



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Department of Labor and Industries

Permanent Rule Only

Effective date of rule:

Permanent Rules

31 days after filing.

Other (specify) April 1, 2010 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

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

Yes No If Yes, explain:

Purpose: The purpose of this rulemaking is to review the plumber certification rules for housekeeping changes in order to further clarify the rules. The plumber certification rules are reviewed on a regular basis to: ensure the rules are consistent with the national consensus standards, industry practice, and to clarify the rules.

Citation of existing rules affected by this order:

Repealed: None
Amended: See Attachment 1
Suspended: None

Statutory authority for adoption: RCW 18.106.040, 18.106.140

Other authority : None

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 10-02-103 on January 6, 2010.
Describe any changes other than editing from proposed to adopted version: WAC 296-400A-120 was amended clarify what was intended: that these trainees must attend all hours of a course in order to receive credit for attending the course. See Attachment 2 for amended 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 _____

Date adopted: February 24, 2010

NAME (TYPE OR PRINT)

Judy Schurke

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: February 24, 2010
TIME: 9:25 AM

WSR 10-06-051

**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:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New	_____	Amended	_____	Repealed	_____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>8</u>	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	<u>8</u>	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	<u>8</u>	Repealed	_____

AMENDED SECTIONS:

- WAC 296-400A-005, What definitions do I need to know to understand these rules?
- WAC 296-400A-022, What procedure is required for renewal of a journeyman medical gas endorsement?
- WAC 296-400A-045, What fees will I have to pay?
- WAC 296-400A-100, For certification purposes, how are “years of employment” computed and documented?
- WAC 296-400A-120, What do I need to know about plumber trainee certificates (excluding backflow assembly maintenance and repair specialty certification)?
- WAC 296-400A-140, How does the department enforce plumbers certification requirements?
- WAC 296-400A-300, What procedures does the department follow when issuing a notice of infraction?
- WAC 296-400A-400, What are the monetary penalties for violating certification requirements?

Department of Labor and Industries

WAC 296-400A-120

(k) Apprentices registered in an approved program according to chapter 49.04 RCW who are obtaining classroom training consistent with the continuing education requirements under chapter 18.106 RCW and this chapter, as approved by the department, are deemed to have met the continuing education requirements necessary to renew a trainee certificate. Included under this exemption are active trainees that are not in the formal approved program according to chapter 49.04 RCW but are ~~taking~~ attending all hours of required classroom training along with the apprentices and meeting the work experience as required under chapter 18.106 RCW and this chapter. The plumber craft training school shall be required to supply the department the necessary documentation to prove there was full hourly attendance of these trainees as is required of the apprentices while they attend the classroom training.