



SPECIAL EDITION

● New Electrical Code And Other Possible WAC Changes

The 2011 version of the National Electrical Code (NEC) will be published this month. This rule development process will evaluate the 2011 NEC for appropriateness with Washington's needs and for economic impacts before implementing the 2011 NEC. This rule development process will include possible modification to all sections of WAC 296-46B.

● The Department Is Seeking Stakeholder Input For Proposed Rule Changes

Any stakeholder in the electrical industry may make proposals for additions and/or revisions to the Washington Administrative Code WAC 296-46B – Electrical Safety Standards, Administration, and Installation electrical rules. Proposals, from stakeholders, may be submitted from September 7, 2010 through October 8, 2010. Proposal submission guidelines are detailed below.

Rules are developed to aid both stakeholders and the department in clarification or enforcement of the intent of the electrical statute. Technical changes require evidence of a specific problem and substantiation that the proposal will provide a solution for that problem.

The department is responsible and has final authority for developing all rules. The department will act as the correlating body during the rule development process and may at any time promote rule change as necessary to accommodate statutory change or department policies or procedures.

● Proposals For Change

The form shown in this edition must be used to submit rule proposals for the 2011 revision cycle. An electronic Word version of the form is available on our Rule Development page at:

<http://www.lni.wa.gov/TradesLicensing/Electrical/LawRulePol/RuleDev/default.asp>

Industry proposals **must be received from 12:01 AM September 7, 2010 through 11:59 PM October 8, 2010**. The submitter may submit a proposal(s) by:

- o Sending the proposal(s) as an email attachment to <mailto:ElectricalWAC@lni.wa.gov>; or
- o Mailing a compact disc containing the proposal(s) to Chief Electrical Inspector, P.O. Box 44460, Olympia, WA, 98504-4460.

Proposals will not be accepted before or after these dates. All proposals to WAC 296-46B must be made electronically using the form supplied by the department. All proposals must clearly identify original language as "new text." Proposed revisions should include the relevant existing text and should use the legislative format (i.e. Use underscore (or underlining) to denote wording to be inserted (e.g. inserted wording) and strike-through to denote wording to be deleted (e.g. ~~deleted wording~~)). **Proposals not submitted according to these instructions will be rejected.**

● Keep Informed

There will not be a specific mailing list for this WAC process. Special WAC update postings will be maintained using the Electrical Program's *Electrical Email List*, internet website, and *Electrical Currents* newsletter.

The best way to stay informed of the WAC process and other electrical issues is to join the *Electrical Email List* at:

<http://www.lni.wa.gov/Main/Listservs/Electrical.asp>

● **Technical Advisory Committee (TAC)**

The TAC process has proven to be very valuable in past years. The department will again appoint an advisory General TAC made up of experts and interest group representatives to review and make **recommendations** on proposals from the electrical industry.

Persons interested in becoming TAC members must submit a letter of interest for specific positions to the Chief Electrical Inspector, P.O. Box 44460, Olympia, WA, 98504-4460 **to be received from September 7, 2010 through October 8, 2010**. The letter should show constituency support for the prospective member. All applications will be evaluated to determine that the applicant meets the requirements for the position.

In order to keep the size of the TAC to an efficient and effective number, the committee will be limited to 30 voting members. The TAC makeup will be based on an equitable distribution relative to proportion of involvement within the electrical industry in Washington. TAC membership provides an opportunity for everyone interested in the Electrical Program’s WAC development to participate in the process.

If necessary, each successful candidate may have an alternate attend the TAC meeting. There will be no formal alternate assigned by the department. Any TAC member that is absent must notify the Chief Electrical Inspector of the alternate’s name one week prior to the TAC meeting. Failure to make the required notification will result in the position being vacant during the meeting.

● **The TAC – Process**

The TAC will make recommendations on industry proposals and identify proposals that may have an economic impact on other specialties, small businesses, construction costs, or the cost of enforcement. Members who know they will be absent from a TAC meeting should make every effort to send an alternate. The TAC must review and evaluate proposals based on the need:

- o To address a critical life/safety need;
- o To address a specific state policy/statute;
- o To maintain a fair competitive environment;
- o To address a unique character of the State; or
- o To correct errors and omissions.

The TAC will operate on a majority basis. A majority vote in support of a motion, of members in attendance, will be considered as significant support for the motion made on a specific proposal. The TAC can propose amended language to a proposal. All voting members share an equal vote. The department will consider all TAC recommendations.

● **2011 WAC Revision Process – Proposed Sequence Of Events**

- o **September 2010** – File CR 101 – pre-proposal statement of inquiry
- o **September 7 through October 8, 2010** – Accept proposals from stakeholders to: amend or add to the existing WAC
- o **September 7 through October 8, 2010** – Accept applications for TAC
- o **November 29, 2010 (possible 2nd day)** –TAC meeting, Tukwila L&I office
- o **Spring 2011** – File CR 102 –rule filing (opens the official required public comment period)
- o **Spring 2011** – Public hearing(s) & Electrical Board review
- o **July 1, 2011** – Effective rule

● **General TAC – Membership**

Chairperson– Chief Electrical Inspector (non voting)

2	Electrical Board Members (non voting)	1	WA Manufacturing Business
1	Training School/Continuing Education Provider	1	Electrical Engineer
1	JATC	1	Electrical Testing Laboratory
1	Electrical Manufacturer Representative	1	Utility
1	L&I Inspection (Supervisor & Inspector)	10	Electrical Contractors
1	City Regulator (Supervisor & Inspector)	10	Electricians
1	Plumber (Contractor or Worker)		

Notes:

- o Contractor positions must be filled by a licensed electrical/telecommunications contractor or representative of an electrical contractors' association in Washington representing that specialty.
- o Electrician positions must be filled by a certified electrician who is not an owner in an electrical contracting business.
- o The AD HOC contractor and electrician positions must be filled by a specialty not otherwise represented on the TAC.
- o The plumbing position must be filled by a registered general or plumbing contractor or a representative of a plumber contractor's association in Washington or certified journeyman plumber.

Methodology for Determining the Number of Electrical Contractor and Electrician Members						
Active Licenses & Certificates	# of Contractors	% of All Licenses	# of TAC Members	# of Electricians	% of All Certificates	# of TAC Members
1	2,740	51%	5	15,620	58%	6
2	314	6%	0	2,352	9%	1
3	124	2%	0	488	2%	0
03A	63	1%	0	378	1%	0
4	87	2%	0	232	1%	0
6	557	10%	1	2,370	9%	1
06A	810	15%	2	3,475	13%	1
06B	12	0%	0	69	0%	0
7	108	2%	0	1,329	5%	0
07A	16	0%	0	76	0%	0
07B	76	1%	0	377	1%	0
07C	0	0%	0	13	0%	0
07D	39	1%	0	188	1%	0
07E	5	0%	0	110	0%	0
9	383	7%	0		0%	0
10	25	0%	0	52	0%	0
Ad Hoc Group	1,252	23%	2	3,312	12%	1
Total	5,359		10	27,129		10
Notes:	<9% of Licenses/Certificates joins the Ad Hoc group					
	The Ad Hoc group will be filled on an equitable base with an emphasis on representation closely following the % of licenses, with an effort to fairly represent the different specialties.					
	Unfilled positions will remain vacant					

PROPOSAL FORM for 2011 WAC 296-46B Rule Changes

Mail CD to:

Chief Electrical Inspector
Department of Labor and Industries
Electrical Section
PO Box 44460
Olympia, WA 98504-4460

Email to:

<mailto:ElectricalWAC@lni.wa.gov>

as an attachment

FOR L&I USE ONLY

Specific Rule #:

Date Received:

NOTES:

1. All proposals must be **received from 12:01 AM September 7 through 11:59 PM October 8, 2010.**
2. Limit each proposal to a single rule section. Use a separate copy for each proposal.
3. **ENTER TEXT ONLY IN THE UNSHADED SPACES ON THIS DOCUMENT – SAVE AS A NEW FILENAME BEFORE RETURNING**

Date submitted:

Name:

Representing:

Telephone:

Mailing Address:

Email Address:

1. Proposal: *Include new or revised wording, or identification of wording to be deleted. Proposed text should be in legislative format. Use underscore to denote wording to be inserted (e.g. inserted wording) and strike-through to denote wording to be deleted (e.g. ~~deleted wording~~).*

2. Statement of Problem & Substantiation for Proposal: *Note: State the problem that will be resolved by your proposal and substantiation for your proposal.*

3. Check one:

This proposal is original material

This proposal is not original material

(END OF PROPOSAL)