



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: April 12, 2019

TIME: 9:45 AM

WSR 19-09-045

Agency: Department of Ecology AO # 18-08

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)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose:

Chapter 173-430 WAC Agricultural Burning. This rule implements the agricultural burning program in Washington.

These amendments to WAC 173-430-041 and 173-430-080:

- Address inadequacies raised in the Washington State Auditor's Office Management Letter dated October 24, 2016.
- Incorporate the most current agriculture burning fee schedule and permit fee distribution to avoid confusion.
- Identify and, where appropriate, make needed edits in Chapter 173-430 WAC to make updates, technical clarifications, correct errors, and improve readability.

Citation of rules affected by this order:

New: N/A
 Repealed: N/A
 Amended: WAC 173-430-041 and 173-430-080
 Suspended: N/A

Statutory authority for adoption: Chapter 70.94 RCW Washington Clean Air Act

Other authority: N/A

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 18-24-098 on December 4, 2018 (date).
Describe any changes other than editing from proposed to adopted version: N/A

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

Name: N/A
 Address:
 Phone:
 Fax:
 TTY:)
 Email:
 Web site:
 Other:

**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.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	<u>1</u>	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	___	Amended	<u>2</u>	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	<u>2</u>	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: April 12, 2019

Name: Maia D. Bellon

Title: Director

Signature:

