



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 11-21-082; 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: Chapter 296-96 WAC, Safety regulations and fees for all elevators, dumbwaiters, escalators and other conveyances

Hearing location(s):
Department of Labor and Industries
7273 Linderson Way Southwest, Room S117
Tumwater, Washington 98501

Date: January 31, 2012 Time: 9:00 a.m.

Submit written comments to:
Name: Sally Elliott
Address: Post Office Box 44400
Olympia, Washington 98504-4400
e-mail sally.elliott@lni.wa.gov
fax (360) 902-5292 by 5 p.m. on January 31, 2012

Assistance for persons with disabilities: Contact Sally Elliott by January 15, 2012, at sally.elliott@lni.wa.gov or (360) 902-6411.

Date of intended adoption: March 6, 2012
(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 4.34%, which is the Office of Financial Management's maximum allowable fiscal growth rate factor for fiscal year 2012. The program's budget and projected revenue were evaluated and a fee increase is necessary to help cover the cost of ongoing services for the program.

Reasons supporting proposal: See purpose statement.

Statutory authority for adoption: Chapter 70.87 RCW and Chapter 50, Laws of 2011 (Second Engrossed Substitute House Bill 1087)

Statute being implemented: Chapter 70.87 RCW and Chapter 50, Laws of 2011 (Second Engrossed Substitute House Bill 1087)

- 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:

DATE
December 20, 2011

NAME (type or print)
Judy Schurke

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: December 20, 2011

TIME: 9:07 AM

WSR 12-01-083

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 & Industries

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... José Rodriguez	Tumwater, Washington	(360) 902-6348
Implementation.... José Rodriguez	Tumwater, Washington	(360) 902-6348
Enforcement..... José Rodriguez	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.

L&I is exempt from preparing a small business economic impact statement under RCW 19.85.025 referencing RCW 34.05.310(4)(f), since the purpose of this rulemaking is to set and adjust fees authorized by the passed statute.

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:

L&I is exempt from preparing a cost-benefit analysis under RCW 34.05.328(5)(b)(vi) because rulemaking is setting and adjusting fees authorized by the passed statute.