



RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/22/01)

Agency: Department of Labor and Industries

- Permanent Rule
- Emergency Rule
- Expedited Rule Making

(1) Date of adoption: March 23, 2004

(2) Purpose: Chapter 296-24 WAC, General Safety and Health Standards.
The requirements in WAC 296-24-75011 relating to standard guardrails were not at least as effective as the Occupational Safety and Health Administration (OSHA) requirements. The department is changing the height requirements of the guardrails to a height of 42 inches, plus or minus 3 inches in order to be at least as effective as OSHA. References were also updated throughout the chapter.

(3) Citation of existing rules affected by this order:

Repealed: WAC 296-24 WAC, Part B-1

Amended: WAC 296-24-012, WAC 296-24-56527, WAC 296-24-61703, WAC 296-24-63399, WAC 296-24-75011, WAC 296-24-95603, WAC 296-24 WAC, Part E

Suspended: None

(4) Statutory authority for adoption: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060

Other Authority: None

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 03-24-086 on December 2, 2003.

Describe any changes other than editing from proposed to adopted version: There are no changes to the adopted wording.

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

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

- Yes
- No

(6) Effective date of rule:

Permanent Rules

- 31 days after filing
- Other (specify) 6/1/2004

Emergency Rules

- Immediately
- Later (specify) _____

CODE REVISER USE ONLY

Name (Type or Print)

Paul Trause

Signature

Title

Director

Date

March 23, 2004

WSR 04-07-161

(COMPLETE REVERSE SIDE)

**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	<u>1</u>	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 in the agency's own initiative:

New	_____	Amended	<u>6</u>	Repealed	<u>1</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	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>7</u>	Repealed	<u>1</u>