



# PROPOSED RULE MAKING

**CR-102 (June 2024)**  
**(Implements RCW 34.05.320)**  
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: May 27, 2026

TIME: 2:22 PM

WSR 26-12-037

**Agency:** Washington State Conservation Commission

**Original Notice**

**Supplemental Notice to WSR** \_\_\_\_\_

**Continuance of WSR** \_\_\_\_\_

**Preproposal Statement of Inquiry was filed as WSR #26-08-051 ; or**

**Expedited Rule Making--Proposed notice was filed as WSR** \_\_\_\_\_; or

**Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or**

**Proposal is exempt under RCW** \_\_\_\_\_.

**Title of rule and other identifying information:** (describe subject) WAC 135-110 Election and Replacement of Conservation District Supervisors

**Hearing location(s):**

Date:	Time:	Location: (be specific)	Comment:
7-30-2026	4 p.m.	Best Western Plus Lacey Inn and Suites, 8326 Quinault Dr NE, Lacey, WA 98516	

**Date of intended adoption:** September 17, 2026 (Note: This is **NOT** the **effective** date)

**Submit written comments to:**

Name Bill Eller

Address PO Box 47721, Olympia, WA 98504-7721

Email beller@scc.wa.gov

Fax 360-407-6215

Other

Beginning (date and time) June 17, 2026, at 8 a.m.

By (date and time) July 31, 2026, at 5 p.m.

**Assistance for persons with disabilities:**

Contact Lori Gonzalez

Phone 360-407-7417

Fax 360-407-6215

TTY 1-800-833-6388

Email commission@scc.wa.gov

Other

By (date) July 31, 2026

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** The proposal modifies existing administrative code and establishes new procedures and requirements for the election of conservation district supervisors, including, but not limited to, procedures for fulfilling ballot requests. Changes to these rules will impact procedures for all conservation district elections.

**Reasons supporting proposal:** The Washington State Conservation Commission is required by statute to adopt procedures for conservation district elections. The proposed rules are intended to modify existing administrative code and establish new procedures for elections by conservation districts, to clarify statutory language, and to provide statewide consistency in the election of conservation district supervisors.

**Statutory authority for adoption:** RCW 89.08.040, RCW 89.08.160, RCW 89.08.190, RCW 89.08.200

**Statute being implemented:** RCW 89.08.190, RCW 89.08.200

**Is rule necessary because of a:**

Federal Law?

Yes  No

Federal Court Decision?

Yes  No

State Court Decision?

Yes  No

If yes, CITATION:

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

**Name of proponent:** (person or organization) Bill Eller, Special Projects Coordinator, Washington State Conservation Commission

**Type of proponent:**  Private.  Public.  Governmental.

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting	Bill Eller	PO Box 47721, Olympia, WA 98504-7721	(509) 385-7512
Implementation	James Thompson	PO Box 47721, Olympia, WA 98504-7721	(564) 233-9919
Enforcement	James Thompson	PO Box 47721, Olympia, WA 98504-7721	(564) 233-9919

**Is a school district fiscal impact statement required under [RCW 28A.305.135](#)?**  Yes  No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

- Name
- Address
- Phone
- Fax
- TTY
- Email
- Other

**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
- TTY
- Email
- Other

No: Please explain: A cost-benefit analysis is not required because the proposed rule relates only to internal governmental operations that are not subject to violation by a nongovernmental party. [RCW 34.05.328\(5\)\(b\)\(ii\)](#).

**Regulatory Fairness Act and Small Business Economic Impact Statement**

Note: The [Governor's Office for Regulatory Innovation and Assistance \(ORIA\)](#) provides support in completing this part.

**(1) Identification of exemptions:**

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see [chapter 19.85 RCW](#)). For additional information on exemptions, consult the [exemption guide published by ORIA](#). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.061](#) because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by [RCW 34.05.313](#) before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of [RCW 15.65.570\(2\)](#) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025\(3\)](#). Check all that apply:

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(b)<br>(Internal government operations) | <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(e)<br>(Dictated by statute)   |
| <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(c)<br>(Incorporation by reference)                | <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(f)<br>(Set or adjust fees)  |
| <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(d)<br>(Correct or clarify language)               | <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(g)<br>((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025\(4\)](#). (Does not affect small businesses).

This rule proposal, or portions of the proposal, is exempt under RCW \_\_\_\_\_.

Explanation of how the above exemption(s) applies to the proposed rule:

**(2) Scope of exemptions:** *Check one.*

- The rule proposal: Is fully exempt. (*Skip section 3.*) Exemptions identified above apply to all portions of the rule proposal.
- The rule proposal: Is partially exempt. (*Complete section 3.*) The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):
- The rule proposal: Is not exempt. (*Complete section 3.*) No exemptions were identified above.

**(3) Small business economic impact statement:** *Complete this section if any portion is not exempt.*

If any portion of the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

- No Briefly summarize the agency's minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs. \_\_\_\_\_
- Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name  
Address  
Phone  
Fax  
TTY  
Email  
Other

**Date:** May 28, 2026

**Name:** Bill Eller

**Title:** Special Projects Coordinator

**Signature:**

