



STATE OF WASHINGTON
ENERGY FACILITY SITE EVALUATION COUNCIL
PO Box 43172 • Olympia, Washington 98504-3172

Notice of Proposed Rule Making

June 3, 2020

In accordance with the Revised Code Of Washington (RCW) 34.05.353, the Washington State Energy Facility Site Evaluation Council (EFSEC) has filed a notice of Expedited Rule Making (form CR-105) with the state's Code Reviser's Office for proposed rulemaking to Chapter 463-78-005 of the Washington Administrative Code (WAC) – General and Operating Permit Regulations for Air Pollution Sources.

The purpose of the proposed rule revisions is to adopt by reference the latest version of the following Department of Ecology WAC regulations:

- Chapter 173-400 – General Regulations for Air Pollution Sources
- Chapter 173-401 – Operating Permit Regulation
- Chapter 173-406 – Acid Rain Regulation
- Chapter 173-441 – Reporting of Emissions of Greenhouse Gasses
- Chapter 173-460 – Controls for New Sources of Toxic Air Pollutants

EFSEC is proposing to adopt by reference rules that have already been through public comment via the department of Ecology's rule making process. Per RCW 34.05.353(1)(b), this update to EFSEC rules qualifies for the expedited process. The effect of this rule update will allow EFSEC to use the most recent version of Ecology's rules.

How can you review the proposed rule update?

Copies of the proposed rule update are available at:

- <https://www.efsec.wa.gov>
- EFSEC
621 Woodland Square Loop
PO Box 43172
Lacey, WA 98503-3172

Public Comment

The comment period for the proposed rule update is from Wednesday, June 3, 2020 through close of business on Monday, July 20, 2020. Comments may be submitted to the EFSEC website at <https://comments.efsec.wa.gov> or in writing to the EFSEC office (see address above).

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-

MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING TO Amí Kidder PO Box 43172, Olympia, WA 98503-3172 AND RECEIVED BY July 20, 2020.

For more information about the rule update, contact Amí Kidder at (360) 664-1305 or ami.kidder@utc.wa.gov.

To request ADA accommodation or materials in a format for the visually impaired, contact the EFSEC office at (360) 664-1345.