



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (4/25/96)

Agency: SOUTHWEST AIR POLLUTION CONTROL AUTHORITY

- Permanent Rule
- Emergency Rule
- Expedited Repeal

(1) Date of adoption: ~~October~~ 17, 1996
[September]

(2) Purpose: The purpose of this regulation is to control asbestos emissions from renovation and demolition activities that disturb or have the potential to disturb asbestos containing material. This regulation establishes local requirements consistent with the federal requirements under 40 CFR 61 Subpart M.

(3) Citation of existing rules affected by this order:
Repealed:
Amended: SWAPCA 476 - Standards for Asbestos Control, Demolition, and Renovation
Suspended:

(4) Statutory authority for adoption:
Other authority: RCW 70.94.141 and 70.94.331

PERMANENT RULE ONLY
Adopted under notice filed as WSR _____ 96-14-075 _____ on June 28, 1996 (date).
Describe any changes other than editing from proposed to adopted version:

None

EMERGENCY RULE ONLY
Under RCW 34.05.350 the agency for good cause finds:
 (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
 (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

EXPEDITED REPEAL ONLY
Under Preproposal Statement of Inquiry filed as WSR _____ on _____ (date).

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
 Yes No If Yes, explain:

(6) Effective date of rule:	Permanent Rules or Expedited Repeal	Emergency Rules
	<input checked="" type="checkbox"/> 31 days after filing	<input type="checkbox"/> Immediately
	<input type="checkbox"/> Other (specify) _____*	<input type="checkbox"/> Later (specify) _____

*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY

CODE REVISER'S OFFICE
STATE OF WASHINGTON
FILED

SEP 30 1996

TIME: 9:30 AM
PM

WSR 96-20-073

NAME (TYPE OR PRINT)
Robert D. Elliott

SIGNATURE
Robert D. Elliott

TITLE Executive Director **DATE** 9/25/96

**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	<u>3</u>	Amended	<u>4</u>	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

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

New _____ Amended _____ Repealed _____

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

New _____ Amended _____ Repealed _____

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

New _____ Amended _____ Repealed _____

The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	<u>3</u>	Amended	<u>4</u>	Repealed	_____

STATE OF WASHINGTON
CODE REVISOR'S OFFICE
PLP

SEP 8 9 1998

DATE _____ TIME _____
BY _____