- 27-0135	NEW	01-08-045
388- 15-134	REP-W	01-07-072	388- 25-0285	NEW	01-08-047	388- 27-0140	NEW	01-08-045
388- 15-135	NEW-W	01-07-072	388- 25-0290	NEW	01-08-047	388- 27-0145	NEW	01-08-045
388- 15-141	NEW-W	01-07-072	388- 25-0295	NEW	01-08-047	388- 27-0150	NEW	01-08-045
388- 15-150	REP	01-08-047	388- 25-0300	NEW	01-08-047	388- 27-0155	NEW	01-08-045
388- 15-160	REP	01-08-047	388- 25-0305	NEW	01-08-047	388- 27-0160	NEW	01-08-045
388- 15-220	REP	01-08-047	388- 25-0310	NEW	01-08-047	388- 27-0165	NEW	01-08-045
388- 15-570	REP	01-08-047	388- 25-0315	NEW	01-08-047	388- 27-0170	NEW	01-08-045
388- 25-0005	NEW	01-08-047	388- 25-0320	NEW	01-08-047	388- 27-0175	NEW	01-08-045
388- 25-0010	NEW	01-08-047	388- 25-0325	NEW	01-08-047	388- 27-0180	NEW	01-08-045
388- 25-0015	NEW	01-08-047	388- 25-0330	NEW	01-08-047	388- 27-0185	NEW	01-08-045
388- 25-0020	NEW	01-08-047	388- 25-0335	NEW	01-08-047	388- 27-0190	NEW	01-08-045
388- 25-0025	NEW	01-08-047	388- 25-0340	NEW	01-08-047	388- 27-0195	NEW	01-08-045
388- 25-0030	NEW	01-08-047	388- 25-0345	NEW	01-08-047	388- 27-0200	NEW	01-08-045
388- 25-0035	NEW	01-08-047	388- 25-0350	NEW	01-08-047	388- 27-0205	NEW	01-08-045
388- 25-0040	NEW	01-08-047	388- 25-0355	NEW	01-08-047	388- 27-0210	NEW	01-08-045
388- 25-0045	NEW	01-08-047	388- 25-0360	NEW	01-08-047	388- 27-0215	NEW	01-08-045
388- 25-0050	NEW	01-08-047	388- 25-0365	NEW	01-08-047	388- 27-0220	NEW	01-08-045
388- 25-0055	NEW	01-08-047	388- 25-0370	NEW	01-08-047	388- 27-0225	NEW	01-08-045
388- 25-0060	NEW	01-08-047	388- 25-0375	NEW	01-08-047	388- 27-0230	NEW	01-08-045
388- 25-0065	NEW	01-08-047	388- 25-0380	NEW	01-08-047	388- 27-0235	NEW	01-08-045
388- 25-0070	NEW	01-08-047	388- 25-0385	NEW	01-08-047	388- 27-0240	NEW	01-08-045

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388- 61A-0180	NEW	01-07-053	388- 71-0540	AMD-P	01-07-045	388- 73-018	REP-W	01-08-064
388- 61A-0185	NEW	01-07-053	388- 71-0540	AMD	01-11-019	388- 73-018	REP-P	01-12-101
388- 61A-0190	NEW	01-07-053	388- 71-0545	REP-P	01-07-045	388- 73-018	REP	01-18-037
388- 61A-0195	NEW	01-07-053	388- 71-0545	REP	01-11-019	388- 73-019	REP-W	01-08-064
388- 70-010	REP	01-08-047	388- 71-0546	NEW-P	01-07-045	388- 73-019	REP-P	01-12-101
388- 70-012	REP	01-08-047	388- 71-0546	NEW	01-11-019	388- 73-019	REP	01-18-037
388- 70-013	REP	01-08-047	388- 71-0550	REP-P	01-07-045	388- 73-01950	REP-W	01-08-064
388- 70-022	REP	01-08-047	388- 71-0550	REP	01-11-019	388- 73-01950	REP-P	01-12-101
388- 70-024	REP	01-08-047	388- 71-0551	NEW-P	01-07-045	388- 73-01950	REP	01-18-037
388- 70-031	REP	01-08-047	388- 71-0551	NEW	01-11-019	388- 73-020	REP-W	01-08-064
388- 70-032	REP	01-08-047	388- 71-0555	REP-P	01-07-045	388- 73-020	REP-P	01-12-101
388- 70-033	REP	01-08-047	388- 71-0555	REP	01-11-019	388- 73-020	REP	01-18-037
388- 70-034	REP	01-08-047	388- 71-0556	NEW-P	01-07-045	388- 73-022	REP-W	01-08-064
388- 70-035	REP	01-08-047	388- 71-0556	NEW	01-11-019	388- 73-022	REP-P	01-12-101
388- 70-036	REP	01-08-047	388- 71-0560	AMD-P	01-07-045	388- 73-022	REP	01-18-037
388- 70-037	REP	01-08-047	388- 71-0560	AMD	01-11-019	388- 73-024	REP-W	01-08-064
388- 70-041	REP	01-08-047	388- 71-0580	AMD-P	01-07-045	388- 73-024	REP-P	01-12-101
388- 70-042	REP	01-08-047	388- 71-0580	AMD	01-11-019	388- 73-024	REP	01-18-037
388- 70-044	REP	01-08-047	388- 71-0605	AMD-P	01-03-155	388- 73-026	REP-W	01-08-064
388- 70-048	REP	01-08-047	388- 71-0605	AMD	01-14-055	388- 73-026	REP-P	01-12-101
388- 70-051	REP	01-08-047	388- 71-0613	NEW-P	01-03-155	388- 73-026	REP	01-18-037
388- 70-054	REP	01-08-047	388- 71-0613	NEW	01-14-055	388- 73-028	REP-W	01-08-064
388- 70-058	REP	01-08-047	388- 71-0900	NEW-P	01-07-044	388- 73-028	REP-P	01-12-101
388- 70-062	REP	01-08-047	388- 71-0900	NEW	01-11-018	388- 73-028	REP	01-18-037
388- 70-066	REP	01-08-047	388- 71-0905	NEW-P	01-07-044	388- 73-030	REP-W	01-08-064
388- 70-068	REP	01-08-047	388- 71-0905	NEW	01-11-018	388- 73-030	REP-P	01-12-101
388- 70-069	REP	01-08-047	388- 71-0910	NEW-P	01-07-044	388- 73-030	REP	01-18-037
388- 70-075	REP	01-08-047	388- 71-0910	NEW	01-11-018	388- 73-032	REP-W	01-08-064
388- 70-078	REP	01-08-047	388- 71-0915	NEW-P	01-07-044	388- 73-032	REP-P	01-12-101
388- 70-080	REP	01-08-047	388- 71-0915	NEW	01-11-018	388- 73-032	REP	01-18-037
388- 70-082	REP	01-08-047	388- 71-0920	NEW-P	01-07-044	388- 73-034	REP-W	01-08-064
388- 70-084	REP	01-08-047	388- 71-0920	NEW	01-11-018	388- 73-034	REP-P	01-12-101
388- 70-170	REP	01-08-047	388- 71-0925	NEW-P	01-07-044	388- 73-034	REP	01-18-037
388- 70-410	REP	01-08-047	388- 71-0925	NEW	01-11-018	388- 73-036	REP-W	01-08-064
388- 70-420	REP	01-08-047	388- 71-0930	NEW-P	01-07-044	388- 73-036	REP-P	01-12-101
388- 70-430	REP	01-08-047	388- 71-0930	NEW	01-11-018	388- 73-036	REP	01-18-037
388- 70-440	REP	01-08-047	388- 71-0935	NEW-P	01-07-044	388- 73-038	REP-W	01-08-064
388- 70-460	REP	01-08-047	388- 71-0935	NEW	01-11-018	388- 73-038	REP-P	01-12-101
388- 70-470	REP	01-08-047	388- 71-0940	NEW-P	01-07-044	388- 73-038	REP	01-18-037
388- 70-480	REP	01-08-047	388- 71-0940	NEW	01-11-018	388- 73-040	REP-W	01-08-064
388- 70-510	REP	01-08-045	388- 71-0945	NEW-P	01-07-044	388- 73-040	REP-P	01-12-101
388- 70-520	REP	01-08-045	388- 71-0945	NEW	01-11-018	388- 73-040	REP	01-18-037
388- 70-530	REP	01-08-045	388- 71-0950	NEW-P	01-07-044	388- 73-042	REP-W	01-08-064
388- 70-540	REP	01-08-045	388- 71-0950	NEW	01-11-018	388- 73-042	REP-P	01-12-101
388- 70-550	REP	01-08-045	388- 71-0955	NEW-P	01-07-044	388- 73-042	REP	01-18-037
388- 70-560	REP	01-08-045	388- 71-0955	NEW	01-11-018	388- 73-044	REP-W	01-08-064
388- 70-570	REP	01-08-045	388- 71-0960	NEW-P	01-07-044	388- 73-044	REP-P	01-12-101
388- 70-580	REP	01-08-045	388- 71-0960	NEW	01-11-018	388- 73-044	REP	01-18-037
388- 70-590	REP	01-08-045	388- 71-0965	NEW-P	01-07-044	388- 73-046	REP-W	01-08-064
388- 70-595	REP	01-08-045	388- 71-0965	NEW	01-11-018	388- 73-046	REP-P	01-12-101
388- 70-700	REP	01-08-047	388- 73-010	REP-W	01-08-064	388- 73-046	REP	01-18-037
388- 71	PREP	01-11-095	388- 73-010	REP-P	01-12-101	388- 73-048	REP-W	01-08-064
388- 71-0500	AMD-P	01-07-045	388- 73-010	REP	01-18-037	388- 73-048	REP-P	01-12-101
388- 71-0500	AMD	01-11-019	388- 73-012	REP-W	01-08-064	388- 73-048	REP	01-18-037
388- 71-0505	AMD-P	01-07-045	388- 73-012	REP-P	01-12-101	388- 73-050	REP-W	01-08-064
388- 71-0505	AMD	01-11-019	388- 73-012	REP	01-18-037	388- 73-050	REP-P	01-12-101
388- 71-0510	AMD-P	01-07-045	388- 73-014	REP-W	01-08-064	388- 73-050	REP	01-18-037
388- 71-0510	AMD	01-11-019	388- 73-014	REP-P	01-12-101	388- 73-052	REP-W	01-08-064
388- 71-0513	NEW-P	01-07-045	388- 73-014	REP	01-18-037	388- 73-052	REP-P	01-12-101
388- 71-0513	NEW	01-11-019	388- 73-016	REP-W	01-08-064	388- 73-052	REP	01-18-037
388- 71-0515	AMD-P	01-07-045	388- 73-016	REP-P	01-12-101	388- 73-054	REP-W	01-08-064
388- 71-0515	AMD	01-11-019	388- 73-016	REP	01-18-037	388- 73-054	REP-P	01-12-101

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-73-353	REP	01-18-037	388-73-500	REP-P	01-12-101	388-73-720	REP-W	01-08-064
388-73-355	REP-W	01-08-064	388-73-500	REP	01-18-037	388-73-720	REP-P	01-12-101
388-73-355	REP-P	01-12-101	388-73-502	REP-W	01-08-064	388-73-720	REP	01-18-037
388-73-355	REP	01-18-037	388-73-502	REP-P	01-12-101	388-73-722	REP-W	01-08-064
388-73-357	REP-W	01-08-064	388-73-502	REP	01-18-037	388-73-722	REP-P	01-12-101
388-73-357	REP-P	01-12-101	388-73-504	REP-W	01-08-064	388-73-722	REP	01-18-037
388-73-357	REP	01-18-037	388-73-504	REP-P	01-12-101	388-73-800	REP-W	01-08-064
388-73-361	REP-W	01-08-064	388-73-504	REP	01-18-037	388-73-800	REP-P	01-12-101
388-73-361	REP-P	01-12-101	388-73-506	REP-W	01-08-064	388-73-800	REP	01-18-037
388-73-361	REP	01-18-037	388-73-506	REP-P	01-12-101	388-73-802	REP-W	01-08-064
388-73-363	REP-W	01-08-064	388-73-506	REP	01-18-037	388-73-802	REP-P	01-12-101
388-73-363	REP-P	01-12-101	388-73-508	REP-W	01-08-064	388-73-802	REP	01-18-037
388-73-363	REP	01-18-037	388-73-508	REP-P	01-12-101	388-73-803	REP-W	01-08-064
388-73-365	REP-W	01-08-064	388-73-508	REP	01-18-037	388-73-803	REP-P	01-12-101
388-73-365	REP-P	01-12-101	388-73-510	REP-W	01-08-064	388-73-803	REP	01-18-037
388-73-365	REP	01-18-037	388-73-510	REP-P	01-12-101	388-73-804	REP-W	01-08-064
388-73-367	REP-W	01-08-064	388-73-510	REP	01-18-037	388-73-804	REP-P	01-12-101
388-73-367	REP-P	01-12-101	388-73-512	REP-W	01-08-064	388-73-804	REP	01-18-037
388-73-367	REP	01-18-037	388-73-512	REP-P	01-12-101	388-73-805	REP-W	01-08-064
388-73-369	REP-W	01-08-064	388-73-512	REP	01-18-037	388-73-805	REP-P	01-12-101
388-73-369	REP-P	01-12-101	388-73-600	REP-W	01-08-064	388-73-805	REP	01-18-037
388-73-369	REP	01-18-037	388-73-600	REP-P	01-12-101	388-73-810	REP-W	01-08-064
388-73-371	REP-W	01-08-064	388-73-600	REP	01-18-037	388-73-810	REP-P	01-12-101
388-73-371	REP-P	01-12-101	388-73-602	REP-W	01-08-064	388-73-810	REP	01-18-037
388-73-371	REP	01-18-037	388-73-602	REP-P	01-12-101	388-73-815	REP-W	01-08-064
388-73-373	REP-W	01-08-064	388-73-602	REP	01-18-037	388-73-815	REP-P	01-12-101
388-73-373	REP-P	01-12-101	388-73-604	REP-W	01-08-064	388-73-815	REP	01-18-037
388-73-373	REP	01-18-037	388-73-604	REP-P	01-12-101	388-73-820	REP-W	01-08-064
388-73-375	REP-W	01-08-064	388-73-604	REP	01-18-037	388-73-820	REP-P	01-12-101
388-73-375	REP-P	01-12-101	388-73-606	REP-W	01-08-064	388-73-820	REP	01-18-037
388-73-375	REP	01-18-037	388-73-606	REP-P	01-12-101	388-73-821	REP-W	01-08-064
388-73-377	REP-W	01-08-064	388-73-606	REP	01-18-037	388-73-821	REP-P	01-12-101
388-73-377	REP-P	01-12-101	388-73-610	REP-W	01-08-064	388-73-821	REP	01-18-037
388-73-377	REP	01-18-037	388-73-610	REP-P	01-12-101	388-73-822	REP-W	01-08-064
388-73-379	REP-W	01-08-064	388-73-610	REP	01-18-037	388-73-822	REP-P	01-12-101
388-73-379	REP-P	01-12-101	388-73-700	REP-W	01-08-064	388-73-822	REP	01-18-037
388-73-379	REP	01-18-037	388-73-700	REP-P	01-12-101	388-73-823	REP-W	01-08-064
388-73-381	REP-W	01-08-064	388-73-700	REP	01-18-037	388-73-823	REP-P	01-12-101
388-73-381	REP-P	01-12-101	388-73-702	REP-W	01-08-064	388-73-823	REP	01-18-037
388-73-381	REP	01-18-037	388-73-702	REP-P	01-12-101	388-73-825	REP-W	01-08-064
388-73-383	REP-W	01-08-064	388-73-702	REP	01-18-037	388-73-825	REP-P	01-12-101
388-73-383	REP-P	01-12-101	388-73-704	REP-W	01-08-064	388-73-825	REP	01-18-037
388-73-383	REP	01-18-037	388-73-704	REP-P	01-12-101	388-73-900	REP-W	01-08-064
388-73-385	REP-W	01-08-064	388-73-704	REP	01-18-037	388-73-900	REP-P	01-12-101
388-73-385	REP-P	01-12-101	388-73-706	REP-W	01-08-064	388-73-900	REP	01-18-037
388-73-385	REP	01-18-037	388-73-706	REP-P	01-12-101	388-73-901	REP-W	01-08-064
388-73-387	REP-W	01-08-064	388-73-706	REP	01-18-037	388-73-901	REP-P	01-12-101
388-73-387	REP-P	01-12-101	388-73-708	REP-W	01-08-064	388-73-901	REP	01-18-037
388-73-387	REP	01-18-037	388-73-708	REP-P	01-12-101	388-73-902	REP-W	01-08-064
388-73-389	REP-W	01-08-064	388-73-708	REP	01-18-037	388-73-902	REP-P	01-12-101
388-73-389	REP-P	01-12-101	388-73-710	REP-W	01-08-064	388-73-902	REP	01-18-037
388-73-389	REP	01-18-037	388-73-710	REP-P	01-12-101	388-73-904	REP-W	01-08-064
388-73-391	REP-W	01-08-064	388-73-710	REP	01-18-037	388-73-904	REP-P	01-12-101
388-73-391	REP-P	01-12-101	388-73-712	REP-W	01-08-064	388-73-904	REP	01-18-037
388-73-391	REP	01-18-037	388-73-712	REP-P	01-12-101	388-74-010	REP	01-06-041
388-73-393	REP-W	01-08-064	388-73-712	REP	01-18-037	388-74-030	REP	01-06-041
388-73-393	REP-P	01-12-101	388-73-714	REP-W	01-08-064	388-76-765	PREP	01-18-053
388-73-393	REP	01-18-037	388-73-714	REP-P	01-12-101	388-86-071	REP	01-05-040
388-73-395	REP-W	01-08-064	388-73-714	REP	01-18-037	388-86-085	REP	01-06-029
388-73-395	REP-P	01-12-101	388-73-718	REP-W	01-08-064	388-86-086	REP	01-03-084
388-73-395	REP	01-18-037	388-73-718	REP-P	01-12-101	388-86-100	REP-W	01-03-001
388-73-500	REP-W	01-08-064	388-73-718	REP	01-18-037	388-86-100	REP	01-06-028

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-87-027	REP	01-06-032	388-146-0050	NEW-W	01-07-071	388-148-0075	NEW	01-18-037
388-87-035	REP	01-06-029	388-146-0060	NEW-W	01-07-071	388-148-0080	NEW-W	01-08-064
388-87-036	REP	01-03-084	388-146-0070	NEW-W	01-07-071	388-148-0080	NEW-P	01-12-101
388-87-060	REP	01-06-033	388-146-0080	NEW-W	01-07-071	388-148-0080	NEW	01-18-037
388-96	PREP	01-16-136	388-146-0090	NEW-W	01-07-071	388-148-0085	NEW-W	01-08-064
388-96-010	AMD-P	01-06-057	388-146-0100	NEW-W	01-07-071	388-148-0085	NEW-P	01-12-101
388-96-010	AMD	01-12-037	388-146-0110	NEW-W	01-07-071	388-148-0085	NEW	01-18-037
388-96-218	AMD-P	01-06-057	388-146-0120	NEW-W	01-07-071	388-148-0090	NEW-W	01-08-064
388-96-218	AMD	01-12-037	388-146-0130	NEW-W	01-07-071	388-148-0090	NEW-P	01-12-101
388-96-310	AMD-P	01-06-057	388-146-0140	NEW-W	01-07-071	388-148-0090	NEW	01-18-037
388-96-310	AMD-W	01-12-036	388-146-0150	NEW-W	01-07-071	388-148-0095	NEW-W	01-08-064
388-96-369	AMD-P	01-06-057	388-146-0160	NEW-W	01-07-071	388-148-0095	NEW-P	01-12-101
388-96-369	AMD	01-12-037	388-146-0170	NEW-W	01-07-071	388-148-0095	NEW	01-18-037
388-96-384	AMD-P	01-06-057	388-146-0180	NEW-W	01-07-071	388-148-0100	NEW-W	01-08-064
388-96-384	AMD	01-12-037	388-146-0190	NEW-W	01-07-071	388-148-0100	NEW-P	01-12-101
388-96-559	AMD-P	01-06-057	388-146-0200	NEW-W	01-07-071	388-148-0100	NEW	01-18-037
388-96-559	AMD	01-12-037	388-146-0210	NEW-W	01-07-071	388-148-0105	NEW-W	01-08-064
388-96-708	AMD-P	01-06-057	388-146-0220	NEW-W	01-07-071	388-148-0105	NEW-P	01-12-101
388-96-708	AMD	01-12-037	388-148-0005	NEW-W	01-08-064	388-148-0105	NEW	01-18-037
388-96-709	AMD-P	01-06-057	388-148-0005	NEW-P	01-12-101	388-148-0110	NEW-W	01-08-064
388-96-709	AMD	01-12-037	388-148-0005	NEW	01-18-037	388-148-0110	NEW-P	01-12-101
388-96-710	AMD-P	01-06-057	388-148-0010	NEW-W	01-08-064	388-148-0110	NEW	01-18-037
388-96-710	AMD	01-12-037	388-148-0010	NEW-P	01-12-101	388-148-0115	NEW-W	01-08-064
388-96-713	AMD-P	01-06-057	388-148-0010	NEW	01-18-037	388-148-0115	NEW-P	01-12-101
388-96-713	AMD	01-12-037	388-148-0015	NEW-W	01-08-064	388-148-0115	NEW	01-18-037
388-96-714	AMD-P	01-06-057	388-148-0015	NEW-P	01-12-101	388-148-0120	NEW-W	01-08-064
388-96-714	AMD	01-12-037	388-148-0015	NEW	01-18-037	388-148-0120	NEW-P	01-12-101
388-96-723	AMD-P	01-06-057	388-148-0020	NEW-W	01-08-064	388-148-0120	NEW	01-18-037
388-96-723	AMD	01-12-037	388-148-0020	NEW-P	01-12-101	388-148-0125	NEW-W	01-08-064
388-96-732	NEW-P	01-06-057	388-148-0020	NEW	01-18-037	388-148-0125	NEW-P	01-12-101
388-96-732	NEW	01-12-037	388-148-0025	NEW-W	01-08-064	388-148-0125	NEW	01-18-037
388-96-740	AMD-P	01-06-057	388-148-0025	NEW-P	01-12-101	388-148-0130	NEW-W	01-08-064
388-96-740	AMD	01-12-037	388-148-0025	NEW	01-18-037	388-148-0130	NEW-P	01-12-101
388-96-776	AMD-P	01-06-057	388-148-0030	NEW-W	01-08-064	388-148-0130	NEW	01-18-037
388-96-776	AMD	01-12-037	388-148-0030	NEW-P	01-12-101	388-148-0135	NEW-W	01-08-064
388-96-777	AMD-P	01-06-057	388-148-0030	NEW	01-18-037	388-148-0135	NEW-P	01-12-101
388-96-777	AMD	01-12-037	388-148-0035	NEW-W	01-08-064	388-148-0135	NEW	01-18-037
388-96-780	AMD-P	01-06-057	388-148-0035	NEW-P	01-12-101	388-148-0140	NEW-W	01-08-064
388-96-780	AMD	01-12-037	388-148-0035	NEW	01-18-037	388-148-0140	NEW-P	01-12-101
388-96-802	NEW-P	01-06-057	388-148-0040	NEW-W	01-08-064	388-148-0140	NEW	01-18-037
388-96-802	NEW	01-12-037	388-148-0040	NEW-P	01-12-101	388-148-0145	NEW-W	01-08-064
388-96-803	NEW-P	01-06-057	388-148-0040	NEW	01-18-037	388-148-0145	NEW-P	01-12-101
388-96-803	NEW	01-12-037	388-148-0045	NEW-W	01-08-064	388-148-0145	NEW	01-18-037
388-96-901	AMD-P	01-06-057	388-148-0045	NEW-P	01-12-101	388-148-0150	NEW-W	01-08-064
388-96-901	AMD	01-12-037	388-148-0045	NEW	01-18-037	388-148-0150	NEW-P	01-12-101
388-105-0005	NEW-P	01-10-103	388-148-0050	NEW-W	01-08-064	388-148-0150	NEW	01-18-037
388-105-0005	NEW	01-14-056	388-148-0050	NEW-P	01-12-101	388-148-0155	NEW-W	01-08-064
388-105-0005	AMD-P	01-18-033	388-148-0050	NEW	01-18-037	388-148-0155	NEW-P	01-12-101
388-105-0005	AMD	01-21-077	388-148-0055	NEW-W	01-08-064	388-148-0155	NEW	01-18-037
388-105-0010	NEW-P	01-10-103	388-148-0055	NEW-P	01-12-101	388-148-0160	NEW-W	01-08-064
388-105-0010	NEW	01-14-056	388-148-0055	NEW	01-18-037	388-148-0160	NEW-P	01-12-101
388-105-0015	NEW-P	01-10-103	388-148-0060	NEW-W	01-08-064	388-148-0160	NEW	01-18-037
388-105-0015	NEW	01-14-056	388-148-0060	NEW-P	01-12-101	388-148-0165	NEW-W	01-08-064
388-105-0020	NEW-P	01-10-103	388-148-0060	NEW	01-18-037	388-148-0165	NEW-P	01-12-101
388-105-0020	NEW	01-14-056	388-148-0065	NEW-W	01-08-064	388-148-0165	NEW	01-18-037
388-105-0025	NEW-P	01-10-103	388-148-0065	NEW-P	01-12-101	388-148-0170	NEW-W	01-08-064
388-105-0025	NEW	01-14-056	388-148-0065	NEW	01-18-037	388-148-0170	NEW-P	01-12-101
388-146-0010	NEW-W	01-07-071	388-148-0070	NEW-W	01-08-064	388-148-0170	NEW	01-18-037
388-146-0020	NEW-W	01-07-071	388-148-0070	NEW-P	01-12-101	388-148-0175	NEW-W	01-08-064
388-146-0030	NEW-W	01-07-071	388-148-0070	NEW	01-18-037	388-148-0175	NEW-P	01-12-101
388-146-0040	NEW-W	01-07-071	388-148-0075	NEW-W	01-08-064	388-148-0175	NEW	01-18-037
388-146-0045	NEW-W	01-07-071	388-148-0075	NEW-P	01-12-101	388-148-0180	NEW-W	01-08-064

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-148-1115	NEW-W	01-08-064	388-155-640	AMD	01-17-084	388-160-0165	NEW	01-15-001
388-148-1115	NEW-P	01-12-101	388-155-650	AMD-P	01-07-052	388-160-0175	NEW-W	01-07-070
388-148-1115	NEW	01-18-037	388-155-650	AMD	01-17-084	388-160-0175	NEW-P	01-10-063
388-148-1120	NEW-W	01-08-064	388-155-660	AMD-P	01-07-052	388-160-0175	NEW	01-15-001
388-148-1120	NEW-P	01-12-101	388-155-660	AMD	01-17-084	388-160-0185	NEW-W	01-07-070
388-148-1120	NEW	01-18-037	388-155-670	AMD-P	01-07-052	388-160-0185	NEW-P	01-10-063
388-148-1125	NEW-W	01-08-064	388-155-670	AMD	01-17-084	388-160-0185	NEW	01-15-001
388-148-1125	NEW-P	01-12-101	388-155-680	AMD-P	01-07-052	388-160-0195	NEW-W	01-07-070
388-148-1125	NEW	01-18-037	388-155-680	AMD	01-17-084	388-160-0195	NEW-P	01-10-063
388-148-1130	NEW-W	01-08-064	388-160-0005	NEW-W	01-07-070	388-160-0195	NEW	01-15-001
388-148-1130	NEW-P	01-12-101	388-160-0005	NEW-P	01-10-063	388-160-020	REP-W	01-07-070
388-148-1130	NEW	01-18-037	388-160-0005	NEW	01-15-001	388-160-020	REP-P	01-10-063
388-148-1135	NEW-W	01-08-064	388-160-0015	NEW-W	01-07-070	388-160-020	REP	01-15-001
388-148-1135	NEW-P	01-12-101	388-160-0015	NEW-P	01-10-063	388-160-0205	NEW-W	01-07-070
388-148-1135	NEW	01-18-037	388-160-0015	NEW	01-15-001	388-160-0205	NEW-P	01-10-063
388-148-1140	NEW-W	01-08-064	388-160-0025	NEW-W	01-07-070	388-160-0205	NEW	01-15-001
388-148-1145	NEW-W	01-08-064	388-160-0025	NEW-P	01-10-063	388-160-0215	NEW-W	01-07-070
388-155-040	AMD-P	01-07-052	388-160-0025	NEW	01-15-001	388-160-0215	NEW-P	01-10-063
388-155-040	AMD	01-17-084	388-160-0035	NEW-W	01-07-070	388-160-0215	NEW	01-15-001
388-155-050	AMD-P	01-07-052	388-160-0035	NEW-P	01-10-063	388-160-0225	NEW-W	01-07-070
388-155-050	AMD	01-17-084	388-160-0035	NEW	01-15-001	388-160-0225	NEW-P	01-10-063
388-155-060	AMD-P	01-07-052	388-160-0045	NEW-W	01-07-070	388-160-0225	NEW	01-15-001
388-155-060	AMD	01-17-084	388-160-0045	NEW-P	01-10-063	388-160-0235	NEW-W	01-07-070
388-155-080	AMD-P	01-07-052	388-160-0045	NEW	01-15-001	388-160-0235	NEW-P	01-10-063
388-155-080	AMD	01-17-084	388-160-0055	NEW-W	01-07-070	388-160-0235	NEW	01-15-001
388-155-085	AMD-P	01-07-052	388-160-0055	NEW-P	01-10-063	388-160-0245	NEW-W	01-07-070
388-155-085	AMD	01-17-084	388-160-0055	NEW	01-15-001	388-160-0245	NEW-P	01-10-063
388-155-090	AMD-P	01-07-052	388-160-0065	NEW-W	01-07-070	388-160-0245	NEW	01-15-001
388-155-090	AMD	01-17-084	388-160-0065	NEW-P	01-10-063	388-160-0255	NEW-W	01-07-070
388-155-092	AMD-P	01-07-052	388-160-0065	NEW	01-15-001	388-160-0255	NEW-P	01-10-063
388-155-092	AMD	01-17-084	388-160-0075	NEW-W	01-07-070	388-160-0255	NEW	01-15-001
388-155-093	AMD-P	01-07-052	388-160-0075	NEW-P	01-10-063	388-160-0265	NEW-W	01-07-070
388-155-093	AMD	01-17-084	388-160-0075	NEW	01-15-001	388-160-0265	NEW-P	01-10-063
388-155-094	AMD-P	01-07-052	388-160-0085	NEW-W	01-07-070	388-160-0265	NEW	01-15-001
388-155-094	AMD	01-17-084	388-160-0085	NEW-P	01-10-063	388-160-0275	NEW-W	01-07-070
388-155-095	AMD-P	01-07-052	388-160-0085	NEW	01-15-001	388-160-0275	NEW-P	01-10-063
388-155-095	AMD	01-17-084	388-160-0095	NEW-W	01-07-070	388-160-0275	NEW	01-15-001
388-155-160	AMD-P	01-07-052	388-160-0095	NEW-P	01-10-063	388-160-0285	NEW-W	01-07-070
388-155-160	AMD	01-17-084	388-160-0095	NEW	01-15-001	388-160-0285	NEW-P	01-10-063
388-155-190	AMD-P	01-07-052	388-160-010	REP-W	01-07-070	388-160-0285	NEW	01-15-001
388-155-190	AMD	01-17-084	388-160-010	REP-P	01-10-063	388-160-0295	NEW-W	01-07-070
388-155-270	AMD-P	01-07-052	388-160-010	REP	01-15-001	388-160-0295	NEW-P	01-10-063
388-155-270	AMD	01-17-084	388-160-0105	NEW-W	01-07-070	388-160-0295	NEW	01-15-001
388-155-330	AMD-P	01-07-052	388-160-0105	NEW-P	01-10-063	388-160-030	REP-W	01-07-070
388-155-330	AMD	01-17-084	388-160-0105	NEW	01-15-001	388-160-030	REP-P	01-10-063
388-155-370	AMD-P	01-07-052	388-160-0115	NEW-W	01-07-070	388-160-030	REP	01-15-001
388-155-370	AMD	01-17-084	388-160-0115	NEW-P	01-10-063	388-160-0305	NEW-W	01-07-070
388-155-380	AMD-P	01-07-052	388-160-0115	NEW	01-15-001	388-160-0305	NEW-P	01-10-063
388-155-380	AMD	01-17-084	388-160-0125	NEW-W	01-07-070	388-160-0305	NEW	01-15-001
388-155-420	AMD-P	01-07-052	388-160-0125	NEW-P	01-10-063	388-160-0315	NEW-W	01-07-070
388-155-420	AMD	01-17-084	388-160-0125	NEW	01-15-001	388-160-0315	NEW-P	01-10-063
388-155-480	AMD-P	01-07-052	388-160-0135	NEW-W	01-07-070	388-160-0315	NEW	01-15-001
388-155-480	AMD	01-17-084	388-160-0135	NEW-P	01-10-063	388-160-0325	NEW-W	01-07-070
388-155-605	AMD-P	01-07-052	388-160-0135	NEW	01-15-001	388-160-0325	NEW-P	01-10-063
388-155-605	AMD	01-17-084	388-160-0145	NEW-W	01-07-070	388-160-0325	NEW	01-15-001
388-155-610	AMD-P	01-07-052	388-160-0145	NEW-P	01-10-063	388-160-0335	NEW-W	01-07-070
388-155-610	AMD	01-17-084	388-160-0145	NEW	01-15-001	388-160-0335	NEW-P	01-10-063
388-155-620	AMD-P	01-07-052	388-160-0155	NEW-W	01-07-070	388-160-0335	NEW	01-15-001
388-155-620	AMD	01-17-084	388-160-0155	NEW-P	01-10-063	388-160-0345	NEW-W	01-07-070
388-155-630	AMD-P	01-07-052	388-160-0155	NEW	01-15-001	388-160-0345	NEW-P	01-10-063
388-155-630	AMD	01-17-084	388-160-0165	NEW-W	01-07-070	388-160-0345	NEW	01-15-001
388-155-640	AMD-P	01-07-052	388-160-0165	NEW-P	01-10-063	388-160-0355	NEW-W	01-07-070

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-160-0355	NEW-P	01-10-063	388-160-0545	NEW-W	01-07-070	388-160-140	REP-P	01-10-063
388-160-0355	NEW	01-15-001	388-160-0545	NEW-P	01-10-063	388-160-140	REP	01-15-001
388-160-0365	NEW-W	01-07-070	388-160-0545	NEW	01-15-001	388-160-150	REP-W	01-07-070
388-160-0365	NEW-P	01-10-063	388-160-0555	NEW-W	01-07-070	388-160-150	REP-P	01-10-063
388-160-0365	NEW	01-15-001	388-160-0555	NEW-P	01-10-063	388-160-150	REP	01-15-001
388-160-0375	NEW-W	01-07-070	388-160-0555	NEW	01-15-001	388-160-160	REP-W	01-07-070
388-160-0375	NEW-P	01-10-063	388-160-0565	NEW-W	01-07-070	388-160-160	REP-P	01-10-063
388-160-0375	NEW	01-15-001	388-160-0565	NEW-P	01-10-063	388-160-160	REP	01-15-001
388-160-0385	NEW-W	01-07-070	388-160-0565	NEW	01-15-001	388-160-170	REP-W	01-07-070
388-160-0385	NEW-P	01-10-063	388-160-0575	NEW-W	01-07-070	388-160-170	REP-P	01-10-063
388-160-0385	NEW	01-15-001	388-160-0575	NEW-P	01-10-063	388-160-170	REP	01-15-001
388-160-0395	NEW-W	01-07-070	388-160-0575	NEW	01-15-001	388-160-180	REP-W	01-07-070
388-160-0395	NEW-P	01-10-063	388-160-0585	NEW-W	01-07-070	388-160-180	REP-P	01-10-063
388-160-0395	NEW	01-15-001	388-160-0585	NEW-P	01-10-063	388-160-180	REP	01-15-001
388-160-040	REP-W	01-07-070	388-160-0585	NEW	01-15-001	388-160-190	REP-W	01-07-070
388-160-040	REP-P	01-10-063	388-160-0595	NEW-W	01-07-070	388-160-190	REP-P	01-10-063
388-160-040	REP	01-15-001	388-160-0595	NEW-P	01-10-063	388-160-190	REP	01-15-001
388-160-0405	NEW-W	01-07-070	388-160-0595	NEW	01-15-001	388-160-200	REP-W	01-07-070
388-160-0405	NEW-P	01-10-063	388-160-060	REP-W	01-07-070	388-160-200	REP-P	01-10-063
388-160-0405	NEW	01-15-001	388-160-060	REP-P	01-10-063	388-160-200	REP	01-15-001
388-160-0415	NEW-W	01-07-070	388-160-060	REP	01-15-001	388-160-210	REP-W	01-07-070
388-160-0415	NEW-P	01-10-063	388-160-0605	NEW-W	01-07-070	388-160-210	REP-P	01-10-063
388-160-0415	NEW	01-15-001	388-160-0605	NEW-P	01-10-063	388-160-210	REP	01-15-001
388-160-0425	NEW-W	01-07-070	388-160-0605	NEW	01-15-001	388-160-220	REP-W	01-07-070
388-160-0425	NEW-P	01-10-063	388-160-0615	NEW-W	01-07-070	388-160-220	REP-P	01-10-063
388-160-0425	NEW	01-15-001	388-160-0615	NEW-P	01-10-063	388-160-220	REP	01-15-001
388-160-0435	NEW-W	01-07-070	388-160-0615	NEW	01-15-001	388-160-230	REP-W	01-07-070
388-160-0435	NEW-P	01-10-063	388-160-0625	NEW-W	01-07-070	388-160-230	REP-P	01-10-063
388-160-0435	NEW	01-15-001	388-160-0625	NEW-P	01-10-063	388-160-230	REP	01-15-001
388-160-0445	NEW-W	01-07-070	388-160-0625	NEW	01-15-001	388-160-240	REP-W	01-07-070
388-160-0445	NEW-P	01-10-063	388-160-0625	NEW-P	01-10-063	388-160-240	REP-P	01-10-063
388-160-0445	NEW	01-15-001	388-160-0635	NEW-W	01-07-070	388-160-240	REP	01-15-001
388-160-0455	NEW-W	01-07-070	388-160-0635	NEW-P	01-10-063	388-160-250	REP-W	01-07-070
388-160-0455	NEW-P	01-10-063	388-160-0635	NEW	01-15-001	388-160-250	REP-P	01-10-063
388-160-0455	NEW	01-15-001	388-160-0645	NEW-W	01-07-070	388-160-250	REP	01-15-001
388-160-0465	NEW-W	01-07-070	388-160-0645	NEW-P	01-10-063	388-160-260	REP-W	01-07-070
388-160-0465	NEW-P	01-10-063	388-160-0645	NEW	01-15-001	388-160-260	REP-P	01-10-063
388-160-0465	NEW	01-15-001	388-160-0655	NEW-P	01-10-063	388-160-260	REP	01-15-001
388-160-0475	NEW-W	01-07-070	388-160-0655	NEW	01-15-001	388-160-270	REP-W	01-07-070
388-160-0475	NEW-P	01-10-063	388-160-0665	NEW-P	01-10-063	388-160-270	REP-P	01-10-063
388-160-0475	NEW	01-15-001	388-160-0665	NEW	01-15-001	388-160-270	REP	01-15-001
388-160-0485	NEW-W	01-07-070	388-160-070	REP-W	01-07-070	388-160-280	REP-W	01-07-070
388-160-0485	NEW-P	01-10-063	388-160-070	REP-P	01-10-063	388-160-280	REP-P	01-10-063
388-160-0485	NEW	01-15-001	388-160-070	REP	01-15-001	388-160-280	REP	01-15-001
388-160-0495	NEW-W	01-07-070	388-160-080	REP-W	01-07-070	388-160-290	REP-W	01-07-070
388-160-0495	NEW-P	01-10-063	388-160-080	REP-P	01-10-063	388-160-290	REP-P	01-10-063
388-160-0495	NEW	01-15-001	388-160-080	REP	01-15-001	388-160-290	REP	01-15-001
388-160-050	REP-W	01-07-070	388-160-090	REP-W	01-07-070	388-160-300	REP-W	01-07-070
388-160-050	REP-P	01-10-063	388-160-090	REP-P	01-10-063	388-160-300	REP-P	01-10-063
388-160-050	REP	01-15-001	388-160-090	REP	01-15-001	388-160-300	REP	01-15-001
388-160-0505	NEW-W	01-07-070	388-160-100	REP-W	01-07-070	388-160-310	REP-W	01-07-070
388-160-0505	NEW-P	01-10-063	388-160-100	REP-P	01-10-063	388-160-310	REP-P	01-10-063
388-160-0505	NEW	01-15-001	388-160-100	REP	01-15-001	388-160-310	REP	01-15-001
388-160-0515	NEW-W	01-07-070	388-160-110	REP-W	01-07-070	388-160-320	REP-W	01-07-070
388-160-0515	NEW-P	01-10-063	388-160-110	REP-P	01-10-063	388-160-320	REP-P	01-10-063
388-160-0515	NEW	01-15-001	388-160-110	REP	01-15-001	388-160-320	REP	01-15-001
388-160-0525	NEW-W	01-07-070	388-160-120	REP-W	01-07-070	388-160-340	REP-W	01-07-070
388-160-0525	NEW-P	01-10-063	388-160-120	REP-P	01-10-063	388-160-340	REP-P	01-10-063
388-160-0525	NEW	01-15-001	388-160-120	REP	01-15-001	388-160-340	REP	01-15-001
388-160-0535	NEW-W	01-07-070	388-160-130	REP-W	01-07-070	388-160-350	REP-W	01-07-070
388-160-0535	NEW-P	01-10-063	388-160-130	REP-P	01-10-063	388-160-350	REP-P	01-10-063
388-160-0535	NEW	01-15-001	388-160-130	REP	01-15-001	388-160-350	REP	01-15-001
388-160-0535	NEW	01-15-001	388-160-140	REP-W	01-07-070	388-160-350	REP	01-15-001

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-160-360	REP-W	01-07-070	388-200-1300	REP-P	01-07-051	388-290-0225	NEW-P	01-20-077
388-160-360	REP-P	01-10-063	388-200-1300	REP	01-10-104	388-290-0230	NEW-P	01-20-077
388-160-360	REP	01-15-001	388-200-1350	REP-P	01-07-051	388-290-0235	NEW-P	01-20-077
388-160-370	REP-W	01-07-070	388-200-1350	REP	01-10-104	388-290-0240	NEW-P	01-20-077
388-160-370	REP-P	01-10-063	388-222-001	REP	01-03-066	388-290-0245	NEW-P	01-20-077
388-160-370	REP	01-15-001	388-222-010	REP	01-03-066	388-290-0250	NEW-P	01-20-077
388-160-380	REP-W	01-07-070	388-222-020	REP	01-03-066	388-290-0255	NEW-P	01-20-077
388-160-380	REP-P	01-10-063	388-273-0010	NEW-P	01-04-070	388-290-0260	NEW-P	01-20-077
388-160-380	REP	01-15-001	388-273-0010	NEW	01-09-023	388-290-0265	NEW-P	01-20-077
388-160-390	REP-W	01-07-070	388-273-0020	NEW-P	01-04-070	388-290-0270	NEW-P	01-20-077
388-160-390	REP-P	01-10-063	388-273-0020	NEW	01-09-023	388-290-075	REP-P	01-20-077
388-160-390	REP	01-15-001	388-273-0020	PREP	01-21-057	388-290-125	REP-P	01-20-077
388-160-400	REP-W	01-07-070	388-273-0025	NEW-P	01-04-070	388-290-150	REP-P	01-20-077
388-160-400	REP-P	01-10-063	388-273-0025	NEW	01-09-023	388-290-200	REP-P	01-20-077
388-160-400	REP	01-15-001	388-273-0030	NEW-P	01-04-070	388-290-270	REP-P	01-20-077
388-160-410	REP-W	01-07-070	388-273-0030	NEW	01-09-023	388-290-280	REP-P	01-20-077
388-160-410	REP-P	01-10-063	388-273-0035	NEW-P	01-04-070	388-290-300	REP-P	01-20-077
388-160-410	REP	01-15-001	388-273-0035	NEW	01-09-023	388-290-350	REP-P	01-20-077
388-160-420	REP-W	01-07-070	388-290-0001	NEW-P	01-20-077	388-290-375	REP-P	01-20-077
388-160-420	REP-P	01-10-063	388-290-0005	NEW-P	01-20-077	388-290-400	REP-P	01-20-077
388-160-420	REP	01-15-001	388-290-0010	NEW-P	01-20-077	388-290-450	REP-P	01-20-077
388-160-430	REP-W	01-07-070	388-290-0015	NEW-P	01-20-077	388-290-475	REP-P	01-20-077
388-160-430	REP-P	01-10-063	388-290-0020	NEW-P	01-20-077	388-290-500	REP-P	01-20-077
388-160-430	REP	01-15-001	388-290-0025	NEW-P	01-20-077	388-290-525	REP-P	01-20-077
388-160-440	REP-W	01-07-070	388-290-0030	NEW-P	01-20-077	388-290-600	REP-P	01-20-077
388-160-440	REP-P	01-10-063	388-290-0035	NEW-P	01-20-077	388-290-650	REP-P	01-20-077
388-160-440	REP	01-15-001	388-290-0040	NEW-P	01-20-077	388-290-700	REP-P	01-20-077
388-160-460	REP-W	01-07-070	388-290-0045	NEW-P	01-20-077	388-290-750	REP-P	01-20-077
388-160-460	REP-P	01-10-063	388-290-0050	NEW-P	01-20-077	388-290-800	REP-P	01-20-077
388-160-460	REP	01-15-001	388-290-0055	NEW-P	01-20-077	388-290-850	REP-P	01-20-077
388-160-470	REP-W	01-07-070	388-290-0060	NEW-P	01-20-077	388-290-854	REP-P	01-20-077
388-160-470	REP-P	01-10-063	388-290-0065	NEW-P	01-20-077	388-290-858	REP-P	01-20-077
388-160-470	REP	01-15-001	388-290-0070	NEW-P	01-20-077	388-290-862	REP-P	01-20-077
388-160-480	REP-W	01-07-070	388-290-0075	NEW-P	01-20-077	388-290-866	REP-P	01-20-077
388-160-480	REP-P	01-10-063	388-290-0080	NEW-P	01-20-077	388-290-870	REP-P	01-20-077
388-160-480	REP	01-15-001	388-290-0085	NEW-P	01-20-077	388-290-874	REP-P	01-20-077
388-160-490	REP-W	01-07-070	388-290-0090	NEW-P	01-20-077	388-290-878	REP-P	01-20-077
388-160-490	REP-P	01-10-063	388-290-0095	NEW-P	01-20-077	388-290-882	REP-P	01-20-077
388-160-490	REP	01-15-001	388-290-010	REP-P	01-20-077	388-290-886	REP-P	01-20-077
388-160-500	REP-W	01-07-070	388-290-0100	NEW-P	01-20-077	388-290-888	REP-P	01-20-077
388-160-500	REP-P	01-10-063	388-290-0105	NEW-P	01-20-077	388-290-900	REP-P	01-20-077
388-160-500	REP	01-15-001	388-290-0110	NEW-P	01-20-077	388-290-905	REP-P	01-20-077
388-160-510	REP-W	01-07-070	388-290-0115	NEW-P	01-20-077	388-290-910	REP-P	01-20-077
388-160-510	REP-P	01-10-063	388-290-0120	NEW-P	01-20-077	388-290-915	REP-P	01-20-077
388-160-510	REP	01-15-001	388-290-0125	NEW-P	01-20-077	388-290-920	REP-P	01-20-077
388-160-520	REP-W	01-07-070	388-290-0130	NEW-P	01-20-077	388-290-925	REP-P	01-20-077
388-160-520	REP-P	01-10-063	388-290-0135	NEW-P	01-20-077	388-290-930	REP-P	01-20-077
388-160-520	REP	01-15-001	388-290-0140	NEW-P	01-20-077	388-290-935	REP-P	01-20-077
388-160-530	REP-W	01-07-070	388-290-0145	NEW-P	01-20-077	388-290-940	REP-P	01-20-077
388-160-530	REP-P	01-10-063	388-290-015	REP-P	01-20-077	388-290-945	REP-P	01-20-077
388-160-530	REP	01-15-001	388-290-0150	NEW-P	01-20-077	388-290-950	REP-P	01-20-077
388-160-540	REP-W	01-07-070	388-290-0155	NEW-P	01-20-077	388-310-0600	AMD-E	01-15-010
388-160-540	REP-P	01-10-063	388-290-0160	NEW-P	01-20-077	388-310-0600	AMD-E	01-22-045
388-160-540	REP	01-15-001	388-290-0165	NEW-P	01-20-077	388-310-0800	AMD-P	01-12-056
388-160-550	REP-W	01-07-070	388-290-0180	NEW-P	01-20-077	388-310-0800	AMD	01-17-053
388-160-550	REP-P	01-10-063	388-290-0185	NEW-P	01-20-077	388-310-0900	AMD-P	01-03-060
388-160-550	REP	01-15-001	388-290-0190	NEW-P	01-20-077	388-310-0900	AMD-E	01-03-132
388-160-560	REP-W	01-07-070	388-290-0195	NEW-P	01-20-077	388-310-0900	AMD	01-15-009
388-160-560	REP-P	01-10-063	388-290-0200	NEW-P	01-20-077	388-310-1000	AMD-P	01-03-060
388-160-560	REP	01-15-001	388-290-0205	NEW-P	01-20-077	388-310-1000	AMD-E	01-03-132
388-200-1050	REP-P	01-07-051	388-290-0210	NEW-P	01-20-077	388-310-1000	AMD	01-15-009
388-200-1050	REP	01-10-104	388-290-0220	NEW-P	01-20-077	388-310-1050	AMD-P	01-03-060

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-310-1050	AMD-E	01-03-132	388-410-0030	AMD	01-14-032	388-450-0090	REP	01-19-020
388-310-1050	AMD	01-15-009	388-412-0005	AMD-P	01-13-068	388-450-0125	REP-P	01-08-044
388-310-1300	AMD-E	01-05-007	388-412-0005	AMD	01-18-054	388-450-0125	REP	01-11-108
388-310-1300	AMD-P	01-19-022	388-412-0015	AMD-P	01-13-068	388-450-0140	AMD-P	01-18-035
388-310-2000	NEW	01-03-042	388-412-0015	AMD	01-18-054	388-450-0140	AMD	01-21-060
388-330-010	REP-W	01-07-071	388-412-0020	AMD-P	01-13-068	388-450-0155	AMD-E	01-12-057
388-330-010	REP-P	01-10-062	388-412-0020	AMD	01-18-054	388-450-0155	AMD-P	01-16-088
388-330-010	REP	01-18-025	388-412-0025	AMD-P	01-13-068	388-450-0155	AMD	01-21-026
388-330-020	REP-W	01-07-071	388-412-0025	AMD	01-18-054	388-450-0156	NEW-E	01-12-057
388-330-020	REP-P	01-10-062	388-412-0040	AMD-P	01-13-068	388-450-0156	NEW-P	01-16-088
388-330-020	REP	01-18-025	388-412-0040	AMD	01-18-054	388-450-0156	NEW	01-21-026
388-330-030	REP-W	01-07-071	388-412-0045	REP-P	01-13-068	388-450-0160	AMD-E	01-12-057
388-330-030	REP-P	01-10-062	388-412-0045	REP	01-18-054	388-450-0160	AMD-P	01-16-088
388-330-030	REP	01-18-025	388-414	PREP	01-06-027	388-450-0160	AMD	01-21-026
388-330-035	REP-W	01-07-071	388-414-0001	AMD-P	01-04-074	388-450-0190	AMD-P	01-03-038
388-330-035	REP-P	01-10-062	388-414-0001	AMD	01-07-054	388-450-0190	AMD-E	01-03-039
388-330-035	REP	01-18-025	388-416	PREP	01-06-027	388-450-0190	AMD	01-06-030
388-330-040	REP-W	01-07-071	388-416-0005	AMD-P	01-08-058	388-450-0190	AMD-P	01-18-034
388-330-040	REP-P	01-10-062	388-416-0005	AMD	01-11-107	388-450-0190	AMD-E	01-18-092
388-330-040	REP	01-18-025	388-418	PREP	01-06-027	388-450-0190	AMD	01-21-059
388-330-050	REP-W	01-07-071	388-418-0005	AMD-S	01-08-059	388-450-0195	AMD-P	01-18-034
388-330-050	REP-P	01-10-062	388-418-0005	AMD	01-11-109	388-450-0195	AMD-E	01-18-092
388-330-050	REP	01-18-025	388-418-0007	NEW-S	01-08-059	388-450-0195	AMD	01-21-059
388-330-060	REP-W	01-07-071	388-418-0007	NEW	01-11-109	388-452	PREP	01-06-027
388-330-060	REP-P	01-10-062	388-422-0005	PREP	01-13-025	388-452-0005	AMD-P	01-10-065
388-330-060	REP	01-18-025	388-422-0005	AMD-P	01-16-139	388-452-0005	AMD	01-14-060
388-400-0005	AMD	01-03-121	388-422-0005	AMD-W	01-18-090	388-454	PREP	01-08-029
388-400-0015	REP	01-03-121	388-432-0005	NEW	01-03-066	388-454-0005	AMD	01-03-121
388-400-0020	REP-P	01-03-120	388-434	PREP	01-06-027	388-454-0006	NEW-E	01-06-025
388-400-0020	REP	01-07-001	388-434-0010	AMD-P	01-11-037	388-454-0006	NEW-E	01-14-058
388-400-0030	AMD-P	01-03-040	388-434-0010	AMD	01-15-011	388-454-0006	NEW-P	01-20-049
388-400-0030	AMD-E	01-03-041	388-434-0010	AMD-P	01-19-019	388-454-0006	NEW-E	01-20-050
388-400-0030	AMD	01-06-031	388-438	PREP	01-07-018	388-454-0010	AMD	01-03-121
388-400-0035	AMD-P	01-10-066	388-438-0110	AMD	01-05-041	388-454-0025	AMD-P	01-20-049
388-400-0035	AMD-E	01-10-067	388-444	PREP	01-12-020	388-458-0001	REP-P	01-12-055
388-400-0035	AMD	01-13-046	388-444-0075	AMD	01-05-006	388-458-0001	REP	01-16-087
388-404-0005	AMD	01-03-121	388-448	PREP	01-04-069	388-458-0002	NEW-P	01-12-055
388-406	PREP	01-06-027	388-448-0020	AMD-P	01-11-106	388-458-0002	NEW	01-16-087
388-406-0015	AMD-P	01-14-057	388-448-0020	AMD	01-14-059	388-458-0005	REP-P	01-12-055
388-406-0015	AMD	01-18-036	388-448-0070	AMD-P	01-11-106	388-458-0005	REP	01-16-087
388-408-0005	AMD	01-03-121	388-448-0070	AMD	01-14-059	388-458-0006	NEW-P	01-12-055
388-408-0010	AMD	01-03-121	388-448-0120	AMD-P	01-11-106	388-458-0006	NEW	01-16-087
388-408-0015	AMD	01-03-121	388-448-0120	AMD	01-14-059	388-458-0010	REP-P	01-12-055
388-408-0020	AMD	01-03-121	388-448-0130	AMD-P	01-11-106	388-458-0010	REP	01-16-087
388-408-0025	AMD	01-03-121	388-448-0130	AMD	01-14-059	388-458-0011	NEW-P	01-12-055
388-408-0030	AMD	01-03-121	388-448-0140	AMD-P	01-11-106	388-458-0011	NEW	01-16-087
388-408-0034	NEW-P	01-18-035	388-448-0140	AMD	01-14-059	388-458-0015	REP-P	01-12-055
388-408-0034	NEW	01-21-060	388-448-0180	AMD-P	01-11-106	388-458-0015	REP	01-16-087
388-408-0035	AMD-P	01-18-035	388-448-0180	AMD	01-14-059	388-458-0016	NEW-P	01-12-055
388-408-0035	AMD	01-21-060	388-448-0200	AMD-P	01-11-106	388-458-0016	NEW	01-16-087
388-408-0040	AMD-P	01-18-035	388-448-0200	AMD	01-14-059	388-458-0020	NEW-P	01-12-055
388-408-0040	AMD	01-21-060	388-450	PREP	01-06-027	388-458-0020	NEW	01-16-087
388-408-0045	AMD-P	01-18-035	388-450-0015	AMD-P	01-13-086	388-458-0025	NEW-P	01-12-055
388-408-0045	AMD	01-21-060	388-450-0015	AMD	01-18-006	388-458-0025	NEW	01-16-087
388-408-0050	AMD-P	01-18-035	388-450-0015	PREP	01-21-022	388-458-0030	NEW-P	01-12-055
388-408-0050	AMD	01-21-060	388-450-0050	AMD-P	01-20-076	388-458-0030	NEW	01-16-087
388-410	PREP	01-21-010	388-450-0055	PREP	01-21-022	388-458-0035	NEW-P	01-12-055
388-410-0020	AMD-P	01-11-091	388-450-0080	AMD-P	01-16-140	388-458-0035	NEW	01-16-087
388-410-0020	AMD	01-14-032	388-450-0080	AMD	01-19-020	388-458-0040	NEW-P	01-12-055
388-410-0025	AMD-P	01-11-091	388-450-0085	AMD-P	01-16-140	388-458-0040	NEW	01-16-087
388-410-0025	AMD	01-14-032	388-450-0085	AMD	01-19-020	388-458-0045	NEW-P	01-12-055
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388-462-0020	NEW-P	01-21-119	388-478-0075	AMD-P	01-14-079	388-512-1225	REP	01-06-042
388-462-0020	NEW-E	01-21-120	388-478-0075	AMD-E	01-14-080	388-512-1230	REP	01-06-042
388-468-0005	PREP	01-08-028	388-478-0075	AMD	01-18-056	388-512-1235	REP	01-06-042
388-470	PREP	01-06-027	388-478-0075	PREP	01-21-096	388-512-1240	REP	01-06-042
388-470-0026	NEW-P	01-13-086	388-478-0080	AMD-P	01-09-068	388-512-1245	REP	01-06-042
388-470-0026	NEW	01-18-006	388-478-0080	AMD-E	01-09-069	388-512-1250	REP	01-06-042
388-470-0060	AMD-E	01-13-003	388-478-0080	AMD	01-12-073	388-512-1255	REP	01-06-042
388-470-0060	AMD-P	01-16-088	388-478-0085	PREP	01-08-027	388-512-1260	REP	01-06-042
388-470-0060	AMD	01-21-026	388-478-0085	AMD-E	01-08-032	388-512-1265	REP	01-06-042
388-470-0075	AMD-W	01-09-073	388-478-0085	AMD-P	01-14-079	388-512-1275	REP	01-06-042
388-470-0075	AMD-P	01-12-069	388-478-0085	AMD-E	01-14-080	388-513-1301	PREP	01-18-046
388-470-0075	AMD	01-15-078	388-478-0085	AMD	01-18-056	388-513-1301	AMD-P	01-20-111
388-470-0075	AMD	01-16-134	388-484-0005	AMD	01-04-016	388-513-1301	AMD-W	01-21-009
388-472-0005	PREP	01-03-119	388-484-0005	PREP	01-16-017	388-513-1301	AMD-P	01-21-098
388-472-0005	AMD-P	01-07-051	388-484-0010	NEW	01-04-016	388-513-1350	AMD-P	01-13-087
388-472-0005	AMD	01-10-104	388-484-0010	PREP	01-16-017	388-513-1350	AMD-E	01-13-088
388-472-0010	NEW-P	01-07-051	388-488	PREP	01-03-024	388-513-1350	AMD	01-18-055
388-472-0010	NEW	01-10-104	388-490	PREP	01-06-027	388-513-1380	AMD-P	01-13-087
388-472-0020	NEW-P	01-07-051	388-492-0010	NEW-P	01-18-091	388-513-1380	AMD-E	01-13-088
388-472-0020	NEW	01-10-104	388-492-0010	NEW	01-21-058	388-513-1380	AMD	01-18-055
388-472-0030	NEW-P	01-07-051	388-492-0020	NEW-P	01-18-091	388-515	PREP	01-11-095
388-472-0030	NEW	01-10-104	388-492-0020	NEW	01-21-058	388-515-1505	AMD-P	01-20-112
388-472-0040	NEW-P	01-07-051	388-492-0030	NEW-P	01-18-091	388-517-0300	PREP	01-21-097
388-472-0040	NEW	01-10-104	388-492-0030	NEW	01-21-058	388-517-0400	NEW	01-06-033
388-472-0050	NEW-P	01-07-051	388-492-0040	NEW-P	01-18-091	388-523-0100	PREP	01-19-018
388-472-0050	NEW	01-10-104	388-492-0040	NEW	01-21-058	388-530	PREP	01-15-007
388-474-0001	AMD	01-06-042	388-492-0050	NEW-P	01-18-091	388-530-1050	PREP	01-13-070
388-474-0010	PREP	01-11-050	388-492-0050	NEW	01-21-058	388-530-1050	AMD-P	01-20-109
388-474-0010	AMD-P	01-16-137	388-492-0060	NEW-P	01-18-091	388-530-1050	AMD-C	01-22-095
388-474-0010	AMD	01-19-023	388-492-0060	NEW	01-21-058	388-530-1260	PREP	01-13-070
388-475	PREP	01-18-045	388-492-0070	NEW-P	01-18-091	388-530-1260	NEW-P	01-20-109
388-475-1000	NEW-P	01-21-118	388-492-0070	NEW	01-21-058	388-530-1260	NEW-C	01-22-095
388-475-1050	NEW-P	01-21-118	388-492-0080	NEW-P	01-18-091	388-533	PREP	01-17-052
388-475-1100	NEW-P	01-21-118	388-492-0080	NEW	01-21-058	388-533-1000	NEW-P	01-11-097
388-475-1150	NEW-P	01-21-118	388-492-0090	NEW-P	01-18-091	388-533-1000	NEW	01-15-008
388-475-1200	NEW-P	01-21-118	388-492-0090	NEW	01-21-058	388-534	PREP	01-20-048
388-475-1250	NEW-P	01-21-118	388-492-0100	NEW-P	01-18-091	388-535	PREP	01-07-018
388-478-0015	AMD-P	01-08-044	388-492-0100	NEW	01-21-058	388-535-1230	AMD-P	01-03-154
388-478-0015	AMD	01-11-108	388-492-0110	NEW-P	01-18-091	388-535-1230	AMD	01-07-077
388-478-0055	AMD-P	01-04-068	388-492-0110	NEW	01-21-058	388-535-1250	REP-P	01-20-110
388-478-0055	AMD	01-08-015	388-492-0120	NEW-P	01-18-091	388-535A-0010	NEW-P	01-20-110
388-478-0055	AMD-E	01-14-031	388-492-0120	NEW	01-21-058	388-535A-0020	NEW-P	01-20-110
388-478-0055	AMD-P	01-16-086	388-492-0130	NEW-P	01-18-091	388-535A-0030	NEW-P	01-20-110
388-478-0055	AMD	01-19-024	388-492-0130	NEW	01-21-058	388-535A-0040	NEW-P	01-20-110
388-478-0056	REP-P	01-04-068	388-501-0050	AMD	01-12-070	388-535A-0050	NEW-P	01-20-110
388-478-0056	REP	01-08-015	388-501-0300	AMD-P	01-09-037	388-535A-0060	NEW-P	01-20-110
388-478-0057	PREP	01-11-079	388-501-0300	AMD	01-12-072	388-538	PREP	01-07-008
388-478-0057	NEW-P	01-19-073	388-502	PREP	01-16-135	388-538-050	AMD-P	01-20-113
388-478-0057	NEW	01-22-088	388-502-0010	AMD	01-07-076	388-538-060	AMD-P	01-20-113
388-478-0060	AMD-P	01-18-034	388-502-0020	AMD	01-07-076	388-538-065	AMD-P	01-20-113
388-478-0060	AMD-E	01-18-092	388-502-0160	AMD	01-05-100	388-538-066	REP-P	01-20-113
388-478-0060	AMD	01-21-059	388-502-0160	PREP	01-10-060	388-538-067	PREP	01-10-059
388-478-0065	PREP	01-08-027	388-502-0160	AMD-P	01-17-047	388-538-067	NEW-P	01-20-113
388-478-0065	AMD-E	01-08-032	388-502-0160	AMD	01-21-023	388-538-068	PREP	01-10-059
388-478-0065	AMD-P	01-14-079	388-505-0210	AMD-P	01-07-012	388-538-068	NEW-P	01-20-113
388-478-0065	AMD-E	01-14-080	388-505-0210	AMD	01-11-110	388-538-070	AMD-P	01-20-113
388-478-0065	AMD	01-18-056	388-505-0220	AMD-P	01-07-012	388-538-080	AMD-P	01-20-113
388-478-0070	AMD-P	01-09-068	388-505-0220	AMD	01-11-110	388-538-095	AMD-P	01-20-113
388-478-0070	AMD-E	01-09-069	388-505-0595	REP	01-06-043	388-538-100	AMD-P	01-20-113
388-478-0070	AMD	01-12-073	388-512-1210	REP-W	01-06-046	388-538-110	AMD-P	01-20-113
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388-538-140	AMD-P	01-20-113	388-550-3800	AMD-P	01-09-070	388-820-025	REP	01-16-016
388-539-0500	REP-X	01-18-057	388-550-3800	AMD	01-16-142	388-820-030	AMD-P	01-09-081
388-539-0550	REP-X	01-18-057	388-550-4300	AMD-P	01-09-070	388-820-030	AMD	01-22-020
388-542-0050	AMD-P	01-20-113	388-550-4300	AMD	01-16-142	388-820-035	REP-XR	01-10-061
388-542-0100	AMD-P	01-20-113	388-550-4400	AMD-P	01-09-070	388-820-035	REP	01-16-016
388-542-0125	AMD-P	01-20-113	388-550-4400	AMD	01-16-142	388-820-040	AMD-P	01-09-081
388-542-0150	AMD-P	01-20-113	388-550-4500	AMD-P	01-09-070	388-820-040	AMD	01-22-020
388-542-0200	AMD-P	01-20-113	388-550-4500	AMD	01-16-142	388-820-045	REP-XR	01-10-061
388-542-0220	NEW-P	01-20-113	388-550-4800	AMD-P	01-09-070	388-820-045	REP	01-16-016
388-542-0250	AMD-P	01-20-113	388-550-4800	AMD	01-16-142	388-820-050	AMD-P	01-09-081
388-542-0275	AMD-P	01-20-113	388-551	PREP	01-03-095	388-820-050	AMD	01-22-020
388-542-0300	AMD-P	01-20-113	388-551	PREP	01-03-096	388-820-055	REP-XR	01-10-061
388-542-0500	NEW-P	01-20-113	388-551-3000	NEW	01-05-040	388-820-055	REP	01-16-016
388-543-1000	AMD-P	01-21-106	388-561-0001	NEW	01-06-043	388-820-060	AMD-P	01-09-081
388-543-1150	PREP	01-05-027	388-561-0100	NEW	01-06-043	388-820-060	AMD	01-22-020
388-543-1150	NEW-P	01-11-105	388-561-0200	NEW	01-06-043	388-820-065	REP-XR	01-10-061
388-543-1150	NEW	01-16-141	388-561-0300	NEW	01-06-043	388-820-065	REP	01-16-016
388-543-1300	AMD-P	01-21-106	388-815-005	REP-XR	01-07-019	388-820-070	AMD-P	01-09-081
388-543-2200	AMD-P	01-21-106	388-815-005	REP	01-13-026	388-820-070	AMD	01-22-020
388-543-2800	PREP	01-05-027	388-815-010	REP-XR	01-07-019	388-820-075	REP-XR	01-10-061
388-543-2800	AMD-P	01-11-105	388-815-010	REP	01-13-026	388-820-075	REP	01-16-016
388-543-2800	AMD	01-16-141	388-815-020	REP-XR	01-07-019	388-820-080	AMD-P	01-09-081
388-544	PREP	01-07-018	388-815-020	REP	01-13-026	388-820-080	AMD	01-22-020
388-545-900	NEW-P	01-16-138	388-815-030	REP-XR	01-07-019	388-820-085	REP-XR	01-10-061
388-545-900	NEW	01-20-114	388-815-030	REP	01-13-026	388-820-085	REP	01-16-016
388-546-0001	NEW	01-03-084	388-815-100	REP-XR	01-07-019	388-820-090	AMD-P	01-09-081
388-546-0100	NEW	01-03-084	388-815-100	REP	01-13-026	388-820-090	AMD	01-22-020
388-546-0150	NEW	01-03-084	388-815-110	REP-XR	01-07-019	388-820-095	REP-XR	01-10-061
388-546-0200	NEW	01-03-084	388-815-110	REP	01-13-026	388-820-095	REP	01-16-016
388-546-0250	NEW	01-03-084	388-815-120	REP-XR	01-07-019	388-820-100	AMD-P	01-09-081
388-546-0300	NEW	01-03-084	388-815-120	REP	01-13-026	388-820-100	AMD	01-22-020
388-546-0400	NEW	01-03-084	388-815-130	REP-XR	01-07-019	388-820-1001	NEW-E	01-22-019
388-546-0450	NEW	01-03-084	388-815-130	REP	01-13-026	388-820-1002	NEW-E	01-22-019
388-546-0500	NEW	01-03-084	388-815-140	REP-XR	01-07-019	388-820-1003	NEW-E	01-22-019
388-546-0600	NEW	01-03-084	388-815-140	REP	01-13-026	388-820-1004	NEW-E	01-22-019
388-546-0700	NEW	01-03-084	388-815-160	REP-XR	01-07-019	388-820-1005	NEW-E	01-22-019
388-546-0800	NEW	01-03-084	388-815-160	REP	01-13-026	388-820-1006	NEW-E	01-22-019
388-546-1000	NEW	01-03-084	388-815-200	REP-XR	01-07-019	388-820-1007	NEW-E	01-22-019
388-546-5000	NEW	01-06-029	388-815-200	REP	01-13-026	388-820-1008	NEW-E	01-22-019
388-546-5100	NEW	01-06-029	388-815-205	REP-XR	01-07-019	388-820-1009	NEW-E	01-22-019
388-546-5200	NEW	01-06-029	388-815-205	REP	01-13-026	388-820-1010	NEW-E	01-22-019
388-546-5300	NEW	01-06-029	388-815-210	REP-XR	01-07-019	388-820-1011	NEW-E	01-22-019
388-546-5400	NEW	01-06-029	388-815-210	REP	01-13-026	388-820-1012	NEW-E	01-22-019
388-546-5500	NEW	01-06-029	388-815-215	REP-XR	01-07-019	388-820-1013	NEW-E	01-22-019
388-550	PREP	01-11-096	388-815-215	REP	01-13-026	388-820-105	REP-XR	01-10-061
388-550-1050	AMD-P	01-09-070	388-815-220	REP-XR	01-07-019	388-820-105	REP	01-16-016
388-550-1050	AMD	01-16-142	388-815-220	REP	01-13-026	388-820-110	AMD-P	01-09-081
388-550-1100	AMD-P	01-09-070	388-815-230	REP-XR	01-07-019	388-820-110	AMD	01-22-020
388-550-1100	AMD	01-16-142	388-815-230	REP	01-13-026	388-820-115	REP-XR	01-10-061
388-550-2598	PREP	01-20-075	388-815-240	REP-XR	01-07-019	388-820-115	REP	01-16-016
388-550-2700	REP-P	01-09-070	388-815-240	REP	01-13-026	388-820-120	AMD-P	01-09-081
388-550-2700	REP	01-16-142	388-815-250	REP-XR	01-07-019	388-820-120	AMD	01-22-020
388-550-2800	AMD-P	01-09-070	388-815-250	REP	01-13-026	388-820-125	REP-XR	01-10-061
388-550-2800	AMD	01-16-142	388-820-005	REP-XR	01-10-061	388-820-125	REP	01-16-016
388-550-2900	AMD-P	01-09-070	388-820-005	REP	01-16-016	388-820-130	AMD-P	01-09-081
388-550-2900	AMD	01-16-142	388-820-010	AMD-P	01-09-081	388-820-130	AMD	01-22-020
388-550-3300	AMD-P	01-09-070	388-820-010	AMD	01-22-020	388-820-140	NEW-P	01-09-081
388-550-3300	AMD	01-16-142	388-820-015	REP-XR	01-10-061	388-820-140	NEW	01-22-020
388-550-3600	AMD-P	01-09-070	388-820-015	REP	01-16-016	388-820-150	NEW-P	01-09-081
388-550-3600	AMD	01-16-142	388-820-020	AMD-P	01-09-081	388-820-150	NEW	01-22-020
388-550-3700	AMD-P	01-09-070	388-820-020	AMD	01-22-020	388-820-160	NEW-P	01-09-081

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388-820-170	NEW-P	01-09-081	388-820-480	NEW-P	01-09-081	388-820-790	NEW-P	01-09-081
388-820-170	NEW	01-22-020	388-820-480	NEW	01-22-020	388-820-790	NEW	01-22-020
388-820-180	NEW-P	01-09-081	388-820-490	NEW-P	01-09-081	388-820-800	NEW-P	01-09-081
388-820-180	NEW	01-22-020	388-820-490	NEW	01-22-020	388-820-800	NEW	01-22-020
388-820-190	NEW-P	01-09-081	388-820-500	NEW-P	01-09-081	388-820-810	NEW-P	01-09-081
388-820-190	NEW	01-22-020	388-820-500	NEW	01-22-020	388-820-810	NEW	01-22-020
388-820-200	NEW-P	01-09-081	388-820-510	NEW-P	01-09-081	388-820-820	NEW-P	01-09-081
388-820-200	NEW	01-22-020	388-820-510	NEW	01-22-020	388-820-820	NEW	01-22-020
388-820-210	NEW-P	01-09-081	388-820-520	NEW-P	01-09-081	388-820-830	NEW-P	01-09-081
388-820-210	NEW	01-22-020	388-820-520	NEW	01-22-020	388-820-830	NEW	01-22-020
388-820-220	NEW-P	01-09-081	388-820-530	NEW-P	01-09-081	388-820-840	NEW-P	01-09-081
388-820-220	NEW	01-22-020	388-820-530	NEW	01-22-020	388-820-840	NEW	01-22-020
388-820-230	NEW-P	01-09-081	388-820-540	NEW-P	01-09-081	388-820-850	NEW-P	01-09-081
388-820-230	NEW	01-22-020	388-820-540	NEW	01-22-020	388-820-850	NEW	01-22-020
388-820-240	NEW-P	01-09-081	388-820-550	NEW-P	01-09-081	388-820-860	NEW-P	01-09-081
388-820-240	NEW	01-22-020	388-820-550	NEW	01-22-020	388-820-860	NEW	01-22-020
388-820-250	NEW-P	01-09-081	388-820-560	NEW-P	01-09-081	388-820-870	NEW-P	01-09-081
388-820-250	NEW	01-22-020	388-820-560	NEW	01-22-020	388-820-870	NEW	01-22-020
388-820-260	NEW-P	01-09-081	388-820-570	NEW-P	01-09-081	388-820-880	NEW-P	01-09-081
388-820-260	NEW	01-22-020	388-820-570	NEW	01-22-020	388-820-880	NEW	01-22-020
388-820-270	NEW-P	01-09-081	388-820-580	NEW-P	01-09-081	388-820-890	NEW-P	01-09-081
388-820-270	NEW	01-22-020	388-820-580	NEW	01-22-020	388-820-890	NEW	01-22-020
388-820-280	NEW-P	01-09-081	388-820-590	NEW-P	01-09-081	388-820-900	NEW-P	01-09-081
388-820-280	NEW	01-22-020	388-820-590	NEW	01-22-020	388-820-900	NEW	01-22-020
388-820-290	NEW-P	01-09-081	388-820-600	NEW-P	01-09-081	388-820-910	NEW-P	01-09-081
388-820-290	NEW	01-22-020	388-820-600	NEW	01-22-020	388-820-910	NEW	01-22-020
388-820-300	NEW-P	01-09-081	388-820-610	NEW-P	01-09-081	388-820-920	NEW-P	01-09-081
388-820-300	NEW	01-22-020	388-820-610	NEW	01-22-020	388-820-920	NEW	01-22-020
388-820-310	NEW-P	01-09-081	388-820-620	NEW-P	01-09-081	388-820-930	NEW-P	01-09-081
388-820-310	NEW	01-22-020	388-820-620	NEW	01-22-020	388-820-930	NEW	01-22-020
388-820-320	NEW-P	01-09-081	388-820-630	NEW-P	01-09-081	388-825-020	PREP	01-03-059
388-820-320	NEW	01-22-020	388-820-630	NEW	01-22-020	388-825-205	PREP	01-03-059
388-820-330	NEW-P	01-09-081	388-820-640	NEW-P	01-09-081	388-825-226	AMD-P	01-21-011
388-820-330	NEW	01-22-020	388-820-640	NEW	01-22-020	388-825-228	AMD-P	01-21-011
388-820-340	NEW-P	01-09-081	388-820-650	NEW-P	01-09-081	388-825-238	AMD-P	01-21-011
388-820-340	NEW	01-22-020	388-820-650	NEW	01-22-020	388-825-254	AMD-P	01-21-011
388-820-350	NEW-P	01-09-081	388-820-660	NEW-P	01-09-081	388-835-0005	NEW	01-10-013
388-820-350	NEW	01-22-020	388-820-660	NEW	01-22-020	388-835-0010	NEW	01-10-013
388-820-360	NEW-P	01-09-081	388-820-670	NEW-P	01-09-081	388-835-0015	NEW	01-10-013
388-820-360	NEW	01-22-020	388-820-670	NEW	01-22-020	388-835-0020	NEW	01-10-013
388-820-370	NEW-P	01-09-081	388-820-680	NEW-P	01-09-081	388-835-0025	NEW	01-10-013
388-820-370	NEW	01-22-020	388-820-680	NEW	01-22-020	388-835-0030	NEW	01-10-013
388-820-380	NEW-P	01-09-081	388-820-690	NEW-P	01-09-081	388-835-0035	NEW	01-10-013
388-820-380	NEW	01-22-020	388-820-690	NEW	01-22-020	388-835-0040	NEW	01-10-013
388-820-390	NEW-P	01-09-081	388-820-700	NEW-P	01-09-081	388-835-0045	NEW	01-10-013
388-820-390	NEW	01-22-020	388-820-700	NEW	01-22-020	388-835-0050	NEW	01-10-013
388-820-400	NEW-P	01-09-081	388-820-710	NEW-P	01-09-081	388-835-0055	NEW	01-10-013
388-820-400	NEW	01-22-020	388-820-710	NEW	01-22-020	388-835-0060	NEW	01-10-013
388-820-410	NEW-P	01-09-081	388-820-720	NEW-P	01-09-081	388-835-0065	NEW	01-10-013
388-820-410	NEW	01-22-020	388-820-720	NEW	01-22-020	388-835-0070	NEW	01-10-013
388-820-420	NEW-P	01-09-081	388-820-730	NEW-P	01-09-081	388-835-0075	NEW	01-10-013
388-820-420	NEW	01-22-020	388-820-730	NEW	01-22-020	388-835-0080	NEW	01-10-013
388-820-430	NEW-P	01-09-081	388-820-740	NEW-P	01-09-081	388-835-0085	NEW	01-10-013
388-820-430	NEW	01-22-020	388-820-740	NEW	01-22-020	388-835-0090	NEW	01-10-013
388-820-440	NEW-P	01-09-081	388-820-750	NEW-P	01-09-081	388-835-0095	NEW	01-10-013
388-820-440	NEW	01-22-020	388-820-750	NEW	01-22-020	388-835-010	REP	01-10-013
388-820-450	NEW-P	01-09-081	388-820-760	NEW-P	01-09-081	388-835-0100	NEW	01-10-013
388-820-450	NEW	01-22-020	388-820-760	NEW	01-22-020	388-835-0105	NEW	01-10-013
388-820-460	NEW-P	01-09-081	388-820-770	NEW-P	01-09-081	388-835-0110	NEW	01-10-013
388-820-460	NEW	01-22-020	388-820-770	NEW	01-22-020	388-835-0115	NEW	01-10-013
388-820-470	NEW-P	01-09-081	388-820-780	NEW-P	01-09-081	388-835-0120	NEW	01-10-013

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-861-181	REP	01-12-047	388-862-060	REP	01-12-047	388-862-340	REP	01-12-047
388-861-191	REP-P	01-07-116	388-862-070	REP-P	01-07-116	388-862-350	REP-P	01-07-116
388-861-191	REP	01-12-047	388-862-070	REP	01-12-047	388-862-350	REP	01-12-047
388-861-201	REP-P	01-07-116	388-862-080	REP-P	01-07-116	388-862-360	REP-P	01-07-116
388-861-201	REP	01-12-047	388-862-080	REP	01-12-047	388-862-360	REP	01-12-047
388-861-211	REP-P	01-07-116	388-862-090	REP-P	01-07-116	388-862-370	REP-P	01-07-116
388-861-211	REP	01-12-047	388-862-090	REP	01-12-047	388-862-370	REP	01-12-047
388-861-221	REP-P	01-07-116	388-862-100	REP-P	01-07-116	388-862-380	REP-P	01-07-116
388-861-221	REP	01-12-047	388-862-100	REP	01-12-047	388-862-380	REP	01-12-047
388-861-231	REP-P	01-07-116	388-862-110	REP-P	01-07-116	388-862-390	REP-P	01-07-116
388-861-231	REP	01-12-047	388-862-110	REP	01-12-047	388-862-390	REP	01-12-047
388-861-241	REP-P	01-07-116	388-862-120	REP-P	01-07-116	388-862-400	REP-P	01-07-116
388-861-241	REP	01-12-047	388-862-120	REP	01-12-047	388-862-400	REP	01-12-047
388-861-261	REP-P	01-07-116	388-862-130	REP-P	01-07-116	388-862-410	REP-P	01-07-116
388-861-261	REP	01-12-047	388-862-130	REP	01-12-047	388-862-410	REP	01-12-047
388-861-263	REP-P	01-07-116	388-862-140	REP-P	01-07-116	388-862-420	REP-P	01-07-116
388-861-263	REP	01-12-047	388-862-140	REP	01-12-047	388-862-420	REP	01-12-047
388-861-271	REP-P	01-07-116	388-862-150	REP-P	01-07-116	388-862-430	REP-P	01-07-116
388-861-271	REP	01-12-047	388-862-150	REP	01-12-047	388-862-430	REP	01-12-047
388-861-281	REP-P	01-07-116	388-862-160	REP-P	01-07-116	388-862-440	REP-P	01-07-116
388-861-281	REP	01-12-047	388-862-160	REP	01-12-047	388-862-440	REP	01-12-047
388-861-291	REP-P	01-07-116	388-862-170	REP-P	01-07-116	388-862-450	REP-P	01-07-116
388-861-291	REP	01-12-047	388-862-170	REP	01-12-047	388-862-450	REP	01-12-047
388-861-293	REP-P	01-07-116	388-862-180	REP-P	01-07-116	388-862-460	REP-P	01-07-116
388-861-293	REP	01-12-047	388-862-180	REP	01-12-047	388-862-460	REP	01-12-047
388-861-295	REP-P	01-07-116	388-862-190	REP-P	01-07-116	388-862-470	REP-P	01-07-116
388-861-295	REP	01-12-047	388-862-190	REP	01-12-047	388-862-470	REP	01-12-047
388-861-297	REP-P	01-07-116	388-862-200	REP-P	01-07-116	388-865-0100	NEW-P	01-07-116
388-861-297	REP	01-12-047	388-862-200	REP	01-12-047	388-865-0100	NEW	01-12-047
388-861-301	REP-P	01-07-116	388-862-210	REP-P	01-07-116	388-865-0105	NEW-P	01-07-116
388-861-301	REP	01-12-047	388-862-210	REP	01-12-047	388-865-0105	NEW	01-12-047
388-861-341	REP-P	01-07-116	388-862-220	REP-P	01-07-116	388-865-0110	NEW-P	01-07-116
388-861-341	REP	01-12-047	388-862-220	REP	01-12-047	388-865-0110	NEW	01-12-047
388-861-351	REP-P	01-07-116	388-862-230	REP-P	01-07-116	388-865-0115	NEW-P	01-07-116
388-861-351	REP	01-12-047	388-862-230	REP	01-12-047	388-865-0115	NEW	01-12-047
388-861-361	REP-P	01-07-116	388-862-240	REP-P	01-07-116	388-865-0120	NEW-P	01-07-116
388-861-361	REP	01-12-047	388-862-240	REP	01-12-047	388-865-0120	NEW	01-12-047
388-861-363	REP-P	01-07-116	388-862-250	REP-P	01-07-116	388-865-0150	NEW-P	01-07-116
388-861-363	REP	01-12-047	388-862-250	REP	01-12-047	388-865-0150	NEW	01-12-047
388-861-365	REP-P	01-07-116	388-862-260	REP-P	01-07-116	388-865-0200	NEW-P	01-07-116
388-861-365	REP	01-12-047	388-862-260	REP	01-12-047	388-865-0200	NEW	01-12-047
388-861-367	REP-P	01-07-116	388-862-270	REP-P	01-07-116	388-865-0201	NEW-P	01-07-116
388-861-367	REP	01-12-047	388-862-270	REP	01-12-047	388-865-0201	NEW-S	01-09-078
388-861-371	REP-P	01-07-116	388-862-275	REP-P	01-07-116	388-865-0201	NEW	01-12-047
388-861-371	REP	01-12-047	388-862-275	REP	01-12-047	388-865-0203	NEW-P	01-07-116
388-861-400	REP-P	01-07-116	388-862-276	REP-P	01-07-116	388-865-0203	NEW-S	01-09-078
388-861-400	REP	01-12-047	388-862-276	REP	01-12-047	388-865-0203	NEW	01-12-047
388-861-401	REP-P	01-07-116	388-862-277	REP-P	01-07-116	388-865-0205	NEW-P	01-07-116
388-861-401	REP	01-12-047	388-862-277	REP	01-12-047	388-865-0205	NEW	01-12-047
388-861-402	REP-P	01-07-116	388-862-280	REP-P	01-07-116	388-865-0210	NEW-P	01-07-116
388-861-402	REP	01-12-047	388-862-280	REP	01-12-047	388-865-0210	NEW	01-12-047
388-862-010	REP-P	01-07-116	388-862-280	REP	01-12-047	388-865-0215	NEW-P	01-07-116
388-862-010	REP	01-12-047	388-862-290	REP-P	01-07-116	388-865-0215	NEW	01-12-047
388-862-020	REP-P	01-07-116	388-862-290	REP	01-12-047	388-865-0220	NEW-P	01-07-116
388-862-020	REP	01-12-047	388-862-300	REP-P	01-07-116	388-865-0220	NEW	01-12-047
388-862-030	REP-P	01-07-116	388-862-300	REP	01-12-047	388-865-0221	NEW-P	01-07-116
388-862-030	REP	01-12-047	388-862-310	REP-P	01-07-116	388-865-0221	NEW	01-12-047
388-862-040	REP-P	01-07-116	388-862-310	REP	01-12-047	388-865-0222	NEW-P	01-07-116
388-862-040	REP	01-12-047	388-862-320	REP-P	01-07-116	388-865-0222	NEW	01-12-047
388-862-050	REP-P	01-07-116	388-862-320	REP	01-12-047	388-865-0225	NEW-P	01-07-116
388-862-050	REP	01-12-047	388-862-330	REP-P	01-07-116	388-865-0225	NEW	01-12-047
388-862-060	REP-P	01-07-116	388-862-330	REP	01-12-047	388-865-0229	NEW-P	01-07-116
			388-862-340	REP-P	01-07-116			

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388-865-0229	NEW	01-12-047	388-865-0365	NEW	01-12-047	388-865-0501	NEW	01-12-047
388-865-0230	NEW-P	01-07-116	388-865-0400	NEW-P	01-07-116	388-865-0502	NEW-P	01-07-116
388-865-0230	NEW	01-12-047	388-865-0400	NEW	01-12-047	388-865-0502	NEW	01-12-047
388-865-0235	NEW-P	01-07-116	388-865-0405	NEW-P	01-07-116	388-865-0504	NEW-E	01-06-040
388-865-0235	NEW	01-12-047	388-865-0405	NEW	01-12-047	388-865-0504	NEW-S	01-09-078
388-865-0240	NEW-P	01-07-116	388-865-0410	NEW-P	01-07-116	388-865-0504	NEW	01-12-047
388-865-0240	NEW	01-12-047	388-865-0410	NEW	01-12-047	388-865-0505	NEW-P	01-07-116
388-865-0245	NEW-P	01-07-116	388-865-0415	NEW-P	01-07-116	388-865-0505	NEW	01-12-047
388-865-0245	NEW	01-12-047	388-865-0415	NEW	01-12-047	388-865-0510	NEW-P	01-07-116
388-865-0250	NEW-P	01-07-116	388-865-0420	NEW-P	01-07-116	388-865-0510	NEW	01-12-047
388-865-0250	NEW	01-12-047	388-865-0420	NEW	01-12-047	388-865-0515	NEW-P	01-07-116
388-865-0255	NEW-P	01-07-116	388-865-0425	NEW-P	01-07-116	388-865-0515	NEW	01-12-047
388-865-0255	NEW	01-12-047	388-865-0425	NEW	01-12-047	388-865-0525	NEW-P	01-07-116
388-865-0260	NEW-P	01-07-116	388-865-0430	NEW-P	01-07-116	388-865-0525	NEW	01-12-047
388-865-0260	NEW	01-12-047	388-865-0430	NEW	01-12-047	388-865-0530	NEW-P	01-07-116
388-865-0265	NEW-P	01-07-116	388-865-0435	NEW-P	01-07-116	388-865-0530	NEW	01-12-047
388-865-0265	NEW	01-12-047	388-865-0435	NEW	01-12-047	388-865-0535	NEW-P	01-07-116
388-865-0270	NEW-P	01-07-116	388-865-0436	NEW-P	01-07-116	388-865-0535	NEW	01-12-047
388-865-0270	NEW	01-12-047	388-865-0436	NEW	01-12-047	388-865-0540	NEW-P	01-07-116
388-865-0275	NEW-P	01-07-116	388-865-0440	NEW-P	01-07-116	388-865-0540	NEW	01-12-047
388-865-0275	NEW	01-12-047	388-865-0440	NEW	01-12-047	388-865-0545	NEW-P	01-07-116
388-865-0280	NEW-P	01-07-116	388-865-0445	NEW-P	01-07-116	388-865-0545	NEW	01-12-047
388-865-0280	NEW	01-12-047	388-865-0445	NEW	01-12-047	388-865-0546	NEW-P	01-07-116
388-865-0282	NEW-P	01-07-116	388-865-0450	NEW-P	01-07-116	388-865-0546	NEW	01-12-047
388-865-0282	NEW	01-12-047	388-865-0450	NEW	01-12-047	388-865-0550	NEW-P	01-07-116
388-865-0284	NEW-P	01-07-116	388-865-0452	NEW-P	01-07-116	388-865-0550	NEW	01-12-047
388-865-0284	NEW	01-12-047	388-865-0452	NEW	01-12-047	388-865-0555	NEW-P	01-07-116
388-865-0286	NEW-P	01-07-116	388-865-0454	NEW-P	01-07-116	388-865-0555	NEW	01-12-047
388-865-0286	NEW	01-12-047	388-865-0454	NEW	01-12-047	388-865-0557	NEW-P	01-07-116
388-865-0288	NEW-P	01-07-116	388-865-0456	NEW-P	01-07-116	388-865-0557	NEW	01-12-047
388-865-0288	NEW	01-12-047	388-865-0456	NEW	01-12-047	388-865-0560	NEW-P	01-07-116
388-865-0300	NEW-P	01-07-116	388-865-0458	NEW-P	01-07-116	388-865-0560	NEW	01-12-047
388-865-0300	NEW	01-12-047	388-865-0458	NEW	01-12-047	388-865-0565	NEW-P	01-07-116
388-865-0305	NEW-P	01-07-116	388-865-0460	NEW-P	01-07-116	388-865-0565	NEW	01-12-047
388-865-0305	NEW	01-12-047	388-865-0460	NEW	01-12-047	388-865-0600	NEW-P	01-07-116
388-865-0307	NEW-P	01-07-116	388-865-0462	NEW-P	01-07-116	388-865-0600	NEW	01-12-047
388-865-0307	NEW-W	01-22-034	388-865-0462	NEW	01-12-047	388-865-0610	NEW-P	01-07-116
388-865-0310	NEW-P	01-07-116	388-865-0464	NEW-P	01-07-116	388-865-0610	NEW	01-12-047
388-865-0310	NEW	01-12-047	388-865-0464	NEW	01-12-047	388-865-0620	NEW-P	01-07-116
388-865-0315	NEW-P	01-07-116	388-865-0466	NEW-P	01-07-116	388-865-0620	NEW	01-12-047
388-865-0315	NEW	01-12-047	388-865-0466	NEW	01-12-047	388-865-0630	NEW-P	01-07-116
388-865-0320	NEW-P	01-07-116	388-865-0468	NEW-P	01-07-116	388-865-0630	NEW	01-12-047
388-865-0320	NEW	01-12-047	388-865-0468	NEW	01-12-047	388-865-0640	NEW-P	01-07-116
388-865-0325	NEW-P	01-07-116	388-865-0470	NEW-P	01-07-116	388-865-0640	NEW	01-12-047
388-865-0325	NEW	01-12-047	388-865-0470	NEW	01-12-047	388-880-005	AMD-P	01-18-047
388-865-0330	NEW-P	01-07-116	388-865-0472	NEW-P	01-07-116	388-880-007	NEW-P	01-18-047
388-865-0330	NEW	01-12-047	388-865-0472	NEW	01-12-047	388-880-010	AMD-P	01-18-047
388-865-0335	NEW-P	01-07-116	388-865-0474	NEW-P	01-07-116	388-880-020	AMD-P	01-18-047
388-865-0335	NEW	01-12-047	388-865-0474	NEW	01-12-047	388-880-030	AMD-P	01-18-047
388-865-0340	NEW-P	01-07-116	388-865-0476	NEW-P	01-07-116	388-880-031	NEW-P	01-18-047
388-865-0340	NEW	01-12-047	388-865-0476	NEW	01-12-047	388-880-032	NEW-P	01-18-047
388-865-0345	NEW-P	01-07-116	388-865-0478	NEW-P	01-07-116	388-880-040	AMD-P	01-18-047
388-865-0345	NEW	01-12-047	388-865-0478	NEW	01-12-047	388-880-042	NEW-P	01-18-047
388-865-0350	NEW-P	01-07-116	388-865-0480	NEW-P	01-07-116	388-880-043	NEW-P	01-18-047
388-865-0350	NEW	01-12-047	388-865-0480	NEW	01-12-047	388-880-044	NEW-P	01-18-047
388-865-0355	NEW-P	01-07-116	388-865-0482	NEW-P	01-07-116	388-880-045	NEW-P	01-18-047
388-865-0355	NEW	01-12-047	388-865-0482	NEW	01-12-047	388-880-050	AMD-P	01-18-047
388-865-0360	NEW-P	01-07-116	388-865-0484	NEW-P	01-07-116	388-880-110	AMD-P	01-18-047
388-865-0360	NEW	01-12-047	388-865-0484	NEW	01-12-047	388-881-010	NEW-P	01-18-047
388-865-0363	NEW-P	01-07-116	388-865-0500	NEW-P	01-07-116	388-881-015	NEW-P	01-18-047
388-865-0363	NEW	01-12-047	388-865-0500	NEW	01-12-047	388-881-020	NEW-P	01-18-047
388-865-0365	NEW-P	01-07-116	388-865-0501	NEW-P	01-07-116	388-881-025	NEW-P	01-18-047

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388-881-030	NEW-P	01-18-047	390-16-308	AMD-X	01-19-079	391-25-270	AMD-P	01-10-112
388-881-035	NEW-P	01-18-047	390-16-309	PREP	01-03-081	391-25-270	AMD	01-14-009
390	PREP	01-16-127	390-16-311	PREP	01-03-082	391-25-290	AMD-P	01-10-112
390-05-200	AMD-X	01-19-079	390-17-060	AMD-X	01-19-079	391-25-290	AMD	01-14-009
390-05-205	AMD-X	01-19-079	390-17-302	NEW-P	01-19-012	391-25-299	AMD-P	01-10-112
390-05-400	AMD-P	01-19-012	390-17-302	NEW	01-22-050	391-25-299	AMD	01-14-009
390-05-400	AMD	01-22-050	390-17-315	AMD-X	01-19-079	391-25-350	AMD-P	01-10-112
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392-121-558	REP	01-22-031	392-138-060	REP-P	01-12-048	392-140-578	REP-X	01-16-115
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392-140-646	PREP	01-17-035	392-140-920	REP-X	01-16-117	392-153-017	NEW	01-16-003
392-140-650	PREP	01-17-035	392-140-920	REP	01-22-030	392-153-020	AMD-P	01-11-064
392-140-653	PREP	01-17-035	392-140-922	REP-X	01-16-117	392-153-020	AMD	01-16-003
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392-140-670	PREP	01-17-035	392-140-925	REP-X	01-16-117	392-153-022	NEW	01-16-003
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392-140-675	PREP	01-17-035	392-140-926	REP-X	01-16-117	392-153-023	NEW	01-16-003
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392-140-800	REP	01-22-033	392-140-928	REP-X	01-16-117	392-153-025	AMD	01-16-003
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392-140-802	REP	01-22-033	392-140-929	REP-X	01-16-117	392-153-032	AMD	01-16-003
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392-140-830	REP-X	01-16-114	392-142-155	PREP	01-10-105	392-172-200	AMD-P	01-11-129
392-140-830	REP	01-22-033	392-142-155	PREP	01-11-049	392-172-202	AMD-P	01-11-129
392-140-832	REP-X	01-16-114	392-142-155	AMD-P	01-13-059	392-172-220	AMD-P	01-11-129
392-140-832	REP	01-22-033	392-142-155	AMD	01-17-005	392-172-222	AMD-P	01-11-129
392-140-834	REP-X	01-16-114	392-143-010	AMD-P	01-13-058	392-172-224	AMD-P	01-11-129
392-140-834	REP	01-22-033	392-143-010	AMD	01-17-006	392-172-232	AMD-P	01-11-129
392-140-836	REP-X	01-16-114	392-151-090	AMD-P	01-03-097	392-172-23600	AMD-P	01-11-129
392-140-836	REP	01-22-033	392-151-090	AMD-W	01-15-029	392-172-23605	AMD-P	01-11-129
392-140-900	PREP	01-16-109	392-151-095	AMD-P	01-03-097	392-172-23610	AMD-P	01-11-129
392-140-901	PREP	01-16-109	392-151-095	AMD-W	01-15-029	392-172-238	AMD-P	01-11-129
392-140-902	PREP	01-16-109	392-153-001	NEW-P	01-11-064	392-172-239	AMD-P	01-11-129
392-140-903	AMD	01-08-048	392-153-001	NEW	01-16-003	392-172-241	NEW-P	01-11-129
392-140-903	PREP	01-16-109	392-153-005	AMD-P	01-11-064	392-172-242	AMD-P	01-11-129
392-140-905	PREP	01-16-109	392-153-005	AMD	01-16-003	392-172-338	AMD-P	01-11-129
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392-172-38410	AMD-P	01-11-129	415-108-010	AMD	01-21-090	415-111-100	AMD-P	01-18-072
392-172-404	AMD-P	01-11-129	415-108-0101	REP-P	01-17-016	415-111-110	AMD-P	01-20-037
392-172-424	AMD-P	01-11-129	415-108-0101	REP	01-21-090	415-111-220	PREP	01-07-078
392-172-426	AMD-P	01-11-129	415-108-0102	REP-P	01-17-016	415-111-220	AMD-E	01-08-026
392-172-504	AMD-P	01-11-129	415-108-0102	REP	01-21-090	415-111-220	AMD-P	01-11-119
392-172-507	AMD-P	01-11-129	415-108-0103	REP-P	01-17-016	415-111-220	AMD	01-15-038
399- 10-010	AMD-P	01-03-143	415-108-0103	REP	01-21-090	415-111-400	NEW-P	01-21-070
399- 10-010	AMD	01-09-014	415-108-0104	REP-P	01-17-016	415-112	PREP	01-05-075
399- 30-030	AMD-P	01-03-143	415-108-0104	REP	01-21-090	415-112-0161	PREP	01-15-027
399- 30-030	AMD	01-09-014	415-108-0105	REP-P	01-17-016	415-112-0161	AMD-P	01-19-038
399- 30-040	AMD-P	01-03-143	415-108-0105	REP	01-21-090	415-112-125	PREP	01-09-058
399- 30-040	AMD	01-09-014	415-108-0106	REP-P	01-17-016	415-112-250	AMD-P	01-21-070
399- 30-042	AMD-P	01-03-143	415-108-0106	REP	01-21-090	415-112-400	AMD-P	01-21-070
399- 30-042	AMD	01-09-014	415-108-0107	REP-P	01-17-016	415-112-412	AMD-P	01-21-070
399- 50-040	AMD-P	01-03-143	415-108-0107	REP	01-21-090	415-112-413	AMD-P	01-21-070
399- 50-040	AMD	01-09-014	415-108-0108	REP-P	01-17-016	415-112-515	AMD-P	01-22-101
415- 02-030	PREP	01-05-074	415-108-0108	REP	01-21-090	415-112-525	NEW-P	01-22-101
415- 02-030	AMD-P	01-22-102	415-108-0109	REP-P	01-17-016	415-112-540	REP-P	01-22-101
415- 02-060	AMD-P	01-05-096	415-108-0109	REP	01-21-090	415-112-541	NEW-P	01-22-101
415- 02-060	AMD	01-08-043	415-108-0110	REP-P	01-17-016	415-112-542	NEW-P	01-22-101
415- 02-130	AMD-P	01-20-037	415-108-0110	REP	01-21-090	415-112-545	REP-P	01-22-101
415- 04-010	AMD-P	01-15-028	415-108-0111	REP-P	01-17-016	415-112-725	AMD-P	01-21-070
415- 04-010	AMD	01-18-018	415-108-0111	REP	01-21-090	415-112-727	AMD-P	01-07-079
415- 04-015	NEW-P	01-15-028	415-108-315	AMD-P	01-20-037	415-112-727	AMD	01-10-045
415- 04-015	NEW	01-18-018	415-108-324	AMD-P	01-20-037	415-113-0303	AMD-P	01-21-070
415- 04-017	NEW-P	01-15-028	415-108-326	AMD-P	01-07-079	415-113-0310	REP-P	01-21-070
415- 04-017	NEW	01-18-018	415-108-326	AMD	01-10-045	415-113-041	AMD-P	01-21-070
415- 04-020	AMD-P	01-15-028	415-108-340	AMD-P	01-20-037	415-113-042	AMD-P	01-21-070
415- 04-020	AMD	01-18-018	415-108-441	AMD-P	01-20-037	415-113-065	AMD-P	01-21-070
415- 04-025	NEW-P	01-15-028	415-108-443	AMD-P	01-20-037	415-113-070	AMD-P	01-21-070
415- 04-025	NEW	01-18-018	415-108-445	AMD-P	01-18-072	415-113-090	AMD-P	01-21-070
415- 04-030	AMD-P	01-15-028	415-108-456	AMD-P	01-20-037	415-113-200	AMD-P	01-21-070
415- 04-030	AMD	01-18-018	415-108-458	AMD-P	01-20-037	415-200-030	AMD-P	01-21-070
415- 04-035	NEW-P	01-15-028	415-108-464	AMD-P	01-20-037	415-210	PREP	01-05-075
415- 04-035	NEW	01-18-018	415-108-465	AMD-P	01-20-037	415-501	PREP	01-16-089
415- 04-037	NEW-P	01-15-028	415-108-466	AMD-P	01-18-072	415-501-010	AMD-P	01-21-132
415- 04-037	NEW	01-18-018	415-108-467	AMD-P	01-05-077	415-501-110	AMD-P	01-21-132
415- 04-040	AMD-P	01-15-028	415-108-467	AMD	01-08-057	415-501-120	REP-P	01-21-132
415- 04-040	AMD	01-18-018	415-108-480	AMD-P	01-18-072	415-501-130	REP-P	01-21-132
415- 04-050	AMD-P	01-15-028	415-108-491	AMD-P	01-21-070	415-501-140	REP-P	01-21-132
415- 04-050	AMD	01-18-018	415-108-550	PREP	01-15-031	415-501-150	REP-P	01-21-132
415- 06-100	PREP	01-11-027	415-108-560	PREP	01-15-031	415-501-160	REP-P	01-21-132
415- 06-100	AMD-P	01-15-037	415-108-570	AMD-P	01-21-070	415-501-170	REP-P	01-21-132
415- 06-100	AMD	01-18-017	415-108-640	AMD-P	01-21-070	415-501-180	REP-P	01-21-132
415- 10-010	AMD-P	01-20-037	415-108-679	AMD-P	01-18-072	415-501-190	REP-P	01-21-132
415- 10-020	AMD-P	01-18-072	415-108-690	AMD-P	01-21-070	415-501-200	REP-P	01-21-132
415- 10-030	AMD-P	01-20-037	415-108-710	PREP	01-09-058	415-501-210	REP-P	01-21-132
415- 10-080	AMD-P	01-20-037	415-108-710	AMD-P	01-22-101	415-501-300	REP-P	01-21-132
415- 10-100	AMD-P	01-20-037	415-108-720	AMD-P	01-21-070	415-501-305	REP-P	01-21-132
415- 10-110	REP-P	01-20-037	415-108-727	NEW-P	01-21-070	415-501-380	AMD-P	01-21-132
415-100-055	PREP	01-05-094	415-108-800	NEW-P	01-22-101	415-501-415	AMD-P	01-21-132
415-100-055	AMD-P	01-10-081	415-108-815	NEW-P	01-21-070	415-501-416	NEW-P	01-21-132
415-100-055	AMD	01-13-009	415-108-830	AMD-P	01-21-070	415-501-417	NEW-P	01-21-132
415-103	PREP	01-06-048	415-110-326	AMD-P	01-07-079	415-501-420	AMD-P	01-21-132
415-103	AMD-P	01-10-082	415-110-326	AMD	01-10-045	415-501-430	AMD-P	01-21-132
415-103-010	NEW-P	01-10-082	415-110-467	AMD-P	01-05-077	415-501-470	AMD-P	01-21-132
415-103-010	NEW	01-13-010	415-110-467	AMD	01-08-057	415-501-485	AMD-P	01-21-132
415-103-215	AMD-P	01-10-082	415-110-710	PREP	01-09-058	415-501-486	AMD-P	01-21-132
415-103-215	AMD	01-13-010	415-110-710	AMD-P	01-22-101	415-501-487	AMD-P	01-21-132
415-104-215	AMD-P	01-07-079	415-110-800	NEW-P	01-22-101	415-501-490	REP-P	01-21-132
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415-501-493	NEW-P	01-21-132	415-600-440	NEW-P	01-17-057	415-620-055	REP-P	01-17-057
415-501-494	NEW-P	01-21-132	415-600-440	NEW	01-21-091	415-620-055	REP	01-21-091
415-501-494	PREP	01-22-092	415-600-450	NEW-E	01-17-043	415-630	PREP	01-04-028
415-501-495	AMD-P	01-21-132	415-600-450	NEW-P	01-17-057	415-630-010	REP-E	01-17-043
415-501-500	REP-P	01-21-132	415-600-450	NEW	01-21-091	415-630-010	REP-P	01-17-057
415-501-530	AMD-P	01-21-132	415-600-510	NEW-E	01-17-043	415-630-010	REP	01-21-091
415-501-600	AMD-P	01-21-132	415-600-510	NEW-P	01-17-057	415-630-020	REP-E	01-17-043
415-600-010	NEW-E	01-17-043	415-600-510	NEW	01-21-091	415-630-020	REP-P	01-17-057
415-600-010	NEW-P	01-17-057	415-600-520	NEW-E	01-17-043	415-630-020	REP	01-21-091
415-600-010	NEW	01-21-091	415-600-520	NEW-P	01-17-057	415-630-025	NEW-P	01-08-076
415-600-020	NEW-E	01-17-043	415-600-520	NEW	01-21-091	415-630-025	NEW	01-11-053
415-600-020	NEW-P	01-17-057	415-600-610	NEW-E	01-17-043	415-630-025	REP-E	01-17-043
415-600-020	NEW	01-21-091	415-600-610	NEW-P	01-17-057	415-630-025	REP-P	01-17-057
415-600-030	NEW-E	01-17-043	415-600-610	NEW	01-21-091	415-630-025	REP	01-21-091
415-600-030	NEW-P	01-17-057	415-600-620	NEW-E	01-17-043	415-630-030	PREP	01-04-028
415-600-030	NEW	01-21-091	415-600-620	NEW-P	01-17-057	415-630-030	AMD-E	01-04-029
415-600-040	NEW-E	01-17-043	415-600-620	NEW	01-21-091	415-630-030	AMD-P	01-08-076
415-600-040	NEW-P	01-17-057	415-600-630	NEW-E	01-17-043	415-630-030	AMD	01-11-053
415-600-040	NEW	01-21-091	415-600-630	NEW-P	01-17-057	415-630-030	REP-E	01-17-043
415-600-110	NEW-E	01-17-043	415-600-630	NEW	01-21-091	415-630-030	REP-P	01-17-057
415-600-110	NEW-P	01-17-057	415-610	PREP	01-04-028	415-630-030	REP	01-21-091
415-600-110	NEW	01-21-091	415-610-010	REP-E	01-17-043	415-640	PREP	01-04-028
415-600-210	NEW-E	01-17-043	415-610-010	REP-P	01-17-057	415-640-010	REP-E	01-17-043
415-600-210	NEW-P	01-17-057	415-610-010	REP	01-21-091	415-640-010	REP-P	01-17-057
415-600-210	NEW	01-21-091	415-610-015	REP-E	01-17-043	415-640-010	REP	01-21-091
415-600-220	NEW-E	01-17-043	415-610-015	REP-P	01-17-057	415-640-020	REP-E	01-17-043
415-600-220	NEW-P	01-17-057	415-610-015	REP	01-21-091	415-640-020	REP-P	01-17-057
415-600-220	NEW	01-21-091	415-610-020	REP-E	01-17-043	415-640-020	REP	01-21-091
415-600-230	NEW-E	01-17-043	415-610-020	REP-P	01-17-057	415-640-030	REP-E	01-17-043
415-600-230	NEW-P	01-17-057	415-610-020	REP	01-21-091	415-640-030	REP-P	01-17-057
415-600-230	NEW	01-21-091	415-610-030	REP-E	01-17-043	415-640-030	REP	01-21-091
415-600-240	NEW-E	01-17-043	415-610-030	REP-P	01-17-057	415-650	PREP	01-04-028
415-600-240	NEW-P	01-17-057	415-610-030	REP	01-21-091	415-650-010	REP-E	01-17-043
415-600-240	NEW	01-21-091	415-620	PREP	01-04-028	415-650-010	REP-P	01-17-057
415-600-250	NEW-E	01-17-043	415-620-010	REP-E	01-17-043	415-650-010	REP	01-21-091
415-600-250	NEW-P	01-17-057	415-620-010	REP-P	01-17-057	415-650-020	REP-E	01-17-043
415-600-250	NEW	01-21-091	415-620-010	REP	01-21-091	415-650-020	REP-P	01-17-057
415-600-260	NEW-E	01-17-043	415-620-015	REP-E	01-17-043	415-650-020	REP	01-21-091
415-600-260	NEW-P	01-17-057	415-620-015	REP-P	01-17-057	415-650-030	REP-E	01-17-043
415-600-260	NEW	01-21-091	415-620-015	REP	01-21-091	415-650-030	REP-P	01-17-057
415-600-270	NEW-E	01-17-043	415-620-020	REP-E	01-17-043	415-650-030	REP	01-21-091
415-600-270	NEW-P	01-17-057	415-620-020	REP-P	01-17-057	415-650-040	REP-E	01-17-043
415-600-270	NEW	01-21-091	415-620-020	REP	01-21-091	415-650-040	REP-P	01-17-057
415-600-280	NEW-E	01-17-043	415-620-025	REP-E	01-17-043	415-650-040	REP	01-21-091
415-600-280	NEW-P	01-17-057	415-620-025	REP-P	01-17-057	415-650-050	REP-E	01-17-043
415-600-280	NEW	01-21-091	415-620-025	REP	01-21-091	415-650-050	REP-P	01-17-057
415-600-290	NEW-E	01-17-043	415-620-030	REP-E	01-17-043	415-650-050	REP	01-21-091
415-600-290	NEW-P	01-17-057	415-620-030	REP-P	01-17-057	415-660	PREP	01-04-028
415-600-290	NEW	01-21-091	415-620-030	REP	01-21-091	415-660-010	REP-E	01-17-043
415-600-310	NEW-E	01-17-043	415-620-035	REP-E	01-17-043	415-660-010	REP-P	01-17-057
415-600-310	NEW-P	01-17-057	415-620-035	REP-P	01-17-057	415-660-010	REP	01-21-091
415-600-310	NEW	01-21-091	415-620-035	REP	01-21-091	415-660-020	REP-E	01-17-043
415-600-410	NEW-E	01-17-043	415-620-040	REP-E	01-17-043	415-660-020	REP-P	01-17-057
415-600-410	NEW-P	01-17-057	415-620-040	REP-P	01-17-057	415-660-020	REP	01-21-091
415-600-410	NEW	01-21-091	415-620-040	REP	01-21-091	415-670	PREP	01-04-028
415-600-420	NEW-E	01-17-043	415-620-045	REP-E	01-17-043	415-670-010	REP-E	01-17-043
415-600-420	NEW-P	01-17-057	415-620-045	REP-P	01-17-057	415-670-010	REP-P	01-17-057
415-600-420	NEW	01-21-091	415-620-045	REP	01-21-091	415-670-010	REP	01-21-091
415-600-430	NEW-E	01-17-043	415-620-050	REP-E	01-17-043	415-680	PREP	01-04-028
415-600-430	NEW-P	01-17-057	415-620-050	REP-P	01-17-057	415-680-010	REP-E	01-17-043
415-600-430	NEW	01-21-091	415-620-050	REP	01-21-091	415-680-010	REP-P	01-17-057

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415-680-020	REP-E	01-17-043	417- 01-150	AMD-P	01-09-082	420- 12-070	NEW	01-04-052
415-680-020	REP-P	01-17-057	417- 01-150	AMD	01-13-123	420- 12-075	NEW	01-04-052
415-680-020	REP	01-21-091	417- 01-155	PREP	01-05-102	420- 12-080	NEW	01-04-052
415-680-030	REP-E	01-17-043	417- 01-155	AMD-P	01-09-082	420- 12-085	NEW	01-04-052
415-680-030	REP-P	01-17-057	417- 01-155	AMD	01-13-123	420- 12-090	NEW	01-04-052
415-680-030	REP	01-21-091	417- 02-100	NEW-P	01-13-124	434-208-050	REP-X	01-21-122
415-680-040	REP-E	01-17-043	417- 02-100	NEW	01-17-078	434-236-025	NEW-E	01-17-026
415-680-040	REP-P	01-17-057	417- 02-105	NEW-P	01-13-124	434-236-030	AMD-E	01-17-026
415-680-040	REP	01-21-091	417- 02-105	NEW	01-17-078	434-236-040	REP-E	01-17-026
415-680-050	REP-E	01-17-043	417- 02-110	NEW-P	01-13-124	434-236-050	REP-E	01-17-026
415-680-050	REP-P	01-17-057	417- 02-110	NEW	01-17-078	434-236-055	NEW-E	01-17-026
415-680-050	REP	01-21-091	417- 02-115	NEW-P	01-13-124	434-236-060	AMD-E	01-17-026
415-680-060	REP-E	01-17-043	417- 02-115	NEW	01-17-078	434-236-070	AMD-E	01-17-026
415-680-060	REP-P	01-17-057	417- 02-120	NEW-P	01-13-124	434-236-080	AMD-E	01-17-026
415-680-060	REP	01-21-091	417- 02-120	NEW	01-17-078	434-236-100	AMD-E	01-17-026
415-680-070	REP-E	01-17-043	417- 02-125	NEW-P	01-13-124	434-236-110	AMD-E	01-17-026
415-680-070	REP-P	01-17-057	417- 02-125	NEW	01-17-078	434-236-140	AMD-E	01-17-026
415-680-070	REP	01-21-091	417- 02-130	NEW-P	01-13-124	434-236-180	AMD-E	01-17-026
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415-690-010	REP-E	01-17-043	417- 02-135	NEW-P	01-13-124	434-240-010	AMD-E	01-17-026
415-690-010	REP-P	01-17-057	417- 02-135	NEW	01-17-078	434-240-020	AMD-E	01-17-026
415-690-010	REP	01-21-091	417- 02-140	NEW-P	01-13-124	434-240-025	REP-E	01-17-026
415-695	PREP	01-04-028	417- 02-140	NEW	01-17-078	434-240-027	NEW-E	01-17-026
415-695-010	REP-E	01-17-043	417- 02-145	NEW-P	01-13-124	434-240-060	AMD-E	01-17-026
415-695-010	REP-P	01-17-057	417- 02-145	NEW	01-17-078	434-240-080	NEW-E	01-17-026
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480-30-100	AMD-P	01-17-110	480-62-240	NEW	01-04-026	480-70-166	NEW	01-08-012
480-30-100	AMD	01-20-061	480-62-245	NEW	01-04-026	480-70-170	REP	01-08-012
480-30-999	NEW-P	01-17-110	480-62-250	NEW	01-04-026	480-70-171	NEW	01-08-012
480-30-999	NEW	01-20-061	480-62-300	NEW	01-04-026	480-70-176	NEW	01-08-012
480-31	PREP	01-13-125	480-62-305	NEW	01-04-026	480-70-180	REP	01-08-012
480-31-020	AMD-P	01-17-110	480-62-310	NEW	01-04-026	480-70-181	NEW	01-08-012
480-31-020	AMD	01-20-061	480-62-315	NEW	01-04-026	480-70-186	NEW	01-08-012
480-31-030	AMD-P	01-17-110	480-62-320	NEW	01-04-026	480-70-190	REP	01-08-012
480-31-030	AMD	01-20-061	480-62-325	NEW	01-04-026	480-70-191	NEW	01-08-012
480-31-050	AMD-P	01-17-110	480-62-999	NEW	01-04-026	480-70-196	NEW	01-08-012
480-31-050	AMD	01-20-061	480-70	PREP	01-13-125	480-70-200	REP	01-08-012
480-31-060	REP-P	01-17-110	480-70-001	NEW	01-08-012	480-70-201	NEW	01-08-012
480-31-060	REP	01-20-061	480-70-006	NEW	01-08-012	480-70-206	NEW	01-08-012
480-31-100	AMD-P	01-17-110	480-70-010	REP	01-08-012	480-70-210	REP	01-08-012
480-31-100	AMD	01-20-061	480-70-011	NEW	01-08-012	480-70-211	NEW	01-08-012
480-31-120	AMD-P	01-17-110	480-70-016	NEW	01-08-012	480-70-216	NEW	01-08-012
480-31-120	AMD	01-20-061	480-70-020	REP	01-08-012	480-70-220	REP	01-08-012
480-31-130	AMD-P	01-17-110	480-70-021	NEW	01-08-012	480-70-221	NEW	01-08-012
480-31-130	AMD	01-20-061	480-70-026	NEW	01-08-012	480-70-226	NEW	01-08-012
480-31-140	AMD-P	01-17-110	480-70-030	REP	01-08-012	480-70-230	REP	01-08-012
480-31-140	AMD	01-20-061	480-70-031	NEW	01-08-012	480-70-231	NEW	01-08-012
480-31-999	NEW-P	01-17-110	480-70-036	NEW	01-08-012	480-70-236	NEW	01-08-012
480-31-999	NEW	01-20-061	480-70-040	REP	01-08-012	480-70-240	REP	01-08-012
480-40	PREP	01-13-125	480-70-041	NEW	01-08-012	480-70-241	NEW	01-08-012
480-40-015	REP-P	01-17-110	480-70-046	NEW	01-08-012	480-70-245	REP	01-08-012
480-40-015	REP	01-20-061	480-70-050	REP	01-08-012	480-70-246	NEW	01-08-012
480-40-065	AMD-P	01-17-110	480-70-051	NEW	01-08-012	480-70-250	REP	01-08-012
480-40-065	AMD	01-20-061	480-70-055	REP	01-08-012	480-70-251	NEW	01-08-012
480-40-075	AMD-P	01-17-110	480-70-056	NEW	01-08-012	480-70-256	NEW	01-08-012
480-40-075	AMD	01-20-061	480-70-060	REP	01-08-012	480-70-260	REP	01-08-012
480-40-999	NEW-P	01-17-110	480-70-061	NEW	01-08-012	480-70-261	NEW	01-08-012
480-40-999	NEW	01-20-061	480-70-066	NEW	01-08-012	480-70-262	NEW	01-08-012
480-62-010	REP	01-04-026	480-70-070	REP	01-08-012	480-70-266	NEW	01-08-012
480-62-020	REP	01-04-026	480-70-071	NEW	01-08-012	480-70-270	REP	01-08-012
480-62-030	REP	01-04-026	480-70-076	NEW	01-08-012	480-70-271	NEW	01-08-012
480-62-040	REP	01-04-026	480-70-080	REP	01-08-012	480-70-276	NEW	01-08-012
480-62-050	REP	01-04-026	480-70-081	NEW	01-08-012	480-70-280	REP	01-08-012
480-62-060	REP	01-04-026	480-70-086	NEW	01-08-012	480-70-281	NEW	01-08-012
480-62-070	REP	01-04-026	480-70-090	REP	01-08-012	480-70-286	NEW	01-08-012
480-62-080	REP	01-04-026	480-70-091	NEW	01-08-012	480-70-290	REP	01-08-012
480-62-085	REP	01-04-026	480-70-096	NEW	01-08-012	480-70-291	NEW	01-08-012
480-62-090	REP	01-04-026	480-70-100	REP	01-08-012	480-70-296	NEW	01-08-012
480-62-100	REP	01-04-026	480-70-101	NEW	01-08-012	480-70-300	REP	01-08-012
480-62-120	REP	01-04-026	480-70-106	NEW	01-08-012	480-70-301	NEW	01-08-012
480-62-125	NEW	01-04-026	480-70-110	REP	01-08-012	480-70-306	NEW	01-08-012
480-62-130	NEW	01-04-026	480-70-111	NEW	01-08-012	480-70-310	REP	01-08-012
480-62-135	NEW	01-04-026	480-70-116	NEW	01-08-012	480-70-311	NEW	01-08-012
480-62-140	NEW	01-04-026	480-70-120	REP	01-08-012	480-70-316	NEW	01-08-012
480-62-145	NEW	01-04-026	480-70-121	NEW	01-08-012	480-70-320	REP	01-08-012
480-62-150	NEW	01-04-026	480-70-126	NEW	01-08-012	480-70-321	NEW	01-08-012
480-62-155	NEW	01-04-026	480-70-130	REP	01-08-012	480-70-325	REP	01-08-012
480-62-160	NEW	01-04-026	480-70-131	NEW	01-08-012	480-70-326	NEW	01-08-012
480-62-165	NEW	01-04-026	480-70-136	NEW	01-08-012	480-70-330	REP	01-08-012
480-62-170	NEW	01-04-026	480-70-140	REP	01-08-012	480-70-331	NEW	01-08-012

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-70-335	REP	01-08-012	480-70-999	NEW	01-08-012	480-90-041	REP	01-11-003
480-70-336	NEW	01-08-012	480-70-999	AMD-P	01-17-110	480-90-043	REP-P	01-02-084
480-70-339	NEW	01-08-012	480-70-999	AMD	01-20-061	480-90-043	REP	01-11-003
480-70-340	REP	01-08-012	480-75	PREP	01-13-125	480-90-046	REP-P	01-02-084
480-70-341	NEW	01-08-012	480-75-005	AMD-E	01-13-044	480-90-046	REP	01-11-003
480-70-346	NEW	01-08-012	480-75-005	AMD-P	01-17-110	480-90-051	REP-P	01-02-084
480-70-350	REP	01-08-012	480-75-005	AMD	01-20-061	480-90-051	REP	01-11-003
480-70-351	NEW	01-08-012	480-75-240	NEW-E	01-13-045	480-90-056	REP-P	01-02-084
480-70-356	NEW-W	01-12-085	480-75-240	NEW-P	01-20-058	480-90-056	REP-S	01-11-148
480-70-360	REP	01-08-012	480-75-240	NEW-E	01-21-039	480-90-061	REP-P	01-02-102
480-70-361	NEW	01-08-012	480-75-999	NEW-P	01-17-110	480-90-061	REP	01-09-002
480-70-366	NEW	01-08-012	480-75-999	NEW	01-20-061	480-90-066	REP-P	01-02-084
480-70-370	REP	01-08-012	480-80	AMD	01-09-002	480-90-066	REP	01-11-003
480-70-371	NEW	01-08-012	480-80-010	AMD-P	01-02-102	480-90-071	REP-P	01-02-084
480-70-376	NEW	01-08-012	480-80-010	AMD	01-09-002	480-90-071	REP	01-11-003
480-70-380	REP	01-08-012	480-80-035	NEW-P	01-02-102	480-90-072	REP-P	01-02-084
480-70-381	NEW	01-08-012	480-80-035	NEW	01-09-002	480-90-072	REP	01-11-003
480-70-386	NEW	01-08-012	480-80-047	REP-P	01-02-102	480-90-076	REP-P	01-02-084
480-70-390	REP	01-08-012	480-80-047	REP	01-09-002	480-90-076	REP	01-11-003
480-70-391	NEW	01-08-012	480-80-048	REP-P	01-02-102	480-90-081	REP-P	01-02-084
480-70-396	NEW	01-08-012	480-80-048	REP	01-09-002	480-90-081	REP	01-11-003
480-70-400	REP	01-08-012	480-80-049	REP-P	01-02-102	480-90-086	REP-P	01-02-084
480-70-401	NEW	01-08-012	480-80-049	REP	01-09-002	480-90-086	REP	01-11-003
480-70-405	REP	01-08-012	480-80-120	REP-P	01-02-102	480-90-091	REP-P	01-02-084
480-70-406	NEW	01-08-012	480-80-120	REP	01-09-002	480-90-091	REP	01-11-003
480-70-410	REP	01-08-012	480-80-325	NEW-P	01-02-102	480-90-096	REP-P	01-02-084
480-70-411	NEW	01-08-012	480-80-325	NEW	01-09-002	480-90-096	REP	01-11-003
480-70-416	NEW	01-08-012	480-80-326	NEW-P	01-02-102	480-90-101	REP-P	01-02-084
480-70-420	REP	01-08-012	480-80-326	NEW	01-09-002	480-90-101	REP	01-11-003
480-70-421	NEW	01-08-012	480-80-390	REP-P	01-02-102	480-90-103	NEW-P	01-02-084
480-70-426	NEW	01-08-012	480-80-390	REP	01-09-002	480-90-103	NEW	01-11-003
480-70-430	REP	01-08-012	480-90-001	NEW-P	01-02-084	480-90-106	REP-P	01-02-084
480-70-431	NEW	01-08-012	480-90-001	NEW	01-11-003	480-90-106	REP	01-11-003
480-70-436	NEW	01-08-012	480-90-003	NEW-P	01-02-084	480-90-108	NEW-P	01-02-084
480-70-440	REP	01-08-012	480-90-003	NEW	01-11-003	480-90-108	NEW	01-11-003
480-70-441	NEW	01-08-012	480-90-008	NEW-P	01-02-084	480-90-113	NEW-P	01-02-084
480-70-446	NEW	01-08-012	480-90-008	NEW	01-11-003	480-90-113	NEW	01-11-003
480-70-451	NEW	01-08-012	480-90-011	REP-P	01-02-084	480-90-116	REP-P	01-02-084
480-70-456	NEW	01-08-012	480-90-011	REP	01-11-003	480-90-116	REP	01-11-003
480-70-461	NEW	01-08-012	480-90-013	NEW-P	01-02-084	480-90-118	NEW-P	01-02-084
480-70-466	NEW	01-08-012	480-90-013	NEW	01-11-003	480-90-118	NEW	01-11-003
480-70-471	NEW	01-08-012	480-90-016	REP-P	01-02-084	480-90-121	REP-P	01-02-084
480-70-476	NEW	01-08-012	480-90-016	REP	01-11-003	480-90-121	REP-W	01-15-065
480-70-481	NEW	01-08-012	480-90-016	REP	01-11-003	480-90-121	REP-S	01-15-088
480-70-486	NEW	01-08-012	480-90-018	NEW-P	01-02-084	480-90-123	NEW-P	01-02-084
480-70-500	REP	01-08-012	480-90-018	NEW	01-11-003	480-90-123	NEW-S	01-11-148
480-70-510	REP	01-08-012	480-90-021	REP-P	01-02-084	480-90-126	REP-P	01-02-084
480-70-530	REP	01-08-012	480-90-021	REP	01-11-003	480-90-126	REP	01-11-003
480-70-540	REP	01-08-012	480-90-023	NEW-P	01-02-084	480-90-126	REP	01-11-003
480-70-550	REP	01-08-012	480-90-023	NEW	01-11-003	480-90-128	NEW-P	01-02-084
480-70-550	REP	01-08-012	480-90-026	REP-P	01-02-084	480-90-128	NEW	01-11-003
480-70-560	REP	01-08-012	480-90-026	REP	01-11-003	480-90-131	REP-P	01-02-084
480-70-570	REP	01-08-012	480-90-028	NEW-P	01-02-084	480-90-131	REP	01-11-003
480-70-700	REP	01-08-012	480-90-028	NEW	01-11-003	480-90-133	NEW-P	01-02-084
480-70-710	REP	01-08-012	480-90-031	REP-P	01-02-084	480-90-133	NEW	01-11-003
480-70-720	REP	01-08-012	480-90-031	REP	01-11-003	480-90-136	REP-P	01-02-084
480-70-730	REP	01-08-012	480-90-032	REP-P	01-02-084	480-90-136	REP	01-11-003
480-70-740	REP	01-08-012	480-90-032	REP	01-11-003	480-90-138	NEW-P	01-02-084
480-70-750	REP	01-08-012	480-90-033	NEW-P	01-02-084	480-90-138	NEW	01-11-003
480-70-760	REP	01-08-012	480-90-033	NEW	01-11-003	480-90-141	REP-P	01-02-084
480-70-770	REP	01-08-012	480-90-036	REP-P	01-02-084	480-90-141	REP	01-11-003
480-70-780	REP	01-08-012	480-90-036	REP	01-11-003	480-90-143	NEW-P	01-02-084
480-70-790	REP	01-08-012	480-90-041	REP-P	01-02-084	480-90-143	NEW	01-11-003

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-90-146	REP-P	01-02-084	480-90-313	NEW	01-11-003	480-100-028	NEW	01-11-004
480-90-146	REP	01-11-003	480-90-323	NEW-P	01-02-084	480-100-031	REP-P	01-02-083
480-90-148	NEW-P	01-02-084	480-90-323	NEW	01-11-003	480-100-031	REP	01-11-004
480-90-148	NEW	01-11-003	480-90-328	NEW-P	01-02-084	480-100-032	REP-P	01-02-083
480-90-151	REP-P	01-02-084	480-90-328	NEW	01-11-003	480-100-032	REP	01-11-004
480-90-151	REP	01-11-003	480-90-333	NEW-P	01-02-084	480-100-033	NEW-P	01-02-083
480-90-153	NEW-P	01-02-084	480-90-333	NEW	01-11-003	480-100-033	NEW	01-11-004
480-90-153	NEW-S	01-11-148	480-90-338	NEW-P	01-02-084	480-100-036	REP-P	01-02-083
480-90-153	NEW	01-20-059	480-90-338	NEW	01-11-003	480-100-036	REP	01-11-004
480-90-156	REP-P	01-02-084	480-90-343	NEW-P	01-02-084	480-100-041	REP-P	01-02-083
480-90-156	REP	01-11-003	480-90-343	NEW	01-11-003	480-100-041	REP	01-11-004
480-90-158	NEW-P	01-02-084	480-90-348	NEW-P	01-02-084	480-100-043	REP-P	01-02-083
480-90-158	NEW	01-11-003	480-90-348	NEW	01-11-003	480-100-043	REP	01-11-004
480-90-161	REP-P	01-02-084	480-90-353	NEW-P	01-02-084	480-100-046	REP-P	01-02-083
480-90-161	REP	01-11-003	480-90-353	NEW	01-11-003	480-100-046	REP	01-11-004
480-90-163	NEW-P	01-02-084	480-90-999	NEW-P	01-02-084	480-100-051	REP-P	01-02-083
480-90-163	NEW	01-11-003	480-90-999	NEW	01-11-003	480-100-051	REP	01-11-004
480-90-166	REP-P	01-02-084	480-93	PREP	01-13-125	480-100-056	REP-P	01-02-083
480-90-166	REP	01-11-003	480-93	PREP	01-17-048	480-100-056	REP-S	01-11-147
480-90-168	NEW-P	01-02-084	480-93-005	AMD-P	01-17-110	480-100-061	REP-P	01-02-102
480-90-168	NEW	01-11-003	480-93-005	AMD	01-20-061	480-100-061	REP	01-09-002
480-90-171	REP-P	01-02-084	480-93-010	AMD-E	01-13-044	480-100-066	REP-P	01-02-083
480-90-171	REP	01-11-003	480-93-010	AMD-P	01-17-110	480-100-066	REP	01-11-004
480-90-173	NEW-P	01-02-084	480-93-010	AMD	01-20-061	480-100-071	REP-P	01-02-083
480-90-173	NEW	01-11-003	480-93-015	AMD-P	01-17-110	480-100-071	REP	01-11-004
480-90-176	REP-P	01-02-084	480-93-015	AMD	01-20-061	480-100-072	REP-P	01-02-083
480-90-176	REP	01-11-003	480-93-110	AMD-P	01-17-110	480-100-072	REP	01-11-004
480-90-178	NEW-P	01-02-084	480-93-110	AMD	01-20-061	480-100-076	REP-P	01-02-083
480-90-178	NEW	01-11-003	480-93-124	AMD-P	01-17-110	480-100-076	REP	01-11-004
480-90-181	REP-P	01-02-084	480-93-124	AMD	01-20-061	480-100-081	REP-P	01-02-083
480-90-181	REP	01-11-003	480-93-155	AMD-P	01-17-110	480-100-081	REP	01-11-004
480-90-183	NEW-P	01-02-084	480-93-155	AMD	01-20-061	480-100-086	REP-P	01-02-083
480-90-183	NEW	01-11-003	480-93-180	AMD-P	01-17-110	480-100-086	REP	01-11-004
480-90-188	NEW-P	01-02-084	480-93-180	AMD	01-20-061	480-100-091	REP-P	01-02-083
480-90-188	NEW	01-11-003	480-93-220	AMD-P	01-17-110	480-100-091	REP	01-11-004
480-90-191	REP-P	01-02-084	480-93-220	AMD	01-20-061	480-100-096	REP-P	01-02-083
480-90-191	REP	01-11-003	480-93-240	NEW-E	01-13-045	480-100-096	REP	01-11-004
480-90-193	NEW-P	01-02-102	480-93-240	NEW-P	01-20-058	480-100-101	REP-P	01-02-083
480-90-193	NEW	01-09-002	480-93-240	NEW-E	01-21-039	480-100-101	REP	01-11-004
480-90-203	NEW-P	01-02-084	480-93-999	NEW-P	01-17-110	480-100-103	NEW-P	01-02-083
480-90-203	NEW	01-11-003	480-93-999	NEW	01-20-061	480-100-103	NEW	01-11-004
480-90-208	NEW-P	01-02-084	480-100-001	NEW-P	01-02-083	480-100-108	NEW-P	01-02-083
480-90-208	NEW	01-11-003	480-100-001	NEW	01-11-004	480-100-108	NEW	01-11-004
480-90-211	REP-P	01-02-084	480-100-003	NEW-P	01-02-083	480-100-111	REP-P	01-02-083
480-90-211	REP	01-11-003	480-100-003	NEW	01-11-004	480-100-111	REP	01-11-004
480-90-213	NEW-P	01-02-084	480-100-008	NEW-P	01-02-083	480-100-113	NEW-P	01-02-083
480-90-213	NEW	01-11-003	480-100-008	NEW	01-11-004	480-100-113	NEW	01-11-004
480-90-218	NEW-P	01-02-084	480-100-011	REP-P	01-02-083	480-100-116	REP-P	01-02-083
480-90-218	NEW	01-11-003	480-100-011	REP	01-11-004	480-100-116	REP-S	01-11-147
480-90-223	NEW-P	01-02-084	480-100-013	NEW-P	01-02-083	480-100-118	NEW-P	01-02-083
480-90-223	NEW	01-11-003	480-100-013	NEW	01-11-004	480-100-118	NEW	01-11-004
480-90-228	NEW-P	01-02-084	480-100-016	REP-P	01-02-083	480-100-121	REP-P	01-02-083
480-90-228	NEW	01-11-003	480-100-016	REP	01-11-004	480-100-121	REP	01-11-004
480-90-233	NEW-P	01-02-084	480-100-018	NEW-P	01-02-083	480-100-123	NEW-P	01-02-083
480-90-233	NEW	01-11-003	480-100-018	NEW	01-11-004	480-100-123	NEW-S	01-11-147
480-90-238	NEW-P	01-02-084	480-100-021	REP-P	01-02-083	480-100-126	REP-P	01-02-083
480-90-238	NEW	01-11-003	480-100-021	REP	01-11-004	480-100-126	REP	01-11-004
480-90-303	NEW-P	01-02-084	480-100-023	NEW-P	01-02-083	480-100-128	NEW-P	01-02-083
480-90-303	NEW	01-11-003	480-100-023	NEW	01-11-004	480-100-128	NEW	01-11-004
480-90-308	NEW-P	01-02-084	480-100-026	REP-P	01-02-083	480-100-131	REP-P	01-02-083
480-90-308	NEW	01-11-003	480-100-026	REP	01-11-004	480-100-131	REP	01-11-004
480-90-313	NEW-P	01-02-084	480-100-028	NEW-P	01-02-083	480-100-133	NEW-P	01-02-083

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480-100-136	REP	01-11-004	480-100-228	NEW-P	01-02-083	480-120-027	REP	01-09-002
480-100-138	NEW-P	01-02-083	480-100-228	NEW	01-11-004	480-120-028	NEW-P	01-03-100
480-100-138	NEW	01-11-004	480-100-233	NEW-P	01-02-083	480-120-028	NEW	01-15-022
480-100-141	REP-P	01-02-083	480-100-233	NEW-W	01-15-064	480-120-029	NEW-P	01-03-100
480-100-141	REP	01-11-004	480-100-238	NEW	01-11-004	480-120-029	NEW	01-15-022
480-100-143	NEW-P	01-02-083	480-100-251	REP-P	01-02-083	480-120-032	AMD-P	01-03-100
480-100-143	NEW	01-11-004	480-100-251	REP	01-11-004	480-120-032	AMD	01-15-022
480-100-146	REP-P	01-02-083	480-100-308	NEW-P	01-02-083	480-120-033	AMD-P	01-03-100
480-100-146	REP	01-11-004	480-100-308	NEW	01-11-004	480-120-033	AMD	01-15-022
480-100-148	NEW-P	01-02-083	480-100-311	REP-P	01-02-083	480-120-036	REP-P	01-03-100
480-100-148	NEW	01-11-004	480-100-311	REP	01-11-004	480-120-036	REP	01-15-022
480-100-151	REP-P	01-02-083	480-100-313	NEW-P	01-02-083	480-120-043	NEW-P	01-02-102
480-100-151	REP	01-11-004	480-100-313	NEW	01-11-004	480-120-043	NEW	01-09-002
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480-100-153	NEW-S	01-11-147	480-100-318	NEW	01-11-004	480-120-049	NEW-W	01-17-023
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480-100-156	REP-P	01-02-083	480-100-328	NEW	01-11-004	480-120-058	AMD-P	01-22-110
480-100-156	REP	01-11-004	480-100-333	NEW-P	01-02-083	480-120-066	REP-P	01-02-102
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480-100-181	REP-P	01-02-083	480-100-378	NEW	01-11-004	480-120-531	NEW	01-15-022
480-100-181	REP	01-11-004	480-100-383	NEW-P	01-02-083	480-120-541	NEW-P	01-02-102
480-100-183	NEW-P	01-02-083	480-100-383	NEW	01-11-004	480-120-541	NEW	01-09-002
480-100-183	NEW	01-11-004	480-100-388	NEW-P	01-04-081	480-120-542	NEW-P	01-02-102
480-100-186	REP-P	01-02-083	480-100-388	NEW	01-08-009	480-120-542	NEW	01-09-002
480-100-186	REP	01-11-004	480-100-393	NEW-P	01-04-081	480-120-543	NEW-P	01-02-102
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480-100-193	NEW	01-09-002	480-120-011	AMD-P	01-03-100	480-120-545	NEW	01-15-022
480-100-201	REP-P	01-02-083	480-120-011	AMD	01-15-022	480-121-010	REP-P	01-22-110
480-100-201	REP	01-11-004	480-120-015	NEW-P	01-03-100	480-121-011	NEW-P	01-22-110
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480-100-218	NEW	01-11-004	480-120-025	REP	01-09-002	480-121-061	NEW-P	01-02-102
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480-121-062	NEW-P	01-02-102	504- 14-430	NEW	01-18-015	504- 40-010	AMD-P	01-15-025
480-121-062	NEW	01-09-002	504- 14-440	NEW-P	01-15-075	504- 40-010	AMD	01-19-029
480-121-062	AMD-P	01-22-110	504- 14-440	NEW	01-18-015	504- 50-010	NEW-P	01-08-084
480-121-063	NEW-P	01-02-102	504- 14-450	NEW-P	01-15-075	504- 50-010	NEW	01-13-103
480-121-063	NEW	01-09-002	504- 14-450	NEW	01-18-015	504- 50-020	NEW-P	01-08-084
480-121-063	AMD-P	01-22-110	504- 14-460	NEW-P	01-15-075	504- 50-020	NEW	01-13-103
480-121-064	NEW-P	01-02-102	504- 14-460	NEW	01-18-015	504- 50-030	NEW-P	01-08-084
480-121-064	NEW	01-09-002	504- 14-470	NEW-P	01-15-075	504- 50-030	NEW	01-13-103
480-121-064	AMD-P	01-22-110	504- 14-470	NEW	01-18-015	504- 50-040	NEW-P	01-08-084
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480-122-010	AMD-P	01-16-152	504- 14-510	NEW	01-18-015	504- 50-050	NEW-P	01-08-084
480-122-020	AMD-P	01-16-152	504- 14-520	NEW-P	01-15-075	504- 50-050	NEW	01-13-103
480-122-030	REP-P	01-16-152	504- 14-520	NEW	01-18-015	504- 50-060	NEW-P	01-08-084
480-122-040	REP-P	01-16-152	504- 14-540	NEW-P	01-15-075	504- 50-060	NEW	01-13-103
480-122-060	AMD-P	01-16-152	504- 14-540	NEW	01-18-015	504- 50-070	NEW-P	01-08-084
480-122-070	REP-P	01-16-152	504- 14-560	NEW-P	01-15-075	504- 50-070	NEW	01-13-103
480-122-080	AMD-P	01-16-152	504- 14-560	NEW	01-18-015	504- 50-080	NEW-P	01-08-084
480-122-090	REP-P	01-16-152	504- 14-580	NEW-P	01-15-075	504- 50-080	NEW	01-13-103
484- 20-010	AMD-X	01-18-099	504- 14-580	NEW	01-18-015	508- 64-010	REP-P	01-16-131
484- 20-080	AMD-X	01-18-099	504- 14-600	NEW-P	01-15-075	508- 64-020	REP-P	01-16-131
484- 20-086	AMD-X	01-18-099	504- 14-600	NEW	01-18-015	508- 64-030	REP-P	01-16-131
484- 20-090	AMD-X	01-18-099	504- 14-650	NEW-P	01-15-075	508- 64-040	REP-P	01-16-131
484- 20-095	AMD-X	01-18-099	504- 14-650	NEW	01-18-015	508- 64-050	REP-P	01-16-131
484- 20-135	AMD-X	01-18-099	504- 14-810	NEW-P	01-15-075	508- 64-060	REP-P	01-16-131
484- 20-145	AMD-X	01-18-099	504- 14-810	NEW	01-18-015	508- 64-070	REP-P	01-16-131
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495C-120-041	AMD-P	01-22-096	504- 14-860	NEW	01-18-015	516- 14	PREP	01-11-115
504- 14-010	NEW-P	01-15-075	504- 14-900	NEW-P	01-15-075	516- 15	PREP	01-13-067
504- 14-010	NEW	01-18-015	504- 14-900	NEW	01-18-015	516- 24-001	AMD-P	01-05-086
504- 14-020	NEW-P	01-15-075	504- 14-920	NEW-P	01-15-075	516- 24-001	AMD	01-09-052
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504- 14-030	NEW-P	01-15-075	504- 14-930	NEW-P	01-15-075	516- 24-050	REP	01-09-052
504- 14-030	NEW	01-18-015	504- 14-930	NEW	01-18-015	516- 24-060	REP-P	01-05-086
504- 14-040	NEW-P	01-15-075	504- 14-940	NEW-P	01-15-075	516- 24-060	REP	01-09-052
504- 14-040	NEW	01-18-015	504- 14-940	NEW	01-18-015	516- 24-110	AMD-P	01-05-086
504- 14-050	NEW-P	01-15-075	504- 15-650	AMD-P	01-08-085	516- 24-110	AMD	01-09-052
504- 14-050	NEW	01-18-015	504- 15-650	AMD	01-13-102	516- 24-115	REP-P	01-05-086
504- 14-080	NEW-P	01-15-075	504- 18-100	AMD-P	01-15-074	516- 24-115	REP	01-09-052
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504- 14-360	NEW	01-18-015	504- 19-050	AMD	01-19-028			
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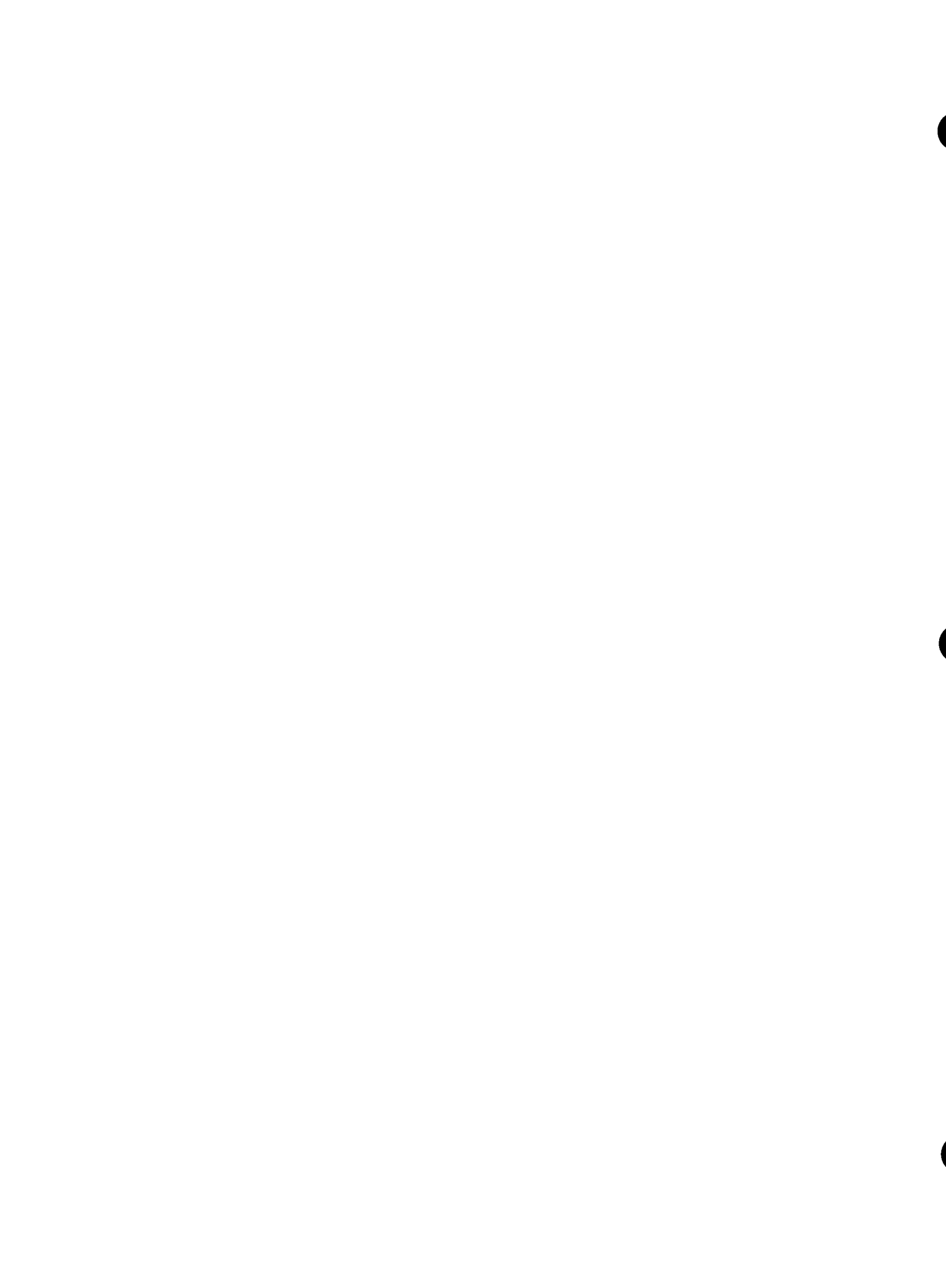
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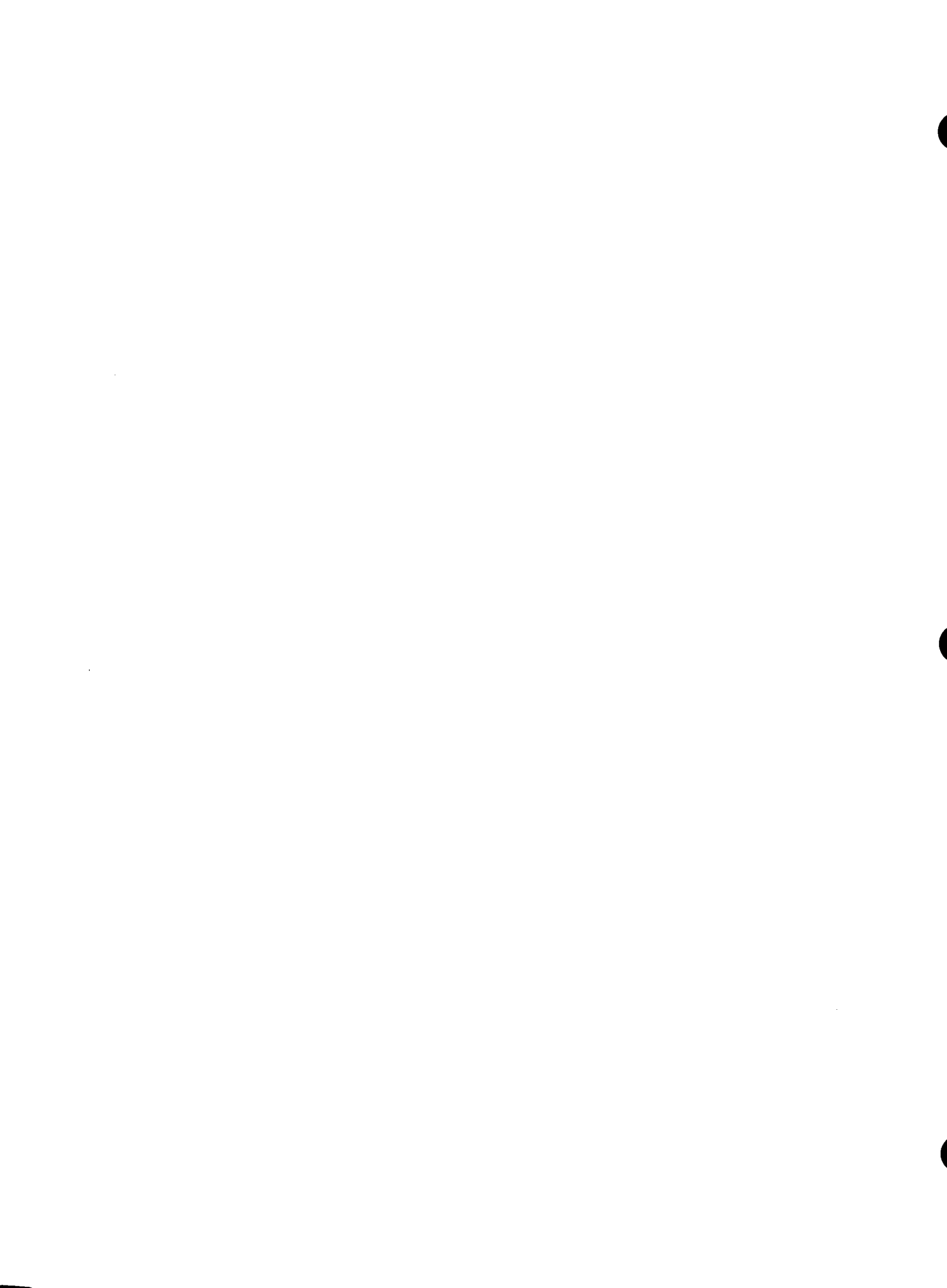
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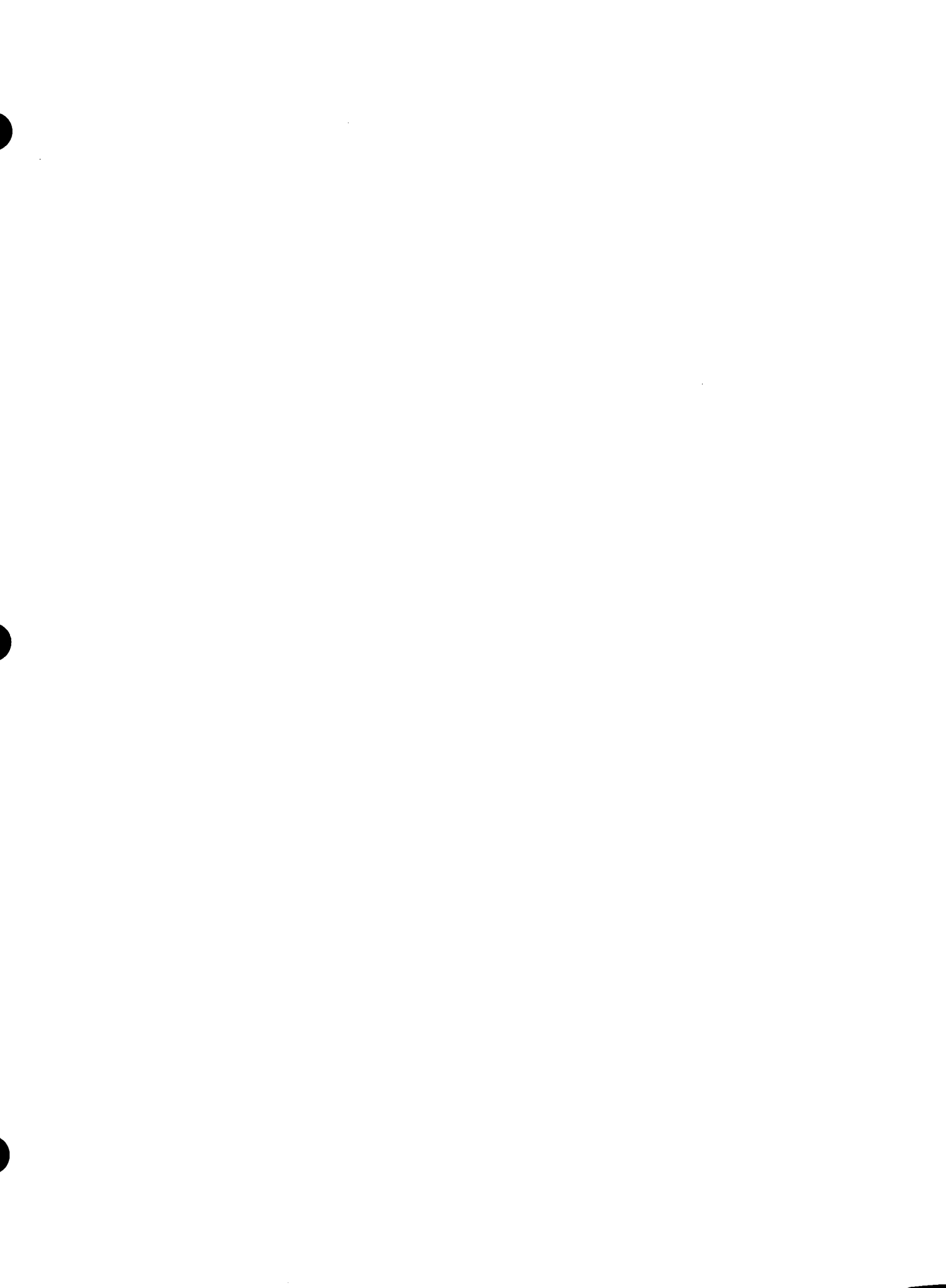
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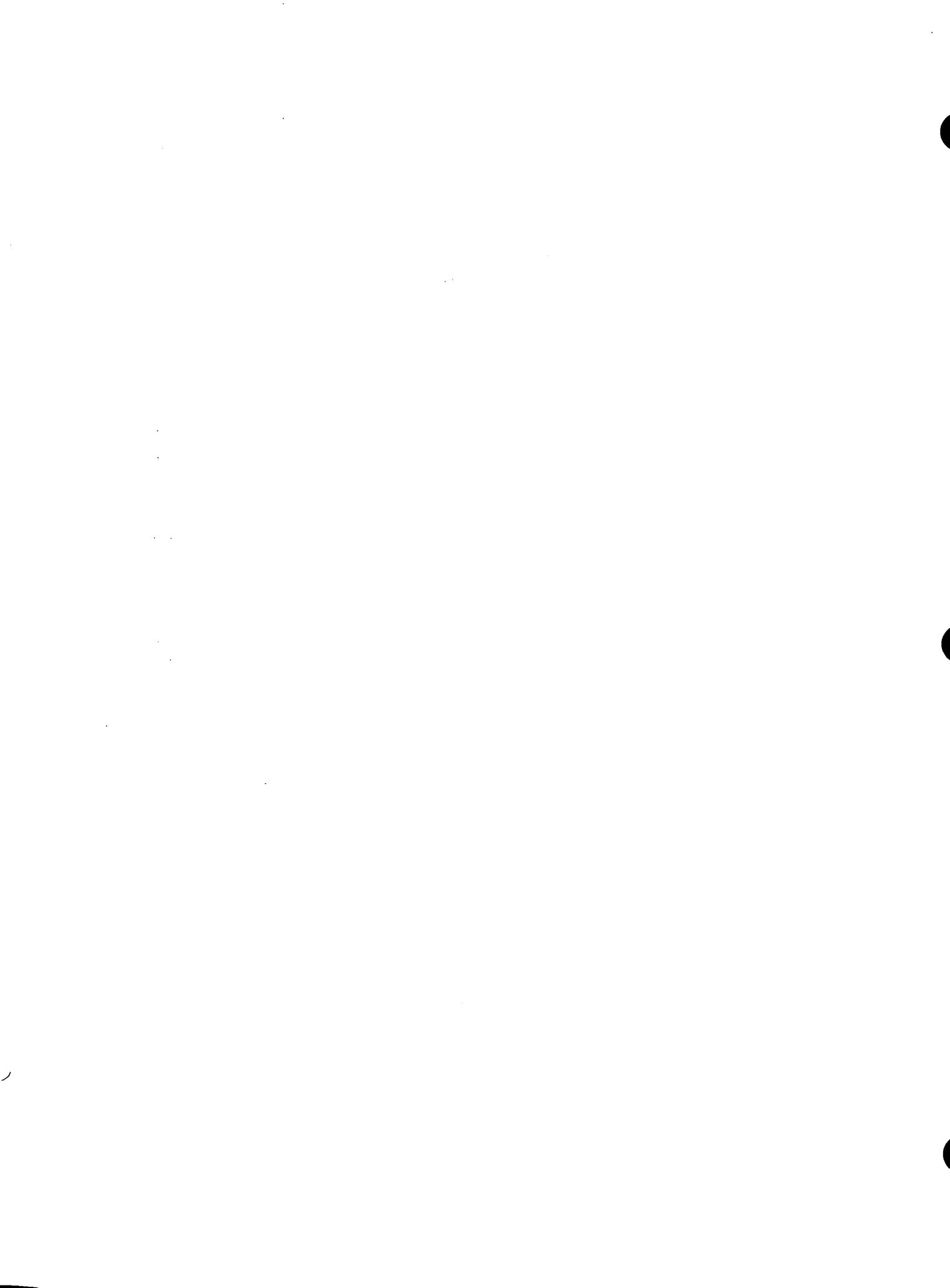
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