



PREPROPOSAL STATEMENT OF INQUIRY

(RCW 34.05.310)

CR-101 (7/22/01)

Do NOT use for expedited rule making

Agency: Department of Labor and Industries

Subject of possible rule making:

Chapter 296-24 WAC, General Safety and Health Standards
Chapter 296-155 WAC, Safety Standards for Construction Work
WAC 296-305-04501, Automotive fire apparatus design and construction

(a) Statutes authorizing the agency to adopt rules on this subject:

RCW 49.17.010, RCW 49.17.040, RCW 49.17.050, and RCW 49.17.060.

(b) Reasons why rules on this subject may be needed and what they might accomplish:

WISHA is proposing to rewrite and clarify requirements relating to the Motor Vehicle standard. This rulemaking is part of our long-term goal to rewrite our general occupational safety and health rules. WISHA will be updating requirements to conform to Title 46 RCW, Motor Vehicles. In addition, the department may eliminate unnecessary requirements and outdated terminology. Also, L&I will update references to these rules throughout the rest of WISHA's standards. This proposal will move all motor vehicle requirements relating to general industries from chapter 296-24 WAC, General Safety and Health, and chapter 296-155 WAC, Safety Standards for Construction Work, and place them in a new chapter.

(c) Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

In addition, to OSHA the Washington State Patrol regulates motor vehicles. The Washington State Patrol Commercial Motor Vehicle Enforcement unit has been notified of this rulemaking. No other state or federal agencies are known that regulate this subject.

(d) Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

The department must adopt rules identical to or at least as effective as OSHA rules as required by the OSHA/WISHA state plan agreement. Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

(e) How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

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NAME
Paul Trause

SIGNATURE

TITLE
Director

DATE
May 18, 2004