

NEW SECTION

**WAC 173-03-9000E Calculation of actual costs of producing copies of public records declared to be unduly burdensome—Adoption of statutory fee schedule.** Notwithstanding the provisions of chapter 173-03 WAC, effective July 23, 2017, until further notice the following rules apply:

(1) Pursuant to RCW 42.56.120(2), as amended by section 3, chapter 304, Laws of 2017, the Washington state department of ecology declares for the following reasons that it would be unduly burdensome to calculate the actual costs it charges for providing copies of public records: Funds were not allocated for performing a study to calculate such actual costs and the agency lacks the necessary funds to perform a study and calculations; staff resources are insufficient to perform a study and to calculate such actual costs; and a study would interfere with and disrupt other essential agency functions.

(2) The Washington state department of ecology may charge fees for production of copies of public records consistent with the fee schedule established in RCW 42.56.120, as amended by section 3, chapter 304, Laws of 2017.