



RULE-MAKING ORDER PERMANENT RULE ONLY

**CR-103P (December 2017)
(Implements RCW 34.05.360)**

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: May 30, 2025

TIME: 9:13 AM

WSR 25-12-062

Agency: Washington State Environmental and Land Use Hearings Office

Effective date of rule:

Permanent Rules

- ☒ 31 days after filing.
☐ Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- ☐ Yes ☒ No If Yes, explain:

Purpose: Amends the section on the processing of public records requests to clarify the process for giving notice to persons affected by disclosure; clarifies the public records officer's review for exemptions, adding review under the Climate Commitment Act; updates language to be gender neutral; amends the exemptions section to add the Climate Commitment Act auctions statute to the list of statutes incorporated by reference; adds clarifying language that the Environmental and Land Use Hearings Office (ELUHO) is prohibited from disclosing confidential and exempt information related to the Climate Commitment Act Cap and Invest Program..

Citation of rules affected by this order:

New:
Repealed:
Amended: 198-14-060; 198-14-080
Suspended:

Statutory authority for adoption: RCW 42.56.040; 43.21B.005; 43.21B.090

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 25-07-075 on March 17, 2025 (date).
Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Web site:
Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted on the agency's own initiative:

New	_____	Amended	2	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	2	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

Date Adopted: May 30, 2025

Name: Jamie Merly

Title: Director of Legal and Administrative Services

Signature:

