



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 30, 2020

TIME: 8:35 AM

WSR 20-14-082

Agency: Department of Labor & Industries (L&I)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) July 1, 2020

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: This emergency rulemaking delays the effective date of the 2020 edition of the National Fire Protection Association (NFPA) 70, the National Electrical Code (NEC) under the state's electrical rules, until October 29, 2020. Due to the evolving public health emergency caused by the coronavirus (COVID-19), L&I is moving to respond to our customers' need to delay the implementation of the new safety codes.

Citation of rules affected by this order:

- New:
- Repealed:
- Amended: WAC 296-46B-010, General.
- Suspended:

Statutory authority for adoption: Chapter 19.28 RCW, Electricians and Electrical Installations including RCW 19.28.031 and RCW 19.28.251.

Other authority: None.

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: The emergency rule allows the 2017 NEC to remain in effect temporarily. This emergency rulemaking is necessary to delay the new safety codes, so businesses and consumers can focus on completing projects in-progress without having to navigate a new regulatory system, during a time when many businesses have closed or greatly reduced their operations and must meet new safety requirements due to the pandemic.

**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Federal statute:	New	_____	Amended	_____	Repealed	_____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	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New ____ Amended ____ Repealed ____

The number of sections adopted on the agency's own initiative:

New ____ Amended 1 Repealed ____

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New ____ Amended 1 Repealed ____

The number of sections adopted using:

Negotiated rule making:	New	____	Amended	____	Repealed	____
Pilot rule making:	New	____	Amended	____	Repealed	____
Other alternative rule making:	New	____	Amended	<u>1</u>	Repealed	____

Date Adopted: June 30, 2020

Name: Joel Sacks

Title: Director

Signature:

