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STATE OF WASHINGTON

WASHINGTON TECHNOLOGY SOLUTIONS

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Consolidated Technology Services

Concise Explanatory Statement

Adopting WAC 143-06-170; WAC 143-06-180; WAC 143-06-170;
Amending WAC 143-06-160 and
Repealing WAC 143-06-090.

PUBLIC RECORDS FEES

February 26, 2019

TO: Interested Parties

From: Rebekah O'Hara, Chief Legal Services Officers

RE: Concise Explanatory Statement for Adopting WAC 143-06-170; WAC 143-06-180; WAC 143-06-170;
Amending WAC 143-06-160 and Repealing WAC 143-06-090.

I. Introduction

This document has been prepared in compliance with RCW 34.05.325, the concise explanatory statement requirement of the Administrative Procedure Act. Included are the reasons for adopting the final rule, a description of the differences between the proposed rule and the text of the final rule, and a summary of all comments received and responses to comments.

II. Statutory Authority

Effective July 23, 2017, the Legislature amended RCW 42.56 to require that before an agency uses the amended statutory default copy fee schedule, an agency must have a rule declaring the reason that it is not calculating actual costs because to do so would be unduly burdensome. Consolidated Technology Services is adopting new rules to accomplish this purpose and repealing an outdated rule. The statutory authority for this rule-making is RCW 42.56.100; RCW 42.56.040(1)(d); RCW 42.56.120(2)(b); RCW 43.10.110.

III. Reason for Adoption

The reason for this rulemaking is to implement the Legislatures statutory default fee schedule for copying public records, provide fee waivers in certain circumstances and repeal other provision relating to payment.

IV. Differences Between the Proposed Rule and the Final Rule

There are no substantive differences between the proposed and final rule.

V. Summary of All Comments Received and Response to Comments.

No written comments were received. No one appeared at the rule-making hearing to testify.