



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) August 1, 2012 (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:

On May 2, 2011, the Occupational Safety and Health Administration (OSHA) published a final rule on working conditions in shipyards. The rule updated existing requirements to reflect advances in industry practices and technology and provided new protections from hazards that were not previously addressed, including the control of hazardous energy. The department made identical amendments to our rules governing shipyards in Washington state.

Citation of existing rules affected by this order: See attachment 1.

Repealed:

Amended:

Suspended:

Statutory authority for adoption: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060.

Other authority : RCW 49.17

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 12-07-071 on March 20, 2012.

Describe any changes other than editing from proposed to adopted version:

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting: N/A

Name: phone
Address: fax
e-mail

Date adopted:

June 5, 2012

NAME (TYPE OR PRINT)

Judy Schurke

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 05, 2012

TIME: 9:28 AM

WSR 12-12-060

**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Federal statute:	New	_____	Amended	_____	Repealed	_____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	<u>4</u>	Amended	<u>14</u>	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New	_____	Amended	_____	Repealed	_____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New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>4</u>	Amended	<u>14</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	<u>4</u>	Amended	<u>14</u>	Repealed	_____

Citation of existing rules affected by this order:

Chapter 296-304 WAC, Safety Standards for Ship Repairing, Shipbuilding and Shipbreaking

AMENDED SECTIONS:

- WAC 296-304-01001 Definitions
- WAC 296-304-060 General working conditions—Scope and application
- WAC 296-304-06001 Housekeeping
- WAC 296-304-06003 Illumination
- WAC 296-304-06005 Utilities
- WAC 296-304-06007 Work in confined or isolated spaces
- WAC 296-304-06009 Work on or in the vicinity of radar and radio
- WAC 296-304-06011 Work in or on lifeboats
- WAC 296-304-06013 Health and sanitation
- WAC 296-304-06015 First aid
- WAC 296-304-10001 Ship's boilers
- WAC 296-304-10003 Ship's piping systems
- WAC 296-304-10005 Ship's propulsion machinery
- WAC 296-304-120 Electrical machinery—Electrical circuits and distribution boards

NEW SECTIONS:

- WAC 296-304-06002 Sanitation
- WAC 296-304-06016 Control of hazardous energy (lockout/tags-plus)
- WAC 296-304-06017 Retention of DOT markings, placards, and labels
- WAC 296-304-06018 Motor vehicle safety equipment, operation, and maintenance