

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Office of Archaeology and Historic Preservation

(agency name)

Administrative Order No. 5

(1) I, Jeanne M. Welch, director of

The Office of Archaeology and Historic Preservation

do promulgate and adopt at 111 West 21st Avenue, Olympia, WA (place)

the annexed rules relating to:

the establishment of an Historic Preservation Grants Advisory Committee.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 80-02-083 085 filed with the code reviser on January 21, 1980. Such rules shall take effect:

- X pursuant to RCW 34.04.040(2).
[] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is:

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04. (1977 c 19 § 2) that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" (fill in statement (a), (b), or (c) as appropriate):

- [] (a) This rule is promulgated pursuant to RCW and is intended to administratively implement that statute.
[] (b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

X (c) This rule is promulgated under the general rule-making authority of the Office of Archaeology and Historic Preservation

(agency)

as authorized in RCW 43.51A.080

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(5) This order after being first recorded in the order register of this agency is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

STATE OF WASHINGTON ADOPTED March 11 19 80 FILED

APR 3 1980

By Jeanne M. Welch Deputy State Historic Preservation Officer Title

CODE REVISER'S OFFICE WSR 80-05-002



STATE OF
WASHINGTON

Dixy Lee Ray
Governor

OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

111 West Twenty-First Avenue, Olympia, Washington 98504 206/753 4011

January 21, 1980

TO: Code Reviser

FROM: Jeanne M. Welch *Jmw*

SUBJECT: RULE PURPOSE STATEMENT -- HISTORIC PRESERVATION GRANTS ADVISORY COMMITTEE

Title. The purpose of the rule is to establish a process for increasing public involvement and comment in the conduct of the historic preservation grant-in-aid program. The agency adopting the rule is the Office of Archaeology and Historic Preservation. The authority is contained in RCW 43.51A.090 and 100, which empowers the State Historic Preservation Officer to administer and disburse grants; the Historic Preservation Grants Advisory Committee advises the State Historic Preservation Officer in the discharge of those duties.

Summary. The rule establishes an advisory committee of five individuals representing various skills and aspects in the state preservation community. The committee, meeting in public and hearing the comments of interested citizens, provides guidance for the State Historic Preservation Officer in decisions made regarding the criteria for the assignment of acquisition and development funds, and in the assignment of specific amounts to specific projects.

Agency Personnel. The rule has been drafted by David M. Hansen, Chief, Office of Archaeology and Historic Preservation, 111 West 21st Avenue, Olympia, Washington; (206) 753-4117, SCAN 234-4117. Implementation and enforcement of the rule shall be made under the direction of Jeanne M. Welch, Director, Office of Archaeology and Historic Preservation and Deputy State Historic Preservation Officer, address as above; (206) 753-4011, SCAN 234-4011.

Opponents and Proponents. No opponents or proponents of the rule are known to the Office of Archaeology and Historic Preservation.

Comments and Recommendations. There will be some fiscal impact in conjunction with the meetings of the committee, but these can be offset by reduction in other areas. Since the meetings of the committee will not be frequent, no continuing significant cost will be incurred by its establishment.

cc: Secretary of the Senate
Chief Clerk of the House

Chapter 25-24

HISTORIC PRESERVATION GRANTS ADVISORY COMMITTEE

WAC

- 25-24-010 Purpose.
- 25-24-020 Definitions
- 25-24-030 Description of Purpose and Staff.
- 25-24-040 Composition.
- 25-24-050 Duties and Responsibilities
- 25-24-060 Procedures
- 25-24-070 Public Records Available.

NEW SECTION

WAC 25-24-010 PURPOSE. The purpose of this chapter is to establish an Historic Preservation Grants Advisory Committee to assist the State Historic Preservation Officer in the disbursement of grant funds as provided in RCW 43.51A.090.

NEW SECTION

WAC 25-24-020 DEFINITIONS. (1) Committee. Committee means the Historic Preservation Grants Advisory Committee as established by this chapter, hereinafter referred to as the Committee.

(2) State Historic Preservation Officer. The State Historic Preservation Officer is that person appointed pursuant to RCW 43.51A.060 to implement the purposes of that chapter, hereinafter referred to as "SHPO."

(3) Historic Preservation Fund. The Historic Preservation Fund means the annual allocation provided that state by the Federal government to fulfill the intent of the National Historic Preservation Act of 1966 (PL89-665).

(4) Grants. Grant means a sum of money assigned from the Historic Preservation Fund to accomplish a specific acquisition or development project.

NEW SECTION

WAC 25-24-030 DESCRIPTION OF PURPOSE AND STAFF. The Committee is of an advisory nature for the State Historic Preservation Officer. Financial and administrative services, including those related to budgeting, accounting, financial reporting, personnel and procurement, shall be provided the Committee by the Office of Archaeology and Historic Preservation.

NEW SECTION

WAC 25-24-040 COMPOSITION. The committee shall be composed of five members: a member of a minority race or legally cognizable group; an architect experienced in the rehabilitation of historic structures; a resident of eastern Washington, and a resident of western Washington, both with an interest in historic preservation; and a member of the Washington State Trust for Historic Preservation. Members shall serve staggered terms of three years and shall be appointed by the State Historic Preservation Officer.

NEW SECTION

WAC 25-24-050 DUTIES AND RESPONSIBILITIES. The Committee shall have the following duties and responsibilities:

- (1) To advise the SHPO in the selection and adoption of state criteria for the assignment of grants from the Historic Preservation Fund;
- (2) To receive public testimony of applicants and others concerned with the distribution of historic preservation grants or their administration generally, to evaluate those comments, and to make such recommendations as it deems necessary to the SHPO;
- (3) To review the recommendations for grants made by the staff of the SHPO, and to endorse or amend them;
- (4) Following the review of grant proposals and public testimony, to recommend to the SHPO the distribution of acquisition or development grants from the Historic Preservation Fund; and
- (5) In all its reviews and recommendations, to be consistent with Federal program guidelines for the administration of the Historic Preservation Fund.

NEW SECTION

WAC 25-24-060 PROCEDURES. The following is a statement of the general course and method followed in the assignment of a grant from the Historic Preservation Fund.

- (1) Interested persons and organizations submit applications to the Office of Archaeology and Historic Preservation on forms provided for the purpose;
- (2) Application forms are reviewed by staff using criteria established by the Committee and SHPO;
- (3) Following staff review, a schedule of grant assignments is presented for consideration and evaluation by the Committee.
- (4) The Committee, meeting in public, reviews the schedule in (3) above, hears such testimony as may be appropriate, and establishes a priority for project funding;
- (5) The Committee forwards its priority to the SHPO for review prior to inclusion in the state's annual Historic Preservation Fund request;
- (6) The SHPO examines the priority developed by the Committee, considers it in comparison with Federal and state grant criteria and the state historic preservation plan, amends it if necessary, within his discretion, and directs its inclusion in the Historic Preservation Fund request.

NEW SECTION

WAC 25-24-070 PUBLIC RECORDS AVAILABLE. All public records of the Committee are available for public inspection and copying at the Office of Archaeology and Historic Preservation, pursuant to WAC 25-18-010 through 130. Financial information provided by grant applicants for which confidentiality has been requested shall be exempt.