



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do **NOT** use for expedited rule making

**Agency:** Board of Boiler Rules (Department of Labor and Industries)

**Subject of possible rule making:** Board of Boiler Rules – Substantive (Chapter 296-104 WAC)

**Statutes authorizing the agency to adopt rules on this subject:** Chapter 70.79 RCW

**Reasons why rules on this subject may be needed and what they might accomplish:** The purpose of this rulemaking is to make clarification and technical changes to the Board of Boiler Rules – Substantive (chapter 296-104 WAC) based on actions and requests of the Board of Boiler Rules. The changes will:

- As a result of House Bill 1366, extend the inspection frequencies for internal inspection of low pressure heating boilers.
- Amend the definitions of low pressure heating boiler and hot waters heaters. The department has policies that have been approved and enforced as rules but need to be formally added to the rules.
- Amend the shop inspection requirements to allow the program to discontinue services when the shop inspection program cannot support the activity.
- Outline requirements for rental pressure vessel similar to rental boilers.
- Increase the three hourly inspection rates, which don't cover the operating expenses for the program. The hourly rate will be adjusted to cover the department's operating costs.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**  
Not applicable.

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

- Negotiated rule making  
 Pilot rule making  
 Agency study  
 Other (describe) The Board of Boiler Rules will review and approve all rule changes. Parties interested in these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process.

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

Sally Elliott  
Department of Labor & Industries  
Post Office Box 44400  
Olympia, WA 98504-4400  
360-902-6411 Fax: 360-902-5292  
yous235@lni.wa.gov

**DATE**  
June 30, 2009

**NAME (TYPE OR PRINT)**  
Steven Bacon

**SIGNATURE**

**TITLE**  
Chair, Board of Boiler Rules

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