



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

**CR-103** (10/1/89)

Agency: Energy Facility Site Evaluation Council

- Permanent Rule
- Emergency Rule

(1) Date of adoption: May 10, 1993

(2) Purpose:  
This proposal would establish the procedures for establishing applicant responsibility for council member salary and fringe benefits.

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

Repealed:  
Amended:           None  
Suspended:

(4) Authority for adoption:

Statute: RCW 80.50.040

Other Authority:

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR 93-07-094 on March 22, 1993 (date).

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

None

(5.2) EMERGENCY RULE ONLY

Pursuant to 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:

(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

Emergency Rules

- 31 days after filing
- Other (specify) \_\_\_\_\_ \*
- Immediately
- 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

MAY 20 1993

TIME: 3:00  
WSR 93-12-013

WARRREN A. BISHOP

Warren A. Bishop

Chair, EFSEC

DATE  
5/10/93

NEW SECTION

**WAC 463-30-055 Applicant Funding of Council Members Salaries and Fringe Benefits for Extended Adjudications.** When more than ten days of adjudicative hearings will be necessary to review an application for site certification, it shall be the responsibility of the applicant for site certification to pay the normal salary and fringe benefits expenses of such members of the council for the period in excess of ten days that they spend in adjudicative hearings. For the purposes of this rule, time spent in preparation for adjudicative hearings shall not be considered. Such salary and fringe benefits expenses for designated council members shall be considered to be part of the council's normal expenses pursuant to RCW 80.50.071(1)(b).