



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do **NOT** use for expedited rule making

**Agency:** Department of Labor and Industries

**Subject of possible rule making:** Chapter 296-45 WAC Electric Power Generation, Transmission, and Distribution; Chapter 296-307 WAC Safety Standards for Agriculture – eRules Phase 10

**Statutes authorizing the agency to adopt rules on this subject:** RCW 49.17.010, RCW 49.17.040, RCW 49.17.050, RCW 49.17.060.

**Reasons why rules on this subject may be needed and what they might accomplish:** When the agency updated its website, template DOSH rules in HTML were broken and DOSH began forwarding rule users to the Office of the Code Reviser website, causing more confusion among customers. This rule package will resolve stakeholder issues that have caused confusion for rule users by bringing one clear and consistent format to all of our rules.

This pre-proposal will accomplish the following:

- No requirements are changing because of this pre-proposal.
- Consistent format for all DOSH safety and health rules.
- Ability to use the DOSH website for safety and health rules.
- Easy to access rules for smart phone and tablet users.
- Bookmarks in the rules allow easy navigation in PDF files.
- Bullets and dashes are removed and replaced with numbers and letters for easier referencing.
- Enhances rule update efficiency for customers by allowing for faster updates through electronic postings.

In addition, during the recent rulemaking for Chapter 296-45 WAC (adopted May 3, 2016), an error was made relating to hard hats. DOSH and the small sub-committee did not intend to change the hard hat requirement, but the changed language was not caught during subsequent reviews. Therefore, the department will be proposing to delete the words "Type II" from WAC 296-45-25505.

**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)

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.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

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**DATE**  
January 3, 2017

**NAME (TYPE OR PRINT)**  
Joel Sacks

**SIGNATURE**

**TITLE**  
Director

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STATE OF WASHINGTON  
FILED

**DATE: January 03, 2017**

**TIME: 11:26 AM**

**WSR 17-02-065**