



# RULE-MAKING ORDER

## CR-103 (June 2004) (Implements RCW 34.05.360)

Agency: Energy Facility Site Evaluation Council

- Permanent Rule
- Emergency Rule

**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)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) \_\_\_\_\_

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

- Yes
  - No
- If Yes, explain:

**Purpose:** Expedite and reduce the costs of siting of energy facilities.

**Citation of existing rules affected by this order:**

Repealed: WAC 463-28-030, 463-28-040, 463-28-050

Amended: WAC 463-28-010, 463-28-060, 463-28-070, 463-28-080, 463-47-060, 463-47-090, 463-47-110, 463-47-140  
WAC 463-66-040

Suspended:

**Statutory authority for adoption:** RCW 80.50.040(1)

**Other authority :**

**PERMANENT RULE ONLY (Including Expedited Rule Making)**

Adopted under notice filed as WSR 07-09-059 on April 13, 2007 (date).

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

Proposed changes to WAC 463-66-070 were not adopted and WAC 463-66-080 was not repealed.

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 \_\_\_\_\_

**EMERGENCY RULE ONLY**

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

**Date adopted:** October 9, 2007

**NAME (TYPE OR PRINT)**

Allen J. Fiksdal

**SIGNATURE**

**TITLE**

EFSEC Manager

**CODE REVISER USE ONLY**

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4:25

07-21-055