



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: October 29, 2025
TIME: 7:27 AM

WSR 25-22-035

Agency: Department of Ecology AO #24-06

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: Ecology adopted updates to [Chapter 173-443 WAC](#), the Hydrofluorocarbon (HFCs) and Other Fluorinated Greenhouse Gases rule. This rule supports the transition away from using some HFCs and similar gases in certain products such as aerosol propellants and foams, as well as in refrigeration and air conditioning equipment. These greenhouse gases can be thousands of times more powerful than carbon dioxide. By restricting the use of the most potent HFCs in new equipment and properly maintaining existing equipment that contains those HFCs, Washington will prevent roughly four million metric tons of greenhouse gas emissions each year by 2035.

Ecology amended parts of the rule to improve clarity, facilitate more consistent implementation, and reduce unintended impacts on businesses. Specifically, Ecology adopted amendments to existing sell-through provisions in [WAC 173-443-065](#) and [-075](#), which allow equipment with prohibited refrigerants that were manufactured before a certain date to be sold for a limited period of time after the prohibition effective dates in [WAC 173-443-040](#), Tables 2 and 3.

Ecology also modified [WAC 173-443-040](#) to align the list of prohibited substances and effective dates for Automatic Commercial Ice Machines with the U.S. Environmental Protection Agency's Technology Transitions Rule adopted in October 2023.

Lastly, Ecology made necessary technical and administrative changes such as adding or amending definitions, fixing typos and grammar issues and clarifying language where needed. These changes do not modify any substantive requirements in the rule.

Citation of rules affected by this order:

New:
Repealed:
Amended: Chapter 173-443 WAC
Suspended:

Statutory authority for adoption: Chapter 70A.60 RCW (Hydrofluorocarbons – Emissions Reduction)

Other authority: Ecology has completed an Environmental Justice Assessment in accordance with RCW 70A.02.060 as a part of this rulemaking.

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as [WSR 25-11-068](#) on [May 20, 2025](#) (date).

Describe any changes other than editing from proposed to adopted version: No changes have been made between the proposed and adopted rule

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

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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	_____	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>8</u>	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	<u>8</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: October 29, 2025

Name: Casey D. Sixkiller

Title: Director

Signature:

