



PREPROPOSAL STATEMENT OF INQUIRY

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

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: May 07, 2024

TIME: 9:15 AM

WSR 24-11-022

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

Subject of possible rule making: Chapter 296-831 WAC, Adult entertainer safety.

Statutes authorizing the agency to adopt rules on this subject: Chapter 49.17 RCW, RCW 49.17.470

Reasons why rules on this subject may be needed and what they might accomplish: This rulemaking will implement the requirements of Section 1 of Engrossed Substitute Senate Bill (ESSB) 6105 (Chapter 304, Laws of 2024) codified under RCW 49.17.470. Specifically, this rulemaking will address some of the following:

- Requirements that an adult entertainment establishment provide certain trainings;
- Requirements that an adult entertainment establishment provide accessible panic buttons, and must submit annual proof of compliance and panic button maintenance to L&I;
- Requirement that that an adult entertainment establishment must have written policies and procedures for implementation of the block list and panic buttons requirements, and must make such policies, procedures, and any other related records available for inspection by L&I upon request;
- Requirements for security personnel availability, task dedication, and when additional security may be needed; and
- Other areas in chapter 296-831 WAC may require amendments based on this rulemaking.

Other requirements of ESSB 6105 related to adult entertainment establishments are enforced by L&I's Fraud Prevention and Labor Standards (FPLS) Division and those requirements are being adopted under a separate, but coordinated, rulemaking effort.

ESSB 6105 becomes effective January 1, 2025.

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) Stakeholder meetings will be held to allow those affected by the rule to provide input prior to the rule proposal being filed. Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing 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: Cynthia Ireland, Administrative Regulations Analyst

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Additional comments:

Date: May 7, 2024

Name: Joel Sacks

Title: Director

Signature:

