



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 11-22-081; 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: Board of Boiler Rules – Substantive (Chapter 296-104 WAC) , specifically WAC 296-104-700, What are the inspection fees--Examination fees--Certificate fees--Expenses?

Hearing location(s):
Department of Labor and Industries
950 Broadway, Suite 200
Tacoma, Washington 98402

Date: February 15, 2012 Time: 10:00 am

Date of intended adoption: April 17, 2012
(Note: This is NOT the effective date)

Submit written comments to:
Name: Sally Elliott
Department of Labor and Industries
Address: Post Office Box 44400
Olympia, Washington 98504-4400
e-mail sally.elliott@lni.wa.gov
fax (360) 902-5292 by 5:00 pm on February 15, 2012

Assistance for persons with disabilities: Contact
Sally Elliott by February 1, 2012
sally.elliott@lni.wa.gov or (360) 902-6411

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The Boiler Program's budget and projected revenue indicate a fee increase is necessary to help cover the cost of ongoing services. The Boiler Program was given the authority by Second Engrossed Substitute House Bill 1087, which passed the 2011 Legislature, to increase fees to cover the program's expenditures.

The purpose of this rulemaking is to increase the fees for the Boiler Program. Fee increases are necessary to cover the costs for ongoing service delivery.

Reasons supporting proposal: See purpose statement.

Statutory authority for adoption: Chapter 70.79 RCW and Chapter 50, Laws of 2011 (Second Engrossed Substitute House Bill 1087)

Statute being implemented: Chapter 70.79 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
January 3, 2012

NAME (type or print)
Robert Olson

SIGNATURE

TITLE
Chair, Board of Boiler Rules

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 03, 2012

TIME: 8:30 AM

WSR 12-02-056

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..... Board of Boiler Rules	Tumwater, Washington	(360) 902-5270
Implementation.... Tony Oda	Tumwater, Washington	(360) 902-5270
Enforcement..... Tony Oda	Tumwater, Washington	(360) 902-5270

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.