PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

Agency: Department of Ecology AO #16-06

Subject of possible rule making:
The Department of Ecology plans to amend Chapter 173-305 WAC, Hazardous Waste Fee Regulation. This rulemaking will focus on:

- Additional exclusions related to the hazardous waste planning fee calculation found in WAC 173-305-220
- Other amendments to clarify language needed for the fee's calculation

Statutes authorizing the agency to adopt rules on this subject: Chapter 70.95E.030 RCW: … "The department shall adopt a fee schedule by rule after consultation with typical affected businesses and other interested parties…"

Reasons why rules on this subject may be needed and what they might accomplish: Ecology is doing this rulemaking to align the rule with existing fee calculation practices.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
There are no other federal or state agencies that regulate the Hazardous Waste Planning Fee.

Process for developing new rule (check all that apply):

☐ Negotiated rule making
☐ Pilot rule making
☐ Agency study
☒ Other (describe) Ecology will follow the standard process for the adoption of rules under the Administrative Procedure Act (Chapter 34.05 RCW).

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:
Interested parties can stay informed about the rulemaking and public involvement opportunities by:

1. Visiting the agency web page at www.ecy.wa.gov/programs/hwtr/laws_rules/HWFee/1606ov.html
2. Signing up on our listserv (in development, check website for more information)
3. Contacting the Rulemaking Lead:

John Ridgway — Phone: 360-407-6713
Department of Ecology — Fax: FAX 360-407-6715
P.O. Box 47600 — E-mail: john.ridgway@ecy.wa.gov
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Ecology will offer government-to-government consultation with tribes during each phase of rule development. In addition, Ecology will keep local, state, and tribal governments and other stakeholders updated about these and other possible actions we will undertake as the rulemaking progresses:

- Conduct at least one public workshop to describe and explain the purpose and related details of this rulemaking. These workshops will also give Ecology an opportunity to hear and discuss stakeholders' comments and provide preliminary draft language.
- Hold at least one public hearing on the rule proposal.
- Conduct a webinar for those unable to attend a workshop.

For interested stakeholders unable to attend these events, Ecology staff will be available to consult with stakeholders as needed.

DATE
7/14/16

NAME
John Ridgway

SIGNATURE
John Ridgway

TITLE
Manager, Information Management and Communications Section

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