**Agency:** Department of Ecology  
**AO #** 19-07  

**Effective date of rule:**  
Permanent Rules  
☑️ 31 days after filing.  
☐ Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)  

**Purpose:** Ecology is amending Chapter 173-303 WAC Dangerous Waste Regulations. These regulations set standards for the safe management of dangerous wastes. Chapter 173-303 WAC implements Chapter 70.105 RCW and Subtitle C of the federal Resource Conservation and Recovery Act (RCRA). Chapter 70.105 RCW gives the Department of Ecology’s (Ecology) Hazardous Waste and Toxics Reduction program authority to adopt regulations for dangerous waste management. Ecology amended specific sections of the dangerous waste regulations to incorporate new federal hazardous waste rules, including:


State-initiated amendments included:

3. Other clarifications and corrections as necessary.

**Citation of rules affected by this order:**  
New: WAC 173-303-555  
Repealed:  
Suspended:  

**Statutory authority for adoption:** Chapter 70.105, 70.105D RCW  

**Other authority:** Subtitle C of the federal Resource Conservation and Recovery Act  

**PERMANENT RULE (Including Expedited Rule Making)**  
Adopted under notice filed as WSR 20-08-048 on March 25, 2020 (date).  
Describe any changes other than editing from proposed to adopted version: See the Concise Explanatory Statement Publication 20-04-038 for a full explanation.

1. WAC 173-303-017(8)(a), -017(8)(a)(viii), -017(8)(b), -200(15)(b)(i), -200(15)(b)(ii), -555(12)(a)(i) and (ii). Corrected references to the site identification form.  
2. WAC 173-303-070(4). Removed proposed rule requiring facilities to submit waste analysis plans to Ecology upon request.  
3. WAC 173-303-170(5)(b). Removed the term “injunctive relief” to correct an oversight in the proposed rule.  
5. **WAC 173-303-201(9)(b)(i) Contents of a Contingency Plan.** Changed proposed internal references for contingency plan contents which describe facility personnel emergency actions. The references were changed from “subsections (8) through (14)” to “subsections (8) and (14).”

6. **WAC 173-303-220(3) Generator Reporting.** Clarified that the list of additional reports as provided in the rule are only examples which clarify what types of reports Ecology might request from a generator. Removed the phrase “including, but not limited to,” in the parenthetical statement and replaced it with, “for example.” Also removed the proposed term “nonengineering reports.”

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: Robert Rieck  
Address: Department of Ecology  
Hazardous Waste and Toxics Reduction Program  
Olympia, Washington 98504  
Phone: 360-407-6751  
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  
Email: hwtrulemaking@ecy.wa.gov  

**Note:** If any category is left blank, it will be calculated as zero. No descriptive text.

Count by whole WAC sections only, from the WAC number through the history note. 
A section may be counted in more than one category.

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<th>Repealed</th>
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| Negotiated rule making:                                                                     |     |         |          |
| Pilot rule making:                                                                          |     |         |          |
| Other alternative rule making:                                                               |     |         |          |
**Date Adopted:** September 30, 2020  
**Name:** Laura Watson  
**Title:** Director  

**Signature:** [Signature Image]