



DEPARTMENT OF  
**ECOLOGY**  
State of Washington

## **Rule Implementation Plan Chapter 173-442 WAC, Clean Air Rule**

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# Publication and Contact Information

This document is available on the Department of Ecology's website at:  
<https://fortress.wa.gov/ecy/publications/summarypages/2302053.html>

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**Implementation Plan**  
**Chapter 173-442 WAC**  
**Clean Air Rule**

Air Quality Program  
Washington State Department of Ecology  
Olympia, Washington

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## **Purpose**

The Washington State Department of Ecology (Ecology) provides the information in this implementation plan to meet agency and Administrative Procedure Act (RCW 34.05.328) requirements related to rule adoptions.

# Introduction

On July 18, 2023, Ecology repealed Chapter 173-442 WAC, Clean Air Rule (AO # 22-17). The purpose of this rule implementation plan is to inform those who must comply with Chapter 173-442 WAC about how Ecology intends to:

- Implement and enforce the rule
- Inform and educate persons affected by the rule
- Promote and assist voluntary compliance for the rule
- Evaluate the rule
- Train and inform Ecology staff about the new or amended rule

Also included in this plan is information about:

- Supporting documents that may need to be written or revised because of the new rule or amended rule
- Other resources where more information about the rule is available
- Contact information for Ecology employees who can answer questions about the rule implementation

## **Implementation and Enforcement**

Implementation and enforcement are minimal for this action because the rule is being repealed. The rule is no longer necessary because its functions have been preempted and replaced by Chapter 173-446 WAC, Climate Commitment Act (RCW 70A.65.200(9)(c)). Ecology has engaged stakeholders extensively on implementation and enforcement of the Climate Commitment Act.



## **Informing and Educating Persons Affected by the Rule**

Notification of this rule repeal and the reasons for repeal were included in the following:

- Rule Adoption Notice (CR-103P form) published in the *Washington State Register* (WSR 23-15)
- Letter to Tribal governments in Washington State
- Notice to the Air Quality Program email notification list (Air Quality Rule and State Implementation Plan Updates)
- Notice to the Ecology email notification list on rule information (WAC Track)

## **Promoting and Assisting Voluntary Compliance**

Promoting and assisting voluntary compliance is not necessary because this rule is being repealed. The rule is no longer necessary because its functions have been preempted and replaced by Chapter 173-446 WAC, Climate Commitment Act (RCW 70A.65.200(9)(c)). Ecology has engaged stakeholders extensively to promote compliance with the requirements of the Climate Commitment Act.

## **Evaluating the Rule**

Evaluating the rule is not necessary because Ecology has repealed it as required by RCW 70A.65.200(9)(c).

## **Training and Informing Ecology Staff**

Ecology has conducted extensive internal communication and training to ensure staff understand the requirements of the Climate Commitment Act, which replaces the functions of this rule. Webpages, publications, and internal guidance related to this rule have either been removed or updated.

## **List of Supporting Documents that May Need to be Written or Revised**

New documents are not required because the rule is being repealed. Webpages and publications related to this rule have either been removed or updated.

## More Information

- For additional information, please visit Ecology's Rulemaking Webpage:  
<https://ecology.wa.gov/Regulations-Permits/Laws-rules-rulemaking/Rulemaking/WAC-173-442>

## Contact Information

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