



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

**Agency: Environmental and Land Use Hearing Office,
Pollution Control Hearings Board (PCHB) and Shorelines
Hearings Board (SHB).**

Permanent Rule Only

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:

One purpose of the amendments to both WAC Ch. 371-08 and WAC Ch. 461-08 is to allow the Boards to routinely accept electronic filing for both filings of the initial petition for review and other types of filings.

Another purpose specifically of the amendments to WAC 371-08-315 is to update the existing rule to reflect additional types of appeals over which the Legislature has given the PCHB jurisdiction.

Additional amendments reflect general clean up and modernization of the rules.

Citation of existing rules affected by this order:

Repealed: none

Amended: WAC 371-08-300, 305, 315, 320, 325, 330, 335, 340, 355, 365, 375, 395, 430, 435, 440, 445, 450, 465, 475, 485, 535, 560, and 565. WAC 461-08-300, 305, 315, 320, 325, 335, 350, 385, 395, 415, 435, 455, 460, 465, 470, 475, 485, 490, 495, 555, and 575.

Suspended: none

Statutory authority for adoption: RCW 43.21B.170; RCW 90.58.175

Other authority :

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 14-24-044 on November 24, 2014.

Describe any changes other than editing from proposed to adopted version:

No changes

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

Name: _____ phone () _____

Address: _____ fax () _____

e-mail _____

Date adopted: January 13, 2015

NAME (TYPE OR PRINT

**)
Kathleen D. Mix**

SIGNATURE

Kathleen D. Mix

TITLE

Agency Director

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

DATE: January 14, 2015

TIME: 8:38 AM

WSR 15-03-044

(COMPLETE REVERSE SIDE)

**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>5</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 in the agency's own initiative:

New	_____	Amended	44	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	<u>44</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	_____