



EXPEDITED RULE MAKING

CR-105 (June 2004)
(Implements RCW 34.05.353)
EXPEDITED RULE MAKING ONLY

Agency: Department of Labor and Industries

Title of rule and other identifying information:

Chapter 296-62 WAC, General Occupational Health Standards; Chapter 296-155 WAC, Safety Standards for Construction Work; Chapter 296-800 WAC, Safety and Health Core Rules; Chapter 296-811 WAC, Fire Brigades; Chapter 296-817 WAC, Hearing Loss Prevention (Noise); Chapter 296-842 WAC, Respirators; Chapter 296-848 WAC, Arsenic; Chapter 296-849 WAC, Benzene; Chapter 296-855 WAC, Ethylene Oxide; Chapter 296-856 WAC, Formaldehyde.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO

Name: Joshua Swanson

Agency: Department of Labor and Industries

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AND RECEIVED BY June 1, 2009

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

The Occupational Safety and Health Administration (OSHA) has recently revised several of their rules to clarify the fact that personal protective equipment (PPE) for employees, along with training on PPE, is to be provided to each and every employee. The department is proposing to make the same changes to our rules, to remain as effective as OSHA as mandated by statute. These changes will make clear that the employer is to provide the necessary PPE and training to every employee.

Reasons supporting proposal: The department is required by statute to remain at least as effective as OSHA. Adopting these changes will keep the department in compliance with the law.

Statutory authority for adoption: RCW 49.17.050

Statute being implemented: Chapter 49.17 RCW

Is rule necessary because of a:

- | | | |
|-------------------------|---|--|
| Federal Law? | <input checked="" type="checkbox"/> Yes | <input 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:
29 Code of Federal Regulations Parts
191-, 1915, 1917, 1918, 1926

CODE REVISER USE ONLY

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

DATE: March 31, 2009

TIME: 10:06 AM

WSR 09-08-105

DATE
March 31, 2009

NAME
Judy Schurke

SIGNATURE

TITLE
Director

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

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	
Drafting.....Tracy Spencer	Tumwater	(360) 902-5530
Implementation....Stephen Cant	Tumwater	(360) 902-5495
Enforcement.....Stephen Cant	Tumwater	(360) 902-5495

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

None.