



PROPOSED RULE MAKING

CR-102 (June 2012)

(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 <u>14-09-092</u> ; 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) or 34.05.330(1). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information: Chapter 296-78 WAC, Safety standards for sawmills and woodworking operations and WAC 296-78-550, First aid station.

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

Date: August 10, 2015 Time: 1:00pm

Submit written comments to:
 Name: Tari Enos
 Address: PO Box 44620
 Olympia, WA 98504
 e-mail tari.enos@lni.wa.gov
 fax (360)902-5619 by August 17, 2015

Assistance for persons with disabilities: Contact
Tari Enos by July 27, 2015 at (360) 902-5541

Date of intended adoption: October 6, 2015
 (Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:
 The purpose of the proposal is to add the Chapter 296-803 WAC reference to WAC 296-78-71503 that will benefit those industries using WAC 296-78-71503 because components of Chapter 296-803 WAC are substantially safer for employers and their employees. This amendment would also ensure that employers are following safety standards that are at least effective as OSHA 29 CFR 1910.147. Also, references, formatting and minor housekeeping changes may be made throughout the chapters specified above. Please see Attachment 1 (Purpose Attachment) for a summary of the changes proposed.

Reasons supporting proposal:
 The reasons supporting the proposal of updating the current sawmills rules is so chapter 296-78 WAC requirements match those of the general industry lockout requirements of chapter 296-803 WAC, as well as being at least as effective as the Occupational Safety and Health Administration (OSHA).

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

Statute being implemented:
 Chapter 49.17 RCW

- 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
 June 30, 2015

NAME (type or print)
 Joel Sacks

SIGNATURE

TITLE
 Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
 STATE OF WASHINGTON
 FILED

DATE: June 30, 2015
TIME: 8:47 PM

WSR 15-14-096

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

N/A

Name of proponent: Department of Labor and Industries

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Chris Miller	Tumwater, WA	(360) 902-5516
Implementation.... Anne Soiza	Tumwater, WA	(360) 902-5090
Enforcement..... Anne Soiza	Tumwater, WA	(360) 902-5090

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement or school district fiscal 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.

A small business economic impact statement was not completed because the changes do not impose more than minor costs on businesses in an industry.

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:

No cost benefit analysis was completed because this rulemaking updated requirements to be in alignment with Chapter 296-803 WAC and to ensure that the regulations are at least effective as OSHA as required by RCW 49.17.010.

CR-102 RULEMAKING ORDER (RCW 34.05.320)

Department of Labor and Industries

Division of Occupational Safety and Health

CR-102 Filing Date: June 30, 2015

Attachment (1)

Purpose Statement

Amended Sections

WAC 296-78-550

- Removed outdated reference and added “chapter 296-800 WAC.”

WAC 296-78-71503

- Removed all numbers, (1)-(14), and their language from this section, added a single statement with a reference to chapter 296-803 WAC, and a note.