



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: September 19, 2023

TIME: 8:21 AM

WSR 23-19-075

Agency: Department of Labor & Industries

Subject of possible rule making: Factory Assembled Structures Rules. Chapter 296-49A WAC, Director's Factory Assembled Structures Advisory Board; Chapter 296-150P WAC, Recreational park trailers; and Chapter 296-150R WAC, Recreational vehicles.

Statutes authorizing the agency to adopt rules on this subject: House Bill 1514 (HB 1514), Chapter 78, Laws of 2023; Senate Bill 5089 (SB 5089), Chapter 36, Laws of 2023; including chapters 43.22 and 43.22A RCW.

Reasons why rules on this subject may be needed and what they might accomplish: The Washington State Department of Labor & Industries (L&I) is considering amendments to the factory assembled structures (FAS) rules. The changes would affect L&I's FAS Advisory Board, and distributing inspection insignia to manufacturers of recreational vehicles. The changes are necessary after passage of two bills in 2023 that took effect July 23: House Bill 1514 (HB 1514), chapter 78, Laws of 2023; and Senate Bill 5089 (SB 5089), chapter 36, Laws of 2023.

HB 1514 streamlines the plan review process. It allows manufacturers of recreational vehicles (RV) and recreational park trailers to request and purchase insignia while their plans are under review by L&I's FAS Program.

SB 5089 was an L&I request bill that amends membership for the FAS Advisory Board. Changes include:

- Increasing the number of board members from nine to at least 11;
- Adding a representative for allied trades such as electricians, plumbers and contractors;
- Adding diversity considerations for Board appointments; and
- Requiring members to apply for reappointment if serving consecutive terms.

The new statutory amendments also make technical and clean-up changes under Chapters 43.22 and 43.22A RCW.

The rule amendments under consideration include:

- Making changes to the plan review requirements for RVs and recreational park trailers for consistency with the changes to the statute under HB 1514;
- Updating the FAS Advisory Board rules to align with SB 5089, including consideration of adding new members to the Advisory Board representing the allied trades and other regulated industries; and
- Making various updates and clean-up changes under chapter 296-49A WAC.

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 proposed rules before publication by contacting the individual listed below. In addition, L&I will seek input from the FAS Advisory Committee. The public can also participate after amendments are proposed by providing written comments and testimony during the public hearing and comment process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

(If necessary)

Name: Meagan Edwards
Address: Department of Labor & Industries
Field Services & Public Safety Division
PO Box 44400
Olympia, WA 98504-4400

Name:
Address:

Phone: 360-522-0125
Fax: 360-902-6134

Phone:
Fax:

TTY:
Email: Meagan.Edwards@Lni.wa.gov

TTY:
Email:

Web site: <https://lni.wa.gov/licensing-permits/manufactured-modular-mobile-structures/laws-rules#rule-development>

Web site:

Other:

Other:

Additional comments: None

Date: September 19, 2023

Signature:

Name: Joel Sacks



Title: Director