



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do NOT use for expedited rule making

**Agency:** Energy Facility Site Evaluation Council (EFSEC)

**Subject of possible rule making:**

This rulemaking proposes to adopt rules for the siting of electrical transmission facilities. This rulemaking may modify existing rules and/or adopt new rules and possibly adding a new chapter to Title 463 WAC.

**Statutes authorizing the agency to adopt rules on this subject:**

RCW 80.50.040(1) and Substitute House Bill (SHB) 1037 adopted during the 2007 Legislative Session.

**Reasons why rules on this subject may be needed and what they might accomplish:**

SHB 1037 gives EFSEC jurisdiction over electrical transmission facilities meeting certain criteria for nominal voltage and corridor location. SHB 1037 also requires EFSEC to develop rules for a pre-application process that provides for negotiation by the applicant with affected local governments under certain land use conditions.

EFSEC will modify existing rules and/or develop new rules that will provide procedures, process, or guidance for pre-application activities, application submittals, application review, and certification of electrical transmission facilities referenced in SHB 1037.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**

None

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) The proposed rule will be drafted by EFSEC and its staff. A small stakeholders group will be consulted throughout this rulemaking effort. The public will have the opportunity to comment on the proposed rule. At least one public hearing will be held and the proposed rule will be posted on the agency website and provided to interested parties.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

Interested parties can access more information on this rulemaking by contacting EFSEC at the number listed below or accessing the EFSEC website: <http://efsec.wa.gov/>

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**DATE** September 12, 2007

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EFSEC Manager

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