



# RULE-MAKING ORDER

## CR-103 (June 2004) (Implements RCW 34.05.360)

**Agency:** Department of Labor and Industries

- Permanent Rule**  
 **Emergency Rule**

**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)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.  
 Later (specify) \_\_\_\_\_

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

- Yes  No If Yes, explain:

**Purpose:** Chapter 296-46B WAC, Electrical Safety Standards, Administration, and Installation  
 The purpose of the rulemaking is to make clarifications to chapter 296-46B WAC. See attachment 1.

**Citation of existing rules affected by this order:**

Repealed:

Amended: WAC 296-46B-030, WAC 296-46B-110, WAC 296-46B-900, WAC 296-46B-905, WAC 296-46B-915, WAC 296-46B-920

Suspended:

**Statutory authority for adoption:** RCW 19.28.006, 19.28.010, 19.28.031, 19.28.041, 19.28.061, 19.28.101, 19.28.131, 19.28.161, 19.28.171, 19.28.191, 19.28.201, 19.28.211, 19.28.241, 19.28.251, 19.28.281, 19.28.311, 19.28.321, 19.28.400, 19.28.420, 19.28.490, 19.28.551

**Other authority :** None.

**PERMANENT RULE ONLY (Including Expedited Rule Making)**

Adopted under notice filed as WSR 05-17-167 on August 23, 2005.

Describe any changes other than editing from proposed to adopted version: No changes were made to the proposed language.

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

Name: \_\_\_\_\_ phone ( ) \_\_\_\_\_  
 Address: \_\_\_\_\_ fax ( ) \_\_\_\_\_  
 e-mail \_\_\_\_\_

**EMERGENCY RULE ONLY**

Under RCW 34.05.350 the agency for good cause finds:

- 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.  
 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:

**Date adopted:** October 25, 2005

**NAME (TYPE OR PRINT)**  
Gary K. Weeks

**SIGNATURE**

**TITLE**  
Director

**CODE REVISER USE ONLY**

**WSR# 05-22-025**

(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:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	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	_____
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	<u>6</u>	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	<u>6</u>	Repealed	_____

The department is adopting the following changes:

- WAC 296-46B-030 will include manufacturing training facilities.
- WAC 296-46B-110 will allow class B electricians to install thermostats, security systems, intercoms, and other specific types of low voltage systems. This will align inspection practices to reflect safety issues and inspections.
- WAC 296-46B-900 will include low risk types of installations into the list of work where no inspection is required.
- WAC 296-46B-905 will update definitions. We will not be increasing fees with this rulemaking.
- WAC 296-46B-915 will allow the program to issue warnings for certain violations. If an entity continues to violate the rules after a warning a subsequent violation may be considered to be serious in nature and have a higher penalty.
- WAC 296-46B-920 will clarify that most specialty electricians cannot perform any plumbing work regulated under chapter 18.106 RCW.