



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: County Road Administration Board

- Preproposal Statement of Inquiry was filed as WSR 09-18-016 _____ ; or
 Expedited Rule Making--Proposed notice was filed as WSR _____ ; or
 Proposal is exempt under RCW 34.05.310(4).

- Original Notice
 Supplemental Notice to WSR _____
 Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) WAC 136-161-080 Project Submittal, Selection, and Initial Allocation of RATA Funds to Projects.

Hearing location(s): 2404 Chandler Court SW, Ste 240
Olympia, WA 98504-0913

Date: January 21, 2010 Time: 2:00 PM

Date of intended adoption: January 21, 2010
(Note: This is NOT the effective date)

Submit written comments to:

Name: Karen Pendleton
Address: 2404 Chandler Court SW, Ste 240
Olympia, WA 98504-0913
e-mail Karen@crab.wa.gov
fax (360) 586.0386 by (date) January 15, 2010

Assistance for persons with disabilities: Contact
Karen Pendleton by January 19, 2010
TTY (800) 833.6384 or (360) 753.5989

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Setting a maximum RATA contribution to each NE Region county for 2R projects.

Reasons supporting proposal:

Statutory authority for adoption: RCW 36.78

Statute being implemented:

Is rule necessary because of a:

- Federal Law? Yes No
 Federal Court Decision? Yes No
 State Court Decision? Yes No
 If yes, CITATION:

DATE
November 9, 2009

NAME (type or print)
Jay P. Weber

SIGNATURE

TITLE
Executive Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 17, 2009
TIME: 9:05 AM

WSR 09-23-095

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization) County Road Administration Board

Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Randy Hart	2404 Chandler Court SW, Ste 240	(360) 753.5989
Implementation.... Karen Pendleton	2404 Chandler Court SW, Ste 240	(360) 753.5989
Enforcement..... Jay Weber	2404 Chandler Court SW, Ste 240	(360) 753.5989

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

N/A

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain: N/A

AMENDATORY SECTION (Amending WSR 08-16-042, filed 7/29/08, effective 8/29/08)

WAC 136-161-080 Limitations on allocations of RATA funds to counties. For any project program period, no county shall receive a RATA fund allocation greater than the following maximum project RATA contribution, or percentage of the forecasted regional apportionment amount:

(1) PSR: No maximum project RATA contribution; 40% limit on percentage of the forecasted regional apportionment amount;

(2) NWR: No maximum project RATA contribution; twenty percent limit on percentage of the forecasted regional apportionment amount;

(3) NER: No maximum project RATA contribution; maximum RATA contribution to each county for 2R projects is seven hundred fifty thousand dollars; twelve and one-half percent limit on percentage of the forecasted regional apportionment amount;

(4) SWR: No maximum project RATA contribution; fifteen percent limit on percentage of the forecasted regional apportionment amount;

(5) SER: No maximum project RATA contribution; percentage varies by county as follows:

- | | |
|------------------------|------------------|
| (a) Asotin County | ten percent |
| (b) Benton County | fourteen percent |
| (c) Columbia County | eleven percent |
| (d) Franklin County | thirteen percent |
| (e) Garfield County | ten percent |
| (f) Kittitas County | thirteen percent |
| (g) Klickitat County | fourteen percent |
| (h) Walla Walla County | fourteen percent |
| (i) Yakima County | twenty percent |