



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: June 4, 2004

Purpose:

Workers' Compensation Classification Plan – Chapter 296-17 WAC General Reporting Rules, Classifications, Audit and Recordkeeping, Rates and Rating System for Washington Workers' Compensation Insurance

Amended Sections:

- WAC 296-17-31013 Construction industry rule
 - Clarify construction debris clean-up and erection of scaffolding
- WAC 296-17-895 Base rate table
 - Establish new rate for classification 5302 – computer service business

New Section:

- WAC 296-17-67701 Classification 5302
 - Establish new risk classification for computer service business

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

- Repealed: none
- Amended: WAC 296-17-31013 and WAC 296-17-895
- Suspended: none

(4) Statutory authority for adoption: RCW 51.04.020 (General Authority)

Other Authority: RCW 51.16.035 (Classification Plan/ Base Rate)

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 04-07-122 on March 19, 2004.

Describe any changes other than editing from proposed to adopted version: No changes have been made.

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 If Yes, explain:

(6) Effective date of rule:

Permanent Rules

- 31 days after filing
- Other (specify) _____*

Emergency Rules

- Immediately
- Later (specify) _____

*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY

WSR#04-13-017

Name (Type or Print)

Paul Trause

Signature

Title

Director

Date

June 4, 2004

(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	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

The number of sections adopted at the request of a nongovernmental entity: None

New _____ Amended _____ Repealed _____

The number of sections adopted in the agency's own initiative: None

New _____ Amended _____ Repealed _____

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New 1 Amended 2 Repealed 0

The number of sections adopted using:

Negotiated rule making:	New	<u>1</u>	Amended	<u>2</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>