



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 15, 2018

TIME: 2:18 PM

WSR 18-17-103

Agency: Department of Ecology AO # 16-07

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR 18-15-073

- Preproposal Statement of Inquiry was filed as WSR 17-17-077 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or
- Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject)

On July 17, 2018, the Department of Ecology proposed to amend Chapter 173-201A WAC, Water Quality Standards for Surface Waters of the State of Washington. This rulemaking will set forth revised fresh and marine water quality standards for the protection of water contact recreational use in state waters.

We are filing this form to clarify the addresses for submitting written comments on the above rulemaking. You may submit comments through September 14, 2018. See below to learn how to submit comments.

Please see the original CR-102 filing for this rulemaking: [https://ecology.wa.gov/Asset-Collections/Doc-Assets/Rulemaking/WQ/WAC-173-201A/CR-102-Form-\(WAC-173-201A\)-07-17-18](https://ecology.wa.gov/Asset-Collections/Doc-Assets/Rulemaking/WQ/WAC-173-201A/CR-102-Form-(WAC-173-201A)-07-17-18)

For more details about this rulemaking and public comment period, please visit our webpage: <https://ecology.wa.gov/Regulations-Permits/Laws-rules-rulemaking/Rulemaking/WAC-173-201A-Aug17>

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
			The original CR-102, filed on July 17, 2018, announced the hearings for this rulemaking. Please see the original filing for more details: https://ecology.wa.gov/Asset-Collections/Doc-Assets/Rulemaking/WQ/WAC-173-201A/CR-102-Form-(WAC-173-201A)-07-17-18

Date of intended adoption: November 28, 2018 (Note: This is NOT the effective date)

Submit written comments to:

Name: Becca Conklin

Address: Department of Ecology – Water Quality Program
PO Box 47600, Olympia, WA 98504-7600 (US mail).
300 Desmond Dr. SE, Lacey, WA 98503 (parcel delivery)

Email: Submit comments by mail, online, or at the hearing(s).

Fax: N/A

Other: Online: <http://ws.ecology.commentinput.com/?id=sx2WK>:

By (date) **September 14, 2018.**

We are filing this form to clarify the addresses for submitting written comments. Please see the original CR-102 filing for more details about this rulemaking: [https://ecology.wa.gov/Asset-Collections/Doc-Assets/Rulemaking/WQ/WAC-173-201A/CR-102-Form-\(WAC-173-201A\)-07-17-18](https://ecology.wa.gov/Asset-Collections/Doc-Assets/Rulemaking/WQ/WAC-173-201A/CR-102-Form-(WAC-173-201A)-07-17-18)

Assistance for persons with disabilities:

Contact Hanna Waterstratt

Phone: 360-407-7668

Fax: N/A

TTY: People with speech disability may call TTY at 877-833-6341. People with impaired hearing may call Washington Relay Service at 711. To request ADA accommodation for disabilities, or printed materials in a format for the visually impaired, call Ecology at 360-407-7668 or visit <https://ecology.wa.gov/accessibility>.

Email: hanna.waterstrat@ecy.wa.gov

Other: N/A

By (date) August 23, 2018

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

Reasons supporting proposal:

Statutory authority for adoption:

Statute being implemented:

Is rule necessary because of a:

Federal Law?

Yes No

Federal Court Decision?

Yes No

State Court Decision?

Yes No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: N/A

Name of proponent: (person or organization)

Private

Public

Governmental

Name of agency personnel responsible for:

Name

Office Location

Phone

Drafting:

Implementation:

Enforcement:

Is a school district fiscal impact statement required under RCW 28A.305.135?

Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:

Address:

Phone:

Fax:
TTY:
Email:
Other:

Is a cost-benefit analysis required under RCW 34.05.328?

Yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name:
Address:
Phone:
Fax: N/A
TTY:
Email:
Other:

No: Please explain:

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- | | |
|---|--|
| <input type="checkbox"/> RCW 34.05.310 (4)(b)
(Internal government operations) | <input type="checkbox"/> RCW 34.05.310 (4)(e)
(Dictated by statute) |
| <input type="checkbox"/> RCW 34.05.310 (4)(c)
(Incorporation by reference) | <input type="checkbox"/> RCW 34.05.310 (4)(f)
(Set or adjust fees) |
| <input type="checkbox"/> RCW 34.05.310 (4)(d)
(Correct or clarify language) | <input type="checkbox"/> RCW 34.05.310 (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

This rule proposal, or portions of the proposal, is exempt under RCW ____.

Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. _____

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:

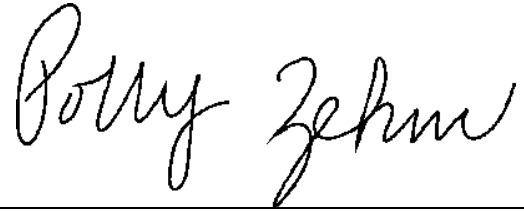
Other:

Signature:

Date: 8/15/18

Name: Polly Zehm

Title: Deputy Director

A handwritten signature in black ink that reads "Polly Zehm". The signature is written in a cursive, flowing style.