



RULE-MAKING ORDER

PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

Agency: Department of Natural Resources

Effective date of rule:

Permanent Rules

- 31 days after filing.
 Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose:

The purpose of this rulemaking is to align DNR's rules (WAC 332.24.600) with RCW regarding refunds of Forest Fire Protection Assessment (RCW 76.04.610) and Landowner Contingency Agreement Assessments (RCW 76.04.630). The former RCW mandates that DNR provide refunds of Forest Fire Protection Assessments; the latter RCW does not require DNR to provide refunds for Landowner Contingency Assessments. WAC 332.24.600 title implies that DNR may provide refunds for both. Further, update the name of the responsible Division from Fire Control to Wildfire.

Citation of rules affected by this order:

New:
 Repealed:
 Amended: WAC 332-24-600
 Suspended:

Statutory authority for adoption: WAC 34-05-220

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 20-05-059 on 2/14/2020 (date).

Describe any changes other than editing from proposed to adopted version:

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:
 Address:
 Phone:
 Fax:
 TTY:
 Email:
 Web site:
 Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	___	Amended	<u>1</u>	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	<u>1</u>	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	<u>1</u>	Repealed	___

Date Adopted: 8/27/2020

Name: George Geissler

Title: Washington State Forester

Signature:

Place signature here


AMENDATORY SECTION (Amending WSR 91-20-060, filed 9/24/91, effective 10/16/91)

WAC 332-24-600 Forest fire protection (~~(and special forest fire suppression account minimum)~~) assessment refund procedure. This section implements the provisions of RCW 76.04.610 (~~(and 76.04.630)~~), which provides that an owner of forest land owning two or more parcels, each containing less than fifty acres in a county, may obtain a refund of the assessments paid on all such parcels over one.

(1) The forest landowner must:

(a) Obtain a forest fire protection assessment refund form from any department or county treasurer office;

(b) Complete refund form per instructions on form;

(c) Pay taxes and assessments to county treasurer and obtain treasurer's signature on refund form to verify assessments have been paid in full;

(d) Mail refund form before December 31 of the year the assessments are due to: Department of Natural Resources, (~~(Fire Control)~~) Wildfire Division, Olympia, WA 98504.

(2) The department's (~~(fire control)~~) wildfire division will complete the refund due the landowner and process for payment through the department's (~~(financial services' division)~~) office of finance. The (~~(financial services' division)~~) office of finance will prepare the refund check and send the check and a copy of the refund form to the landowner.