



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Pollution Liability Insurance Agency

Subject of possible rule making:

The Pollution Liability Insurance Agency (PLIA) proposes to adopt a new rule (Chapter 374-90 WAC).

The new rule, WAC 374-90 will establish the Petroleum Underground Storage Tank Revolving Loan and Grant Program authorized in RCW 70.340 and will detail:

- eligibility for loans and/or grants under the program;
- requirements for applications;
- PLIA's process for evaluation of applications;
- the process for funding approved loans and/or grants; and
- management of funds provided under an approved loan and/or grant.

Statutes authorizing the agency to adopt rules on this subject: RCW 70.340.100

Reasons why rules on this subject may be needed and what they might accomplish:

In 2016, Washington's Legislature required PLIA to adopt a rule to carry out provisions of chapter 70.340 RCW, which established the Petroleum Underground Storage Tank Revolving Loan and Grant Program. Consistent with the directive from the Legislature, PLIA is using its authority to adopt a rule to implement the program which will assist owners and operators of petroleum underground storage tank systems to remediate past releases; upgrade, replace, or remove petroleum underground storage tank systems to prevent future releases; and install new infrastructure or retrofit existing infrastructure for dispensing renewable or alternative energy.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

PLIA implements the Revolving Loan and Grant Program with the Washington State Department of Health, under terms of a memorandum of agreement between the two agencies. Throughout the rulemaking process, PLIA will communicate with, and seek input from, the Department of Health.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study

X Other (describe) PLIA will follow the standard process for the adoption of rules under the Administrative Procedure Act (RCW 34.05).

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Interested parties can participate by:

1. Accessing a webpage where PLIA posts updates.
2. Contacting the PLIA staff at: rules@plia.wa.gov or 1-800-822-3905.
3. Participating in a public meeting(s) during development of the rule proposal.

DATE
August 1, 2017

NAME (TYPE OR PRINT)
Cassandra Garcia

SIGNATURE

TITLE
Deputy Director

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STATE OF WASHINGTON
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