



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Health

- Preproposal Statement of Inquiry was filed as WSR ; or
- Expedited Rule Making--Proposed notice was filed as WSR ; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR

Title of rule and other identifying information: (Describe Subject)

WAC 246-272C-0150, Transition from the approved on-site sewage tanks list to the sewage tank registered list. Repeal obsolete section.

Hearing location(s): Town Center 2, Room 158
111 Israel Road SE
Tumwater, Washington 98501

Date: May 31, 2016 Time: 10:00 a.m.

Submit written comments to:

Name: Theresa Phillips
Address: Department of Health
PO Box 47820
Olympia, Washington 98504-7820
e-mail: <http://www3.doh.wa.gov/policyreview/>
fax (360) 236-2250 by (date) 05/17/2016

Assistance for persons with disabilities: Contact

Theresa Phillips by 05/17/2016

TTY (800) 833-6388 or () 711

Date of intended adoption: 06/01/2016

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The purpose of the proposed rule is to repeal WAC 246-272C-0150 because it is obsolete. This rule was adopted as part of a broader revision of chapter 246-272C WAC in 2009. It was intended to help users understand when specific products would no longer meet the newly revised requirements of the chapter and would be phased out of use. WAC 246-272C-0150 set a timeline for transition from an 'approved' tank list, to a 'registered' tank list. The transition was complete in 2012 so the rule is no longer needed.

Reasons supporting proposal:

Since this transition was completed in 2012, the department is repealing this obsolete rule. Retaining obsolete sections of rule can make the overall chapter of rules confusing. Therefore, repealing the section will clarify the septic tank rule requirements of chapter 246-272C WAC.

Statutory authority for adoption:

RCW 43.20.050 (2) and (3)

Statute being implemented:

RCW 43.20.050 (2) and (3)

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

DATE 03/31/2016

NAME (type or print)
Clark Halvorson

SIGNATURE

TITLE
Assistant Secretary

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: **April 04, 2016**

TIME: **3:13 PM**

WSR **16-08-087**

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

Name of proponent: (person or organization) Washington State Board of Health

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Jeremy Simmons	243 Israel Road SE, Tumwater, WA 98501	(360) 236-3346
Implementation....Jeremy Simmons	243 Israel Rd SE, Tumwater, WA 98501	(360) 236-3346
Enforcement.....Jeremy Simmons	243 Israel Road SE, Tumwater, WA 98501	(360) 236-3346

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

No. Explain why no statement was prepared.

A small business economic impact statement (SBEIS) was not prepared. Under RCW 19.85.025 and 34.05.310(4)(d), a SBEIS is not required for proposed rules that only correct typographical errors, make address or name changes, or clarify the language of a rule without changing its effect.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

No: Please explain:
under RCW 34.05.328. RCW

The agency did not complete a cost benefit analysis

34.05.328(5)(b)(iv) exempts rules that only correct typographical errors, make address or name changes or clarify the language of a rule without changing its effect.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-272C-0150 Transition from the approved on-site
sewage tanks list to the sewage tank
registered list.