



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**

(Implements RCW 34.05.310)  
Do NOT use for expedited rule making

**Agency:** Department of Revenue

**Subject of possible rule making:** WAC 458-20-273 Renewable Energy System Cost Recovery (Rule 273) – This rule explains the cost-recovery incentive program for renewable energy systems.

**Statutes authorizing the agency to adopt rules on this subject:** RCW 82.32.300 and 82.01.060

**Reasons why rules on this subject may be needed and what they might accomplish:** ESSB 6170 (chapter 469, Laws of 2009) amended RCW 82.16.110, 82.16.120, and 82.16.130. The legislation: (1) increases the annual payment limitations to customers, (2) increases the limitations on incentive payments made by participating light and power businesses, (3) changes the formula used to determine payment amounts based on “economic development kilowatt-hours,” and (4) extends the incentive program to community solar projects.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** None.

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

- Negotiated rule making
- Pilot rule making
- Agency study

X Other (describe) Parties interested in this rule making may contact the individual listed

below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

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

Written comments may be submitted by mail, fax, or at the public meeting. Oral comments will be accepted at the public meeting. A preliminary draft of possible rule changes is available for viewing and printing on our website at: <http://dor.wa.gov/content/FindALawOrRule/RuleMaking/agenda.aspx>. Written comments on and/or requests for copies of the rule may be directed to: Mark E. Bohe, Interpretations and Technical Advice Division, P. O. Box 47453, Olympia, WA 98504-7453; e-mail: [markbohe@dor.wa.gov](mailto:markbohe@dor.wa.gov); phone: (360)570-6133; FAX (360)586-0127.

**Public meeting location:**

WA State Criminal Justice Training Commission  
(WSCJTC)  
19010 – 1<sup>st</sup> Avenue South  
Burien, Washington 98148

**Assistance for persons with disabilities:**

Contact Martha Thomas no later than 10 days before the meeting date. TTY 1-800-451-7985 or (360) 725-7497.

**Date:** September 22, 2009 **Time:** 10:00 AM

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| <b>Date</b><br>September 1, 2009            |
| <b>Name (type or print)</b><br>Alan R. Lynn |
| <b>Signature</b><br>                        |
| <b>Title</b><br>Rules Coordinator           |

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| <b>CODE REVISER USE ONLY</b>                               |
| OFFICE OF THE CODE REVISER<br>STATE OF WASHINGTON<br>FILED |
| <b>DATE:</b> September 02, 2009<br><b>TIME:</b> 8:23 AM    |
| <b>WSR 09-18-106</b>                                       |