



**RULE-MAKING ORDER**  
**(RCW 34.05.360)**

**CR-103 (7/10/97)**

**Agency:**  
COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT

- Permanent Rule
- Emergency Rule
- Expedited Adoption
- Expedited Repeal

**(1) Date of adoption:** October 1, 1997

**(2) Purpose:** Repeal rules regarding border area funding allocation that conflict with after-enacted statutes.

**(3) Citation of existing rules affected by this order:**

**Repealed:**

**Amended:** WAC 365-90-010; 365-90-020; 365-090-040; 365-90-080; 365-90-090

**Suspended:**

**(4) Statutory authority for adoption:** RCW 43.330.040(2)(g)

**Other authority:**

**PERMANENT RULE ONLY (Including EXPEDITED ADOPTION)**

Adopted under notice filed as WSR 97-15-107 on 7/21/97 (date).

Describe any changes other than editing from proposed to adopted version:

**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 Rule Making**

31 days after filing

Other (specify) \_\_\_\_\_ \*

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

**Emergency Rules**

Immediately

Later (specify) \_\_\_\_\_

**CODE REVISER USE ONLY**

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

SEP 8 1997

TIME 1:05

WSR 97-19-019

**NAME (TYPE OR PRINT)**

Ann Bariekman

**SIGNATURE**

*Ann Bariekman*

**TITLE**  
Administrative Assistant

**DATE**  
9-5-97

**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:**

|   |           |               |                |
|---|-----------|---------------|----------------|
| <b>Federal statute:</b>                 | New _____ | Amended _____ | Repealed _____ |
| <b>Federal rules or standards:</b>      | New _____ | Amended _____ | Repealed _____ |
| <b>Recently enacted state statutes:</b> | 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 5 \_\_\_\_\_

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

New \_\_\_\_\_ Amended \_\_\_\_\_ Repealed 5 \_\_\_\_\_

**The number of sections adopted using:**

|                                       |           |               |                |
|---------------------------------------|-----------|---------------|----------------|
| <b>Negotiated rule making:</b>        | New _____ | Amended _____ | Repealed _____ |
| <b>Pilot rule making:</b>             | New _____ | Amended _____ | Repealed _____ |
| <b>Other alternative rule making:</b> | New _____ | Amended _____ | Repealed _____ |

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 365-90-010 Declaration of public policy.
- WAC 365-90-020 Definitions.
- WAC 365-90-040 Allocation of funds.
- WAC 365-90-080 Unexpended funds.
- WAC 365-90-090 Annual review.