



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Labor and Industries

| | |
|--|--|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 07-03-154; or | <input checked="" type="checkbox"/> Original Notice |
| <input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____; or | <input type="checkbox"/> Supplemental Notice to WSR _____ |
| <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information: The department is proposing a fee increase for the following rules: Factory Assembled Structures (chapters 296-150C, 296-150F, 296-150M, 296-150T, and 296-150V WAC) and Plumber Certification (chapter 296-400A WAC).

Hearing location(s):

Date: May 27, 2008 Time: 9:00 am
Department of Labor and Industries
7273 Linderson Way SW, Room S117
Tumwater, Washington

Submit written comments to:

Name: Sally Elliott
Department of Labor and Industries
Address: Post Office Box 44400
Olympia, Washington 98504-4400
e-mail: yous235@lni.wa.gov
fax: (360) 902-5292 by May 27, 2008

Assistance for persons with disabilities: Contact Sally Elliott by May 1, 2008 at (360) 902-6411 or yous235@lni.wa.gov

Date of intended adoption: May 30, 2008
(Note: This is **NOT** the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The purpose of this rulemaking is to increase fees by 5.53%, which is the Office of Financial Management's maximum allowable fiscal growth rate factor for fiscal year 2008. We evaluated the programs budgets and projected revenue and determined fee increases are necessary to help cover the cost of ongoing services of the Factory Assembled Structures and Plumber Certification programs. The programs received legislative authorization this past legislative session for the fee increases.

Reasons supporting proposal: See above purpose.

Statutory authority for adoption: Chapter 18.106 RCW, Chapter 43.22 RCW, Chapter 285, Laws of 2008 (Engrossed House Bill 3381), and Chapter 329, Laws of 2008 (Engrossed Substitute House Bill 2687)

Statute being implemented: Chapter 18.106 RCW, Chapter 43.22 RCW, Chapter 285, Laws of 2008 (Engrossed House Bill 3381), and Chapter 329, Laws of 2008 (Engrossed Substitute House Bill 2687)

Is rule necessary because of a:

| | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| If yes, CITATION: | | |

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

DATE: April 22, 2008

TIME: 10:19 AM

WSR 08-09-123

DATE
April 22, 2008

NAME (type or print)
Judy Schurke

SIGNATURE

TITLE
Director

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

None.

Name of proponent: (person or organization) Department of Labor and Industries

- Private
 Public
 Governmental

Name of agency personnel responsible for:

| Name | Office Location | Phone |
|----------------------------------|----------------------|----------------|
| Drafting..... Sally Elliott | Tumwater, Washington | (360) 902-6411 |
| Implementation.... Patrick Woods | Tumwater, Washington | (360) 902-6348 |
| Enforcement..... Patrick Woods | Tumwater, Washington | (360) 902-6348 |

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

The department is exempt from preparing a small business economic impact statement under RCW 19.85.025 referencing RCW 34.05.310(4), since the purpose of this rulemaking is to set and adjust fees based upon the Office of Financial Management's maximum allowable fiscal growth rate factor for fiscal year 2008.

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 () _____

e-mail _____

No: Please explain:

The department is exempt from preparing a cost-benefit analysis under RCW 34.05.328(5)(b)(vi) because the rulemaking is setting and adjusting fees based upon the Office of Financial Management's maximum allowable fiscal growth rate factor for fiscal year 2008.