PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)
(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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DATE: November 01, 2023
TIME: 3:54 PM

WSR 23-23-009

Agency: Energy Facility Site Evaluation Council (EFSEC)

Subject of possible rule making: Reviewing, reevaluating, and updating WAC 463-30 (Adjudicative Proceedings).

Statutes authorizing the agency to adopt rules on this subject: Chapter 80.50.040: "The council shall have the following powers: (1) To adopt, promulgate, amend, or rescind suitable rules and regulations, pursuant to chapter 34.05 RCW, to carry out the provisions of this chapter, and the policies and practices of the council in connection therewith;"

Reasons why rules on this subject may be needed and what they might accomplish: The last update that occurred for this chapter was 10/11/2004. EFSEC became an independent agency on June 30, 2022. This necessitates reevaluation and possible updates to rules in a housekeeping or substantive capacity.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The rule changes for WAC 463-30 will be coordinated with the Office of Administrative Hearings (OAH) and the Washington Attorney General Office (AG).

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

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe) Collaborative efforts between EFSEC, OAH, and AG.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

	(If necessary)
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Additional comments:

Date: 10/30/23	**Signature:** Place signature here David Walker
Name: David Walker	
Title: Director of Administrative Services	