



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: January 22, 2019

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WSR 19-03-162

Agency: Department of Labor and Industries

Subject of possible rule making: Chapter 296-96 WAC, Safety Regulations And Fees For All Elevators, Dumbwaiters, Escalators And Other Conveyances

Statutes authorizing the agency to adopt rules on this subject: Chapter 70.87 RCW Elevators, Lifting Devices, and Moving Walks

Reasons why rules on this subject may be needed and what they might accomplish: During 2018, L&I engaged in rulemakings that adopted new safety codes and amended existing rules. During the past 2018 process, L&I received proposals from stakeholders for additional potential rule revisions.

The purpose of this current rulemaking is to consider those proposals and to further update and clarify existing rules. At present, L&I intends to review the following existing rules:

Part A – ADMINISTRATIVE

- WAC 296-96-00500 Scope, purpose, and authority.
- WAC 296-96-00650 Adopted standards.
- WAC 296-96-00700 Chapter definitions.

Part B – ELEVATOR CONTRACTOR AND CONVEYANCE MECHANIC LICENSES AND REGULATIONS AND FEES

Part 1 – Licensing Requirements

- WAC 296-96-00902 Exceptions to elevator mechanic license requirements.
- WAC 296-96-00912 License renewal requirements.

Part B-1 PERMIT REGULATIONS AND FEES, PENALTIES AND INSPECTION TYPES FOR ALL CONVEYANCES

- WAC 296-96-01000 Permits for new construction and alterations.
- WAC 296-96-01006 Work requiring permits.
- WAC 296-96-01030 Plan approval.
- WAC 296-96-01055 Technical services and consultations.
- WAC 296-96-01057 Accident investigations.

Part C – REGULATIONS FOR NEW AND ALTERED ELEVATORS AND LIFTING DEVICES

Car(s), Section 6

Correction Facility Elevators

- WAC 296-96-02530 Handrails.

Hoistway and Pit

- WAC 296-96-02552 Location of equipment in hoistway.

Outside Hoistway

- WAC 296-96-02580 Keys required on-site.

Part C1 – MINIMUM STANDARDS FOR NEW AND ALTERED STANDARD APPLICATION MATERIAL LIFTS

- All sections under review (WAC 296-96-05000 through 296-96-05290).

Part C2 – PRIVATE RESIDENCE INCLINED ELEVATORS

- WAC 296-96-07150 Guide rails, track supports and fastenings.

Part C5 – ADDITIONAL TYPES OF CONVEYANCES**Casket Lifts**

- WAC 296-96-11080 Five-year test.

Part D – REGULATIONS FOR EXISTING ELEVATORS, DUMBWAITERS, AND ESCALATORS**Subpart I Additional Requirement**

- WAC 296-96-23117 Car top railings for traction elevators.
- WAC 296-96-23118 Car top railings for hydraulic elevators.

Subpart III Alterations, Repairs, Maintenance, and Testing

- WAC 296-96-23605 Examination of standard application material lifts, special purpose lifts, electric manlifts, and hand elevators.
- WAC 296-96-23606 Installations placed in voluntary red tag status.

Subpart IV Lifts for Physically Handicapped

- WAC 296-96-23700 Lifts for persons with disabilities.
- WAC 296-96-23701 Periodic examinations and tests on commercial accessibility lifts.

Subpart V, Standard Application Material Lifts

- WAC 296-96-24000 Applicable codes and rules.

Subpart VI Alterations, Repairs, Maintenance, and Testing**Subpart VIII Inclined Private Residence Elevators**

- All sections under review (WAC 296-96-24100 through 296-96-24178).

Subpart IX Private Residence Inclined Conveyances for Transporting Only Property

- All sections under review (WAC 296-96-24200 through WAC 296-96-24279).

Subpart X Material Hoists

- WAC 296-96-24301 Applicable regulations.
- WAC 296-96-24350 Inspection of jumps.

Subpart XI Belt Manlifts

- All sections under review (WAC 296-96-24401 through WAC 296-96-24480).

Subpart XII Special Purpose Elevators (Formerly Known as Electric Manlifts)

- WAC 296-96-24500 Scope.
- WAC 296-96-24516 Maintenance requirements.
- WAC 296-96-24519 Hoistway and landing construction.
- WAC 296-96-24525 Car enclosures and frames.
- WAC 296-96-24528 Car doors and gates.
- WAC 296-96-24537 Suspension means.
- WAC 296-96-24543 Car safeties.
- WAC 296-96-24553 Drive machines.
- WAC 296-96-24560 Additional applicable requirements.

Subpart XIII Hand Elevators (Previously Called Hand-Powered Manlifts).

- WAC 296-96-24670 Hoistway requirements.

This review is intended to address requests from stakeholders held over from the past 2018 process and to further update and clarify existing rules, including editorial and reference corrections, general housekeeping, and other rule changes. Washington's elevator stakeholders will have the opportunity to review the existing rules, submit proposals and provide recommendations to the department regarding adoption of future rules.

This review may also include consideration of adopted national safety standards from American Society of Mechanical Engineers (ASME) A17.1, Parts 5.4, 7.1, 7.5, 7.6, and 7.9 and ASME A17.3, Part 3, Requirement 3.10.3 (FEO 1987).

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. The public can also participate, after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process. All rule proposals will be reviewed by a Technical Advisory Committee (TAC) and the Elevator Safety Advisory Committee (ESAC).

L&I is seeking input from interested parties to be used in the formulation of the proposed elevator rules. Interested parties may submit rule proposals for changes to the rules from 12:01 a.m., February 1, 2019, to 11:59 p.m. on February 28, 2019. The department is also appointing a general TAC made up of experts and interested group representatives to review and make recommendations on proposals from the elevator industry. Interested parties may submit an application to become a TAC member from February 1, 2019, to February 28, 2019.

For more information on this rulemaking, visit the L&I website at:

<http://www.lni.wa.gov/TradesLicensing/Elevators/LawRules/default.asp> or contact the individual below.

Interested parties can sign up for e-mail updates at: <http://www.lni.wa.gov/Main/Listservs/>.

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

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Additional comments:

Date: January 22, 2019

Signature:

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Title: Director