



# 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>15-13-099</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 296-400A WAC, Plumber Certification Rules

Hearing location(s):  
November 17, 2015 1:00 p.m.  
Department of Labor and Industries  
7273 Linderson Way SW  
Room S118  
Tumwater , WA 98501

Submit written comments to:  
Name: Beverly Clark  
Address: Post Office Box 44400  
Olympia, Washington 98504-4400  
e-mail [Beverly.Clark@Lni.wa.gov](mailto:Beverly.Clark@Lni.wa.gov)  
fax : (360)902-5292 by 5 p.m. on November 17, 2015  
Written comments submitted by fax must be 10 pages or less.

Date of intended adoption: January 5, 2016  
(Note: This is NOT the effective date)

Assistance for persons with disabilities:  
Contact: Beverly Clark by 5 p.m. on November 1, 2015, at [Beverly.Clark@Lni.wa.gov](mailto:Beverly.Clark@Lni.wa.gov) or 360-902-6272.

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** This rulemaking is to review the plumber certification rules for housekeeping changes in order to further clarify the rules. The plumber certification rules are reviewed on a regular basis to: ensure the rules are consistent with the national consensus standards, industry practice, and to clarify the rules. Proposed rule changes being put forward include:

- Amending the rule to be consistent with the national consensus code;
- Establishment of a requirement for display of valid plumber certificate of competency; and
- General housekeeping changes

**Reasons supporting proposal:** This rulemaking is to amend existing rules to be consistent with the national consensus standards, industry practice, and to clarify the rules. The Plumbing Program worked with the Washington State Advisory Board of Plumbers, with representation from business, labor, and the public, regarding employer compliance with plumbing rules. The Advisory Board of Plumbers has endorsed the concept of the proposed changes.

Statutory authority for adoption:  
Chapter 18.106 RCW

Statute being implemented:  
Chapter 18.106 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  
October 7, 2015

NAME (type or print)  
Joel Sacks

SIGNATURE

TITLE  
Director

### CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: October 07, 2015

TIME: 11:19 AM

WSR 15-20-124

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

None.

**Name of proponent:** Department of Labor and Industries

- Private
- Public
- Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Dean Simpson	Tumwater, Washington	(360) 902-5571
Implementation....Elizabeth Smith	Tumwater, Washington	(360) 902-6320
Enforcement.....Elizabeth Smith	Tumwater, Washington	(360) 902-6320

**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.

The department's proposed rules are subject to the Regulatory Fairness Act, but they do not require a small business economic impact statement because the proposed changes are exempt by law [see RCW 19.85.025 referencing RCW 34.05.310(4)].

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Beverly Clark

Address:

243 Israel Road SE

Building 3

Tumwater, WA 98501

phone (360) 902-6272

fax (360)902-4988

e-mail [Beverly.clark@lni.wa.gov](mailto:Beverly.clark@lni.wa.gov)

No: Please explain: