



PROPOSED RULE MAKING

CR-102 (June 2024)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: January 21, 2025

TIME: 8:57 AM

WSR 25-03-116

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

☒ **Original Notice**

☐ **Supplemental Notice to WSR** _____

☐ **Continuance of WSR** _____

☒ **Preproposal Statement of Inquiry was filed as WSR 24-21-135 ; or**

☐ **Expedited Rule Making--Proposed notice was filed as WSR** _____; or

☐ **Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or**

☐ **Proposal is exempt under RCW** _____.

Title of rule and other identifying information: (describe subject) Contractor Registration Rules. WAC 296-200A-900, What fees does the department charge contractors for issuance, renewal, reregistration, and reinstatement of certificates of registration?.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
February 25, 2025	10:00 a.m.	Department of Labor & Industries 7273 Linderson Way SW Tumwater, WA 98501 OR Join electronically (Zoom): https://lni-wa-gov.zoom.us/j/83338607370?pwd=LZl8Lshkw7yTRbgRS02WbBh0jLND1C.1 Passcode: HE.HuW7# OR Join by phone (audio only): 253-215-8782 Meeting ID: 833 3860 7370 Passcode: 14603885	The in-person and virtual/telephonic hearing starts at 10:00 a.m. and will continue until all oral comments are received.

Date of intended adoption: April 22, 2025 (Note: This is **NOT** the effective date)

Submit written comments to:

Name Meagan Edwards

Address Department of Labor & Industries

Field Services & Public Safety Division

PO Box 44400

Olympia, WA 98504-4400

Email Meagan.Edwards@Lni.wa.gov

Fax 360-704-1980

Other

Beginning (date and time) January 22, 2025, at 8 a.m.

By (date and time) February 25, 2025, at 5 p.m.

Assistance for persons with disabilities:

Contact Meagan Edwards

Phone 360-522-0125

Fax 360-704-1980

TTY

Email Meagan.Edwards@Lni.wa.gov

Other

By (date) February 11, 2025

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The purpose of this rulemaking is to propose amendments to the Contractor Registration fees under WAC 296-200A-900. The proposed amendments would increase fees by the fiscal growth factor of 6.41 percent to cover operating expenses for L&I's Contractor

Registration Program. This is the Office of Financial Management's maximum allowable fiscal growth factor rate for fiscal year 2026. The current fee levels are insufficient to cover current Program expenses. The fee increase is necessary to ensure that revenues match expenditures.

Reasons supporting proposal: The Contractor Registration Program registers contractors to ensure that all general and specialty contractors operating in Washington state have appropriate bonding and insurance. The current fee levels are not adequate to cover current Program expenses. A fee increase is needed to ensure the Programs' revenues match expenditures.

Statutory authority for adoption: Chapter 18.27 RCW

Statute being implemented: Chapter 18.27 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:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: None.

Name of proponent: (person or organization) Department of Labor & Industries
Type of proponent: ☐ Private. ☐ Public. ☒ Governmental.

Name of agency personnel responsible for:			
	Name	Office Location	Phone
Drafting	Melissa McBride, Prog. Mgr.	Tumwater, WA	360-902-5571
Implementation	Steve Reinmuth, Asst. Dir.	Tumwater, WA	360-902-6348
Enforcement	Steve Reinmuth, Asst. Dir.	Tumwater, WA	360-902-6348

Is a school district fiscal impact statement required under [RCW 28A.305.135](#)? ☐ Yes ☒ No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name
Address
Phone
Fax
TTY
Email
Other

Is a cost-benefit analysis required under [RCW 34.05.328](#)?

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

Name
Address
Phone
Fax
TTY
Email
Other

☒ No: Please explain: This rule proposal is exempt from the cost benefit analysis requirement under the Administrative Procedure Act. RCW 34.05.328(5)(b)(vi) exempts rules that set or adjust fees under the authority of RCW 19.02.075 or that set or adjust fees or rates pursuant to legislative standards, including fees set or adjusted under the authority of RCW 19.80.045.

Regulatory Fairness Act and Small Business Economic Impact Statement
Note: The [Governor's Office for Regulatory Innovation and Assistance \(ORIA\)](#) provides support in completing this part.

(1) Identification of exemptions:
This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see [chapter 19.85 RCW](#)). For additional information on exemptions, consult the [exemption guide published by ORIA](#). Please check the box for any applicable exemption(s):

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.061](#) because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

☐ This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by [RCW 34.05.313](#) before filing the notice of this proposed rule.

☐ This rule proposal, or portions of the proposal, is exempt under the provisions of [RCW 15.65.570\(2\)](#) because it was adopted by a referendum.

☒ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025\(3\)](#). Check all that apply:

☐ [RCW 34.05.310](#) (4)(b)
(Internal government operations)

☐ [RCW 34.05.310](#) (4)(c)
(Incorporation by reference)

☐ [RCW 34.05.310](#) (4)(d)
(Correct or clarify language)

☐ [RCW 34.05.310](#) (4)(e)
(Dictated by statute)

☒ [RCW 34.05.310](#) (4)(f)
(Set or adjust fees)

☐ [RCW 34.05.310](#) (4)(g)
(i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025\(4\)](#). (Does not affect small businesses).

☐ This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of how the above exemption(s) applies to the proposed rule:

(2) Scope of exemptions: *Check one.*

☒ The rule proposal: Is fully exempt. (*Skip section 3.*) Exemptions identified above apply to all portions of the rule proposal.

☐ The rule proposal: Is partially exempt. (*Complete section 3.*) The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):

☐ The rule proposal: Is not exempt. (*Complete section 3.*) No exemptions were identified above.

(3) Small business economic impact statement: *Complete this section if any portion is not exempt.*

If any portion of the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

☐ No Briefly summarize the agency's minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs. _____

☐ Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name
Address
Phone
Fax
TTY
Email
Other

Date: January 21, 2025

Name: Joel Sacks

Title: Director

Signature:

