



# PROPOSED RULE MAKING

## CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Labor and Industries

- Preproposal Statement of Inquiry was filed as WSR 05-01-169 ; or  
 Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_ ; or  
 Proposal is exempt under RCW 34.05.310(4).

- Original Notice  
 Supplemental Notice to WSR \_\_\_\_\_  
 Continuance of WSR \_\_\_\_\_

**Title of rule and other identifying information:**

Chapter 296-857 WAC, Lead.  
WAC 296-155-176, Lead.  
WAC 296-62-07521, Lead.

WISHA is proposing to rewrite and clarify requirements relating to the lead rules. This rulemaking is part of our long-term goal to rewrite our general occupational safety and health rules. WISHA is proposing to update requirements to provide consistency between the existing two standards.

This proposal will move all lead requirements relating to general industries from chapter 296-62 WAC, General Occupational Health Standards, and chapter 296-155 WAC, Safety Standards for Construction Work, and place them in a new chapter.

See Attachment 1.

**Hearing location(s):**

Department of Labor and Industries  
7273 Linderson Way SW  
Room S117 and S118  
Tumwater, WA 98501  
Date: July 11, 2006 Time: 9:30 a.m.

Department of Labor and Industries  
Room 4 (on the 3<sup>rd</sup> floor)  
901 N. Monroe St., Suite 100  
Spokane, WA 99201  
Date: July 13, 2006 Time: 9:30 a.m.

**Submit written comments to:**

Name: Jamie Scibelli  
Address:  
P.O. Box 44620  
Olympia, WA 98504-4620  
e-mail [scij235@lni.wa.gov](mailto:scij235@lni.wa.gov)  
fax (360)902-5619 by Friday July 21, 2006

**Assistance for persons with disabilities:**

Contact Kim Johnson by June 27, 2006  
(360) 902-5008 or [rhok235@lni.wa.gov](mailto:rhok235@lni.wa.gov)

**Date of intended adoption:** December 26, 2006

(Note: This is NOT the effective date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

WISHA is proposing to rewrite and clarify requirements relating to the lead rules. This rulemaking is part of our long-term goal to rewrite our general occupational safety and health rules. WISHA is proposing to update requirements to provide consistency between the existing two standards.

**Reasons supporting proposal:** See Attachment 1.

**Statutory authority for adoption:** RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060

**Statute being implemented:** Chapter 49.17 RCW

**Is rule necessary because of a:**

- Federal Law?  Yes  No  
 Federal Court Decision?  Yes  No  
 State Court Decision?  Yes  No  
 If yes, CITATION:  Yes  No

**CODE REVISER USE ONLY**

**DATE**  
June 6, 2006

**NAME** (type or print)  
**Gary K. Weeks**

<b>SIGNATURE</b>	
<b>TITLE</b> Director	

**(COMPLETE REVERSE SIDE)**

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None.

**Name of proponent:** Department of Labor and Industries

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Tracy Spencer	Tumwater	(360) 902-5530
Implementation.... Steve Cant	Tumwater	(360) 902-5495
Enforcement..... Steve Cant	Tumwater	(360) 902-5495

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name: Trista Zugel

Address:

P.O. Box 44321

Olympia, WA 98504

phone (360) 902-5860

fax (360)902-4249

e-mail [zugy235@lni.wa.gov](mailto:zugy235@lni.wa.gov)

No. Explain why no statement was prepared.

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes A preliminary cost-benefit analysis may be obtained by contacting:  
Name: Trista Zugel  
Address:  
P.O. Box 44321  
Olympia, WA 98504  
  
phone (360) 902-5860  
fax (360)902-4249  
e-mail zugy235@lni.wa.gov

No: Please explain:

DRAFT