



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Growth Management Hearings Board

Permanent Rule Only

Effective date of rule:

Permanent Rules

31 days after filing.

Other (specify) Upon Filing (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 RCW 34.05.380(3)(a) permits a rule to become effective immediately upon its filing if required by a statutory provision. During the 2010 legislative session, RCW 36.70A was substantially amended to consolidate the three Boards into a single entity with a panel structure. These rules reflect this new unified structure. Notice of emergency rulemaking was published in WSR 10-11-028 and notice of expedited rulemaking was published in WSR 10-15-012.

Purpose:

These amendments reflect the consolidation of the three Growth Management Hearings Boards into a single, statewide Board and address the creation of regional panels to hear challenges brought before the Board. Amendments are related to internal operation of the Board and include:

1. Amend sections of WAC 242-02 to reflect a single Board, including number of members.
2. Add a section, pursuant to SHB 6214, to provide parameters for the establishment of regional panels.
3. Modifying quorum voting procedures and meeting schedules to reflect new structure and regional panel composition.

Citation of existing rules affected by this order: Amended: 242-02-010, -020, -030, 040, -050, -052, -054, -070, -072, -074, -075, -076, -080, -090, -110, -120, -150, -220, -230, -240, -260, -280, -290, -310, -320, -330, -340, -410, -420, -510, -520, -521, -522, -530, -532, -534, -540, -550, -552, -558, -560, -570, -582, -610, -634, -650, -660, -670, -680, -710, -720, -810, -830, -831, -832, -833, -834, -880, -890, -891, -89201, -894, -896, -898

Statutory authority for adoption: 36.70A.270(7)

Other authority :

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 10-15-012 on July 27, 2010 (date).
Describe any changes other than editing from proposed to adopted version:

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

Name: _____ phone () _____
 Address: _____ fax () _____
 e-mail _____

Date adopted:

October 6, 2010

NAME (TYPE OR PRINT)

James McNamara

TITLE

Chair, Rules Committee

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 15, 2010

TIME: 10:02 AM

WSR 10-21-058

**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	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>1</u>	Amended	<u>64</u>	Repealed	<u>0</u>

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

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
-----	----------	---------	----------	----------	----------

The number of sections adopted in the agency's own initiative:

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
-----	----------	---------	----------	----------	----------

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>1</u>	Amended	<u>64</u>	Repealed	<u>0</u>
-----	----------	---------	-----------	----------	----------

The number of sections adopted using:

Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>