

WAC 173-442-350 Confidentiality. (1) **Emissions data.** Emissions data submitted to ecology is public information and is not confidential.

(2) **ERU data.** Data about an ERU is considered public information unless ecology approves a request under subsection (3) of this section.

(3) **Confidentiality requests.** A covered party may request proprietary information that is not emissions data be kept confidential. The request must show how the data:

(a) Meets the requirements of RCW 70.94.205 (Confidentiality of records and information); or

(b) Is exempt from public disclosure under the Washington Public Records Act (chapter 42.56 RCW).

(4) **Verification status.** Ecology's determination of the verification status of each report is public information. All confidential data used in the verification process will remain confidential.

[Statutory Authority: Chapters 70.94, 70.235 RCW. WSR 16-19-047 (Order 15-10), § 173-442-350, filed 9/15/16, effective 10/16/16.]