



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do **NOT** use for expedited rule making

**Agency:** Department of Labor and Industries

**Subject of possible rule making:** The Board of Boiler Rules is considering amending chapter 296-104 WAC, Board of Boiler Rules – Substantive for technical and housekeeping changes.

**Statutes authorizing the agency to adopt rules on this subject:** Chapter 70.79 RCW

**Reasons why rules on this subject may be needed and what they might accomplish:**

The Board of Boiler Rules is considering amending Chapter 296-104 WAC, Board of Boiler Rules – Substantive for technical and housekeeping changes. The Board of Boiler Rules promulgates rules and regulations for the safe and proper construction, installation, repair, use, and operation of boilers and safe and proper construction, installation and repair of unfired pressure vessels in the state of Washington. The boiler rules are reviewed on a regular basis to ensure the rules are consistent with national boiler and unfired pressure vessel safety standards and industry practice. Amendments to this chapter are necessary to:

- Adopt the 2013 (current edition) National Board Inspection Code (NBIC) requirements for boilers and unfired pressure vessels in the state of Washington;
- Adopt the current revision of the National Board NB-263 standards, rules for national board in-service and new construction inspectors; and
- Remove an obsolete reference to provide rule clarity and consistency in the rules.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**

None.

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

Interested parties can participate in the decision to adopt the new rules and formulation of the rules before publication by contacting the individual listed below. The public can also participate, after amendments are proposed by providing written comments and/or testimony during the public hearing and comment period. All rule proposals will be reviewed by the Board of Boiler Rules.

For more information on this rulemaking, visit L&I's laws and rules website at: <http://www.lni.wa.gov/LawRule/> or contact the individual below. Interested parties can sign up for e-mail updates at: <http://www.lni.wa.gov/Main/Listservs/Boilers.asp>.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:** Interested parties may contact:

Alicia Curry, Rules Coordinator  
Department of Labor and Industries  
Field Services and Public Safety Division  
Post Office Box 44400  
Olympia, Washington 98504-4400

Phone: 360-902-6244 Fax: 360-902-5292 Email: Alicia.Curry@Lni.wa.gov

**DATE**  
February 18, 2014

**NAME (TYPE OR PRINT)**  
Robert Olsen

**SIGNATURE**

**TITLE**  
Chair, Board of Boiler Rules

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FILED

**DATE: February 18, 2014**  
**TIME: 11:33 AM**

**WSR 14-05-076**