



PROPOSED RULE MAKING

CR-102 (August 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: October 03, 2017

TIME: 11:49 AM

WSR 17-20-081

Agency: Department of Ecology AO# 16-14

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR 17-19-076

- Preproposal Statement of Inquiry was filed as WSR 17-06-066 ; 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).
- Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) The Department of Ecology is proposing amendments to Chapter 173-03 WAC Public Records. The purpose of this chapter is to implement the requirements of the Public Records Act including the process the agency uses for disclosing records. This update will modernize the rule to reflect current law, technology, and processes.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
10/24/17	1:00 p.m.	In-person in Lacey and Webinar Lacey Department of Ecology 300 Desmond Drive SE Lacey, WA 98503	<p>The public hearing for this rulemaking is on the same day. Below is updated information for joining the webinar.</p> <p>Webinar Ecology is offering this hearing via webinar and in person. Webinars are online meeting forums that you can attend from any computer using internet access.</p> <p>Updated: To join the webinar and get more information and instructions: https://watech.webex.com/watech/j.php?MTID=mc47a99b8a3e1f9e97d4bbb46581ab146</p> <p>For audio only call US Toll +1-240-454-0887 Access code: 808 166 411. Or to receive a free call back, provide your phone number why you join the event.)</p> <p>Comments: Ecology will accept comments at the Lacey location and through the webinar.</p>

Date of intended adoption: 11/08/17 (Note: This is NOT the effective date)

Submit written comments to:

Name:
 Address:
 Email:
 Fax:
 Other:

By (date) _____

Assistance for persons with disabilities:

Contact _____

Phone:

Fax:

TTY:

Email:

Other:

By (date) _____

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:

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:

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:

- RCW 34.05.310 (4)(b) (Internal government operations)
- RCW 34.05.310 (4)(c) (Incorporation by reference)
- RCW 34.05.310 (4)(d) (Correct or clarify language)
- RCW 34.05.310 (4)(e) (Dictated by statute)
- RCW 34.05.310 (4)(f) (Set or adjust fees)
- 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:

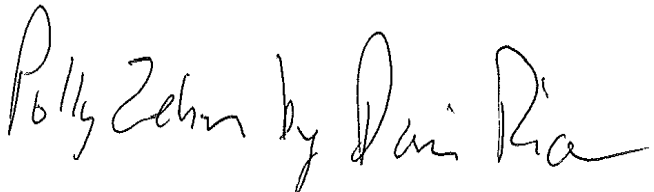
COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

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:

Date: 10/3/2017	Signature: 
Name: Polly Zehm by Darin Rice	
Title: Deputy Director	