

## Filed: 3/23/2020 10:22:37 AM WEQC Notice of Intent to Adopt Rules

## A copy of the proposed rules may be obtained at <a href="http://rules.wyo.gov">http://rules.wyo.gov</a>

Revised July 2019

| 1. General Informa                                    | <u>ntion</u>   |  |                     |                          |                       |
|---|--|--|---------------------|--------------------------|-----------------------|
| a. Agency/Board Name*                                 |  |  |                     |                          |                       |
| b. Agency/Board Addres                                | SS 22  | c. City  |                     | d. Zip Code              |                       |
| e. Name of Agency Liais                               | son  | f. Agency Liaison Telephone Number               |                     |                          |                       |
| g. Agency Liaison Email                               | Address  |  |                     |                          |                       |
| h. Date of Public Notice                              |  | i. Comment Period End Dat                        | e                   |                          |                       |
| j. Public Comment URL                                 | or Email Address:  |  |                     |                          |                       |
| k. Program  |  |  |                     |                          |                       |
| * By checking this bo<br>the agency for details regar | x, the agency is indicating it is exempt from certain section rding these rules.                   | ns of the Administrative Procedure Act in        | cluding public com  | nment period requiren    | nents. Please contact |
|   | ctment For purposes of this Section 2, "new" only  |  |                     |                          |                       |
|   | t previously addressed in whole or in part by prior ru   |  |                     |                          | mandate.              |
| a. Are these non-emerge                               | ency regular rules new as per the above description  | and the definition of "new" in Chapt             | er 1 of the Rules   | on Rules?                |                       |
| No.   | Yes. If the rules are new, please provide the Chapte<br>Years Enacted (e.g. 2015 Session Laws Chap |  |                     |                          |                       |
| 3. Rule Type and I                                    | nformation For purposes of this Section 3, "New  | " means an emergency or regular ru               | e that has neve     | r been previously c      | reated.               |
| a. Provide the Chapter N                              | Number, Title* and Proposed Action for Each Chapte   | er. <i>Please use the "Additional Rule Infor</i> | mation" form to ide | entify additional rule c | hapters.              |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
|   |  |  |                     |                          |                       |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
|   |  |  |                     |                          |                       |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
|   | G. A. N.   |  |                     |                          |                       |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
| Chapter Number:                                       | Chapter Name:  |  | New                 | Amended                  | Repealed              |
| Chapter Number:                                       | Chapter Name:  |  | <u> </u>            | <u> </u>                 |                       |
| спартег туппрет:                                      | опариет матне.   |  | New                 | Amended                  | Repealed              |
|   |  |  |                     |                          |                       |

<sup>\*</sup> If the <u>name</u> of a chapter of rules is changing, please provide the NEW chapter name in parenthesis following the OLD chapter name. *Example:* Old Chapter Name: General Provisions; New Chapter Name: General Provisions and Requirements. This would appear as "General Provisions (General Provisions and Requirements)."

| 4. Public Comments and Hearing Information  |                                    |                  |                                 |   |  |  |  |
|---|------------------------------------|------------------|---------------------------------|---|--|--|--|
| a. A public hearing on the proposed rules has been scheduled. No. Yes. Please complete the boxes below.   |                                    |                  |                                 |   |  |  |  |
| Date:   | Time:                              | Cit              | y:                              | Location:   |  |  |  |
| b. What is the manner in whic   | h interested persons may present   | their views on t | ne rulemaking action?           |   |  |  |  |
| By submitting written comments to the Agency at the physical and/or email address listed in Section 1 above.  At the following URL:   |                                    |                  |                                 |   |  |  |  |
| A public hearing will be held if requested by 25 persons, a government subdivision, or by an association having not less than 25 members.  Requests for a public hearing may be submitted:  |                                    |                  |                                 |   |  |  |  |
| To the Agency at the physical and/or email address listed in Section 1 above.   |                                    |                  |                                 |   |  |  |  |
| At the following URL:   |                                    |                  |                                 |   |  |  |  |
| c. Any person may urge the Agency not to adopt the rules and request the Agency to state its reasons for overruling the consideration urged against adoption.  Requests for an agency response must be made prior to, or within thirty (30) days after adoption, of the rule, addressed to the Agency and Agency Liaison listed in Section 1 above. |                                    |                  |                                 |   |  |  |  |
| <u>5. Federal Law Requirements</u>  |                                    |                  |                                 |   |  |  |  |
| a. These rules are created/am   | nended/repealed to comply with fed | deral law or reg | ulatory requirements. No.       | Yes. Please complete the boxes below.                 |  |  |  |
| Applicable Federal Law or Regulation Citation:  |                                    |                  |                                 |   |  |  |  |
| Indicate one (1):  The proposed rules meet, but do not exceed, minimum federal requirements.  |                                    |                  |                                 |   |  |  |  |
| Any porc  | The proposed rules exceed mi       |                  | ·                               | Nor this item should submit their ebjections prior to |  |  |  |
| Any person wishing to object to the accuracy of any information provided by the Agency under this item should submit their objections prior to final adoption to:  To the Agency at the physical and/or email address listed in Section 1 above.  |                                    |                  |                                 |   |  |  |  |
|   |                                    |                  |                                 |   |  |  |  |
| At the following URL:  6. State Statutory Requirements  |                                    |                  |                                 |   |  |  |  |
| a. Indicate one (1):  |                                    |                  |                                 |   |  |  |  |
| The proposed rule change <i>MEETS</i> minimum substantive statutory requirements.   |                                    |                  |                                 |   |  |  |  |
| The proposed rule change <i>EXCEEDS</i> minimum substantive statutory requirements. Please attach a statement explaining the reason that the rules exceed the requirements.   |                                    |                  |                                 |   |  |  |  |
| b. The Agency has comobtained:  | pleted a takings assessment as re  | quired by W.S.   | 9-5-304. A copy of the assessme | ent used to evaluate the proposed rules may be        |  |  |  |
| ☐ By contacting the Agency at the physical and/or email address listed in Section 1 above.  |                                    |                  |                                 |   |  |  |  |
| At the following URL:   |                                    |                  |                                 |   |  |  |  |

| 7. Additional APA Provisions  |   |
|---|---|
| a. Complete all that apply in regards to uniform rule:  | S:  |
| ☐ These rules are not impacted by the uni   | form rules identified in the Administrative Procedure Act, W.S. 16-3-103(j).  |
| ☐ The following chapters <u>do not</u> differ fron  | n the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j):   |
|   | (Provide chapter numbers)   |
| ☐ These chapters differ from the uniform r  | ules identified in the Administrative Procedure Act, W.S. 16-3-103(j) (see Statement of Principal Reasons).   |
|   | (Provide chapter numbers)   |
| Environmental Quality Council, 590 P.2d 132 rule.  If applicable: In consultation with the Attorney required as the proposed amendments are p | ned to this Notice and, in compliance with Tri-State Generation and Transmission Association, Inc. v. (24 (Wyo. 1979), includes a brief statement of the substance or terms of the rule and the basis and purpose of the y General's Office, the Agency's Attorney General representative concurs that strike and underscore is not ervasive (Chapter 3, <i>Types of Rules Filings</i> , Section 1, Proposed Rules, of the Rules on Rules). |
| <u>8. Authorization</u>   |   |
| a. I certify that the foregoing information is corr   | ect.  |
| Printed Name of Authorized Individual   |   |
| Title of Authorized Individual  |   |
| Date of Authorization   |   |