



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 3rd 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

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**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:

CODE REVISER USE ONLY**DATE**

June 6, 2006

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

SIGNATURE	
TITLE 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

☐ 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