

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL STATE OF WYOMING

IN THE MATTER OF REVISIONS TO )
CHAPTER ONE OF THE RULES OF ) PRINCIPAL REASONS
PRACTICE AND PROCEDURE, ) FOR ADOPTION

- 1. The Environmental Quality Council ("Council"), pursuant to the authority vested in it by the Wyoming Environmental Quality Act ("Act") at Wyo. Stat. Ann. § 35-11-112(a)(i), has revised the following chapter of the Wyoming Department of Environmental Quality's Rules of Practice and Procedure: Chapter 1, General Rules. These changes adopt the Wyoming Department of Administration and Information's uniform rules for public records by incorporating them by reference.
2. In Wyo. Stat. Ann. § 16-4-204(e), the Wyoming legislature charged the Wyoming Department of Administration and Information with creating uniform rules for the use of all state agencies for assessing fees for the production of public records. On September 6, 2016, the Wyoming Department of Administration and Information promulgated uniform rules for the inspection, copying, and production of public records. See Wyoming Department of Administration and Information, Director's Office, Chapter 2, Uniform Procedures, Fees, Costs, and Charges for Inspection, Copying, and Producing Public Records.
3. The Wyoming Administrative Procedure Act requires all state agencies to adopt "as much of the uniform rules... as is consistent with the specific and distinct requirements of the agency and state or federal law governing or applicable to the agency[.]" Wyo. Stat. Ann. § 16-3-103(j).
4. Chapter 1 of the Wyoming Department of Environmental Quality's Rules of Practice and Procedure has been revised to adopt these uniform rules. Section 11 was added to Chapter 1 to include the rule and the effective date that is incorporated by reference.

The Council finds that these regulations are necessary to accomplish the policy and purpose of the Act and that they have been promulgated in accordance with rulemaking provisions of the Wyoming Administrative Procedure Act.

Dated this 6th day of November 2018.

MEGHAN LALLY
Hearing Examiner - Printed Name
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