



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

- Preproposal Statement of Inquiry was filed as WSR 08-19-071 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

Title of rule and other identifying information: Chapter 296-200A WAC

Hearing location(s):

Department of Labor and Industries
7273 Linderson Way SW
Tumwater, Washington

Date: March 25, 2009 Time: 1:00pm

Submit written comments to:

Name: Sally Elliott
Address: PO Box 44400
Olympia, Washington 98504-4400
e-mail yous235@lni.wa.gov
fax (360) 902-5292 by March 25, 2009

Assistance for persons with disabilities: Contact

Sally Elliott by March 1, 2009 at (360) 902-6411 or
yous235@lni.wa.gov

Date of intended adoption: May 5, 2009
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: This rulemaking is a result of Second Substitute Senate Bill 6732, which was passed by the 2008 Legislature. The Contractor Registration rules need to be updated to be consistent with the statute and with industry practice. The rules were also reviewed to ensure policies were incorporated. Additional housekeeping changes were made to the rules for clarity.

Reasons supporting proposal: See purpose statement.

Statutory authority for adoption: Chapter 18.27 RCW and Chapter 120, Laws of 2008 (Second Substitute Senate Bill 6732)

Statute being implemented: Chapter 18.27 RCW

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

DATE
February 18, 2009

NAME (type or print)
Judy Schurke

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

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

**DATE: February 18, 2009
TIME: 11:20 AM**

WSR 09-05-100

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

NA

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..... Peter Schmidt	Tumwater, Washington	(360) 902-5571
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.

A small business economic impact statement has not been prepared under chapter 19.85 RCW. The department has considered whether these proposed rules are subject to the Regulatory Fairness Act and has determined they do not require a small business economic impact statement because the proposed rules are in response the passage of Second Substitute Senate Bill 6732 [see RCW 19.85.025 referencing exemptions listed under RCW 34.05.310 (4)(c)].

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:

A cost-benefit analysis was not prepared under RCW 34.05.328. The department considered whether these proposed rules are subject to the Regulatory Fairness Act and has determined they do not require a cost-benefit analysis because the proposed rules are clarifying the rules are in response the passage of Second Substitute Senate Bill 6732 [see exemptions, RCW 34.05.328 (5)(b)(iii)].