



Telephone: (360) 664-9160
FAX: (360) 586-2253
Email: eluh@eluh.wa.gov
Website: www.eluh.wa.gov

**STATE OF WASHINGTON
ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

Physical Address: 1111 Israel Rd. SW Suite 301, Tumwater, WA 98501

Mailing Address: PO Box 40903, Olympia, WA 98504-0903

March 7, 2025

TO: Office of the Code Reviser

FROM: Jamie Merly, Rules Coordinator, Environmental and Land Use Hearings Office

SUBJECT: Semi-Annual Rule Making Agenda, January 1, 2025 – July 31, 2025

Listed below is the Environmental and Land Use Hearings Office's semi-annual rules development agenda for publication in the Washington State Register pursuant to RCW 34.05.314. This list identifies rules that we have under active development and rules that the agency anticipates starting some rule making action on during the next six months.

This agenda is also available on our rule-making website. We update rule making information on our website as rule making progresses. If we start rule making activities not listed on this agenda or stop listed rule making activities, we immediately post that information to our rule making website and inform interested and known affected parties.

If you have questions about this agenda, please contact me at jamie.merly@eluh.wa.gov.

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: March 07, 2025

TIME: 5:05 PM

WSR 25-07-015

Environmental and Land Use Hearings Office
 Semi-Annual Rule-Making Agenda

January 1, 2025 – July 31, 2025

WAC Citation	Purpose of Rulemaking	Current Activity/Approx. Filing Date
Pollution Control Hearings Board		
Chapter 371-08 WAC	To reduce confusion to case parties, establish a process for the filing of documents containing confidential and exempt information.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 371-08 WAC	To reduce confusion to case parties, establish rules regarding parties filing motions for protective orders and the board issuing protective orders.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 371-08 WAC	Establish rules regarding consolidation of appeals for clean energy projects to align with new statute RCW 43.21B.340.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 371-08 WAC	To reduce confusion to case parties and improve efficiencies, provide requirements for the filing of exhibits.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 371-08 WAC	To improve efficiency, remove requirement that settlement agreements be attached to requests for orders of dismissal.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking

		page: Rulemaking Activity ELUHO
Chapter 371-08 WAC	Clarify “date of receipt” of an order or decision.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 371-08 WAC	Change address of ELUHO’s office to align with ELUHO’s relocation.	We anticipate initiating rulemaking in the next six months. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Shorelines Hearings Board		
Chapter 461-08 WAC	To reduce confusion to case parties, establish a process for the filing of documents containing confidential and exempt information.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 461-08 WAC	To reduce confusion to case parties, establish rules regarding parties filing motions for protective orders and the board issuing protective orders.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 461-08 WAC	Establish rules regarding consolidation of appeals for clean energy projects to align with new statute RCW 43.21B.340.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 461-08 WAC	To reduce confusion to case parties and improve efficiencies, provide requirements for the filing of exhibits.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking

		page: Rulemaking Activity ELUHO
Chapter 461-08 WAC	To improve efficiency, remove requirement that settlement agreements be attached to requests for orders of dismissal.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 461-08 WAC	Change address of ELUHO’s office to align with ELUHO’s relocation.	We anticipate initiating rulemaking in the next six months. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Growth Management Hearings Board		
WAC 242-03 WAC	Amend rule to clarify that the board shall dismiss based upon a stipulated motion.	We anticipate filing a Rule-Making Order (CR-103P) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 242-03 WAC	Clarify terminology to reduce confusion about the board’s statutory authority.	We anticipate filing a Rule-Making Order (CR-103P) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 242-03 WAC	Add rule that the board will determine whether the respondent has delayed or suspended the effective date of the action subject to petition.	We anticipate filing a Rule-Making Order (CR-103P) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 242-03 WAC	Change address of ELUHO’s office to align with ELUHO’s relocation.	We anticipate initiating rulemaking in the next six months. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Environmental and Land Use Hearings Office		

Chapter 198-14 WAC	Clarify the public records process for public records requestors.	We anticipate filing a Notice of Proposed Rule Making (CR-102) in March 2025. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO
Chapter 198-14 WAC	Change address of ELUHO's office to align with ELUHO's relocation.	We anticipate initiating rulemaking in the next six months. Information will be updated on the ELUHO rulemaking page: Rulemaking Activity ELUHO