



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Ecology AO 16-08

<input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 16-17-039 ; or	<input checked="" type="checkbox"/> Original Notice
<input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____; or	<input type="checkbox"/> Supplemental Notice to WSR _____
<input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).	<input type="checkbox"/> Continuance of WSR _____

Title of rule and other identifying information: Children’s Safe Products – Reporting Rule (CSPA Reporting Rule) Chapter 173-334 Washington Administrative Code (WAC) as authorized by the Children’s Safe Products Act (CSPA) (Chapter 70.240 Revised Code of Washington (RCW)). This rule requires manufacturers to annually report the presence of Chemicals of High Concern to Children (CHCCs) in children’s products to Ecology. The CSPA Reporting Rule identifies the CHCCs and details the process for manufacturers to report to Ecology.

Hearing location: Lacey combined with a webinar April 25, 2017
Time: 10:00 AM - Presentation, question and answer session followed by the formal public hearing.
Location: Ecology Headquarters Building – Room ROA-36
 300 Desmond Drive SE
 Lacey, WA 98503
Webinar: Ecology is also offering this hearing via webinar. Webinars are an online meeting forum that you can attend from any computer using internet access.
Comments: Ecology will accept comments at the Lacey location and through the webinar.
To join the webinar click on the following link for more information and instructions: [Webinar registration](#)

Submit written comments to:
 Name: Kara Steward
 Address: PO Box 47600
 Olympia WA 98504-7600
 e-mail kara.steward@ecy.wa.gov
 fax (360) 407-6715 by May 12, 2017

Date: April 25, 2017 Time: 10 AM PST

Assistance for persons with disabilities:
 Contact Ecology’s ADA coordinator:
 Hanna Waterstrat, hanna.waterstrat@ecy.wa.gov
 360-407-7668 (voice)
 711 (relay service)
 877-833-6341 (TTY)

Date of intended adoption: September 1, 2017
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The 2016 Washington State Legislature’s amendment of RCW 70.240 identified six flame retardants to be considered for inclusion on the CHCCs list in the CSP-Reporting Rule (Chapter 173-334 WAC). Ecology and the Washington Department of Health used the CHCC criteria to evaluate these six flame retardants and other chemicals. The rule amendment proposes to add the six flame retardants, add fifteen other chemicals and delist three chemicals from the CHCC list in the rule (WAC 173-334-130). Ecology also proposes changes to streamline the rule.

Reasons supporting proposal: See “Purpose of the proposal” above for this information.

Statutory authority for adoption: RCW 70.240.060 and RCW 70.240.035

Statute being implemented: RCW 70.240

Is rule necessary because of a:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If yes, CITATION:

DATE
03/20/2017

NAME
Polly Zehm

SIGNATURE

TITLE
Deputy Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: March 22, 2017

TIME: 11:20 AM

WSR 17-07-131

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

N/A

Name of proponent: (person or organization)

Department of Ecology

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Kara Steward	Ecology Headquarters	(360) 407-6250
Implementation.... Tina Schaefer	Ecology Headquarters	(360) 407-6786
Enforcement.....Tina Schaefer	Ecology Headquarters	(360) 407-6786

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

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Phone: (360) 407-6250
Fax: (360) 407-6715
e-mail: kara.steward@ecy.wa.gov

No. Explain why no statement was prepared.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

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Address: PO Box 47600
Olympia: WA 98504-7600
Phone: (360) 407-6250
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e-mail: kara.steward@ecy.wa.gov

No: Please explain: