

WSR 22-16-064

AGENDA

DEPARTMENT OF COMMERCE

[Filed July 29, 2022, 9:03 a.m.]

Following is the department of commerce semi-annual rules development agenda for publication in the Washington State Register, pursuant to RCW 34.05.314. There may be additional rule-making activity not on the agenda as conditions warrant.

Please contact Dave Pringle if you have questions, dave.pringle@commerce.wa.gov or 360-918-6033.

Semi-Annual Rule-Making Agenda
July through December 2022

Division	WAC Citation	Subject Matter/ Purpose of Rule	Current Activity/Approximate Filing Date
Energy— Energy policy	194-24	Implement appliance standards and design requirements as enacted in HB 1619 (2022).	Currently, legal counsel is reviewing our draft rules and CR-101. Proposed timeline: CR-101: Filed prior to August 3, draft rules released simultaneously. CR-102: Prior to September 21. Earliest public Hearing: November 21. Expedited adoption: December 20.
Energy— Energy policy	194-24-180	To establish a permanent effective date for the demand responsive water heater standard, established by HB 1444 (2019).	This communications standard has been suspended by emergency rule several times from November 2021 - June 2022 due to supply chain difficulties as a result of the COVID-19 pandemic. Commerce has currently issued a CR-102 proposing an effective date of January 1, 2023. Earliest public hearing: August 30. CR-103: Shortly after. Earliest adoption date: September 16.
Energy— Buildings	194-50	Rule making to implement SB 5722 (2022), which expands the Clean Buildings Act and requires commerce to develop a building performance standard for a new tier of buildings.	CR-101: Filed fall 2022 (allows the buildings team time to do workshops and stakeholdering). CR-102/CR-103/Small business economic impact statement will all be completed and filed in 2023.
LGD—Public works board	399-80-010	The enablement and creation of a preapplication process for the broadband program (subsections (4)(a), (4)(b), (5)).	Expected to begin late July 2022 and conclude no later than December 31, 2022.
LGD—Public works board	399-80-010	Updates the application notice requirements to broadband providers and removes previous contact requirements (subsection (5)(o)).	Expected to begin late July 2022 and conclude no later than December 31, 2022.

Division	WAC Citation	Subject Matter/ Purpose of Rule	Current Activity/Approximate Filing Date
LGD—Public works board	399-80-010	States the public works board must publish proposed geographic broadband project service areas on its website, as well as preapplications (within three business days of the close of the preapplication cycle), and sets an objection period for 30 days for the proposed project (subsections (7)(a), (7)(b), (7)(c)).	Expected to begin late July 2022 and conclude no later than December 31, 2022.
LGD—Public works board	399-80-010	Removes the utilities and transportation commission technical feasibility review (subsection 10).	Expected to begin late July 2022 and conclude no later than December 31, 2022.
LGD—Public works board	399-80-010	Authorizes the public works board to make low-interest or interest-free loans or grants to eligible applicants for emergency public works broadband projects (subsection (14)).	Expected to begin late July 2022 and conclude no later than December 31, 2022.
LGD—Public works board	399-80-010	Protect financial, commercial, and proprietary information.	Expected to begin late July 2022 and conclude no later than December 31, 2022.

Dave Pringle
Rules Coordinator