

## The Department of Ecology repealed two obsolete rules:

- Chapter 173-330 WAC - Used Automotive Oil Recycling Sign Requirements for Automotive Oil Sellers; and
- Chapter 173-24 WAC - Tax Exemptions and Credits for Pollution Control Facilities

### Repeal Date

Ecology repealed the above two chapters on April 16, 2015. The repeal becomes effective May 17, 2015.

### Repeal of Chapter 173-330 WAC

Chapter 173-330 WAC contained requirements associated with used automotive oil recycling signs. The rule requirements of Chapter 173-330 WAC were authorized by Chapter 19.114 RCW. Chapter 19.114 RCW - Used Automotive Oil Recycling was repealed in 1991. This repeal removes a rule that is no longer authorized by statute.

### Repeal of Chapter 173-24 WAC

Until November 30, 1981, Chapter 82.34 RCW - Pollution Control Facilities - Tax Exemptions and Credits, authorized pollution control facilities to apply to the Department of Revenue for a tax credit or exemption. The appropriate pollution control agency was then required to review the application and if appropriate approve that the facility was a pollution control facility. Ecology's role for facilities under its jurisdiction was to identify and classify facilities, and to confirm that the facility controlled, captured and removed pollutants from the air and water. The review was conducted for water pollution control facilities and any facilities related to an air contaminant source. Chapter 173-24 WAC described Ecology's process for reviewing and approving facilities.

#### MORE INFORMATION

Ecology has repealed two obsolete chapters:

Used Oil Recycling Sign requirements are now regulated under Chapter 70.95I RCW. Repeal of Chapter 173-330 WAC will not impact other existing rules or any entities who currently provide used oil recycling.

Repeal of Chapter 173-24 WAC will not impact any tax exemptions or credits currently received by facilities.

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#### Special accommodations

To request ADA accommodation for disabilities, or printed materials in a format for the visually impaired, call Ecology at (360) 407-6900.

Persons with impaired hearing may call Washington Relay Service at 711. Persons with a speech disability may call TTY at 877-833-6341.

In 1981, the Legislature amended the law in Chapter 82.34 RCW to provide that the last date applications for pollution control tax credits or exemptions could be filed was November 30, 1981. Since applications are no longer accepted under Chapter 82.34 RCW, the rules in Chapter 173-24 WAC have no purpose, and we are repealing them.

## Response to Comments

On June 19, 2014 Ecology filed an expedited notice (WSR 14-14-010) to repeal the above referenced chapters. The expedited rule-making process is intended to save taxpayer time and money by providing a streamlined process to repeal rules that meet certain criteria. In this case, the rules are no longer necessary and the statutory authority for one has been repealed. Ecology received one objection to the expedited process that was not withdrawn. The agency then moved forward with a proposal (CR-102 form) to repeal these chapters. We held one public hearing. No one attended the hearing and we received no comments.

Ecology prepared a Concise Explanatory Statement for this rulemaking. Download a copy at [http://www.ecy.wa.gov/laws-rules/wac17324\\_330/1401.html](http://www.ecy.wa.gov/laws-rules/wac17324_330/1401.html)

## Whom does this rule affect?

### Repeal of Chapter 173-330 WAC.

Repeal of this obsolete rule will not impact other existing rules or any entities who currently provide used oil recycling.

### Repeal of Chapter 173-24 WAC.

Repeal of this obsolete rule will not impact any tax exemptions or credits currently received by facilities.

## More information

To get information about this rulemaking visit: [http://www.ecy.wa.gov/laws-rules/wac17324\\_330/1401.html](http://www.ecy.wa.gov/laws-rules/wac17324_330/1401.html)

To get updates on Ecology's rule-making activities, sign-up for the WACTrack e-mail list at [www.ecy.wa.gov/maillist.html](http://www.ecy.wa.gov/maillist.html).

## Appeal procedures

This repeal can be appealed under procedures described in the Administrative Procedure Act (RCW 34.05.330). For more information about appealing this rule adoption, please contact Bari Schreiner, Agency Rules Coordinator, at (360) 407-6998 or [bari.schreiner@ecy.wa.gov](mailto:bari.schreiner@ecy.wa.gov).