



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do NOT use for expedited rule making

Agency: Department of Ecology AO # 07-16

Subject of possible rule making:

Department of Ecology is proposing new rules to regulate transporters of recyclable materials and recycling facilities. These rules will implement SB 5788, passed by the 2005 legislature.

The new rules will focus on:

- Registration requirements for transporters of recyclable materials
- Notification requirements for recycling facilities
- Penalties for non-compliance with the requirements of this rule.

Statutes authorizing the agency to adopt rules on this subject: Chapter 70.95 RCW and SB 5788 (Chapter 70.95.400-430 RCW)

Reasons why rules on this subject may be needed and what they might accomplish:

The rulemaking is necessary to implement Senate Bill 5788. It will also help clarify enforcement and compliance rules for transporters of recyclables and recycling facilities found in Chapter 70.95 RCW. It will assure that recyclables are transported by registered haulers to recycling facilities and not deposited in drop boxes, transfer stations or landfills.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

None.

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

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

The rule will be reviewed by stakeholders. Ecology will hold 1-2 informal public workshops where interested persons can comment on the rule before it is proposed. The public is invited to these informal public workshops. Ecology will post information on its website and send information to interested parties.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Ecology will post information on its website, send information to interested parties, and hold 1-2 informal public workshops.

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