



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Department of Labor and Industries

Permanent Rule Only

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) April 1, 2011 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose:

The Federal Occupational Safety and Health Administration (OSHA) directed a change to the existing Means of Egress language in Chapter 296-307 WAC, Safety Standards for Agriculture, and Chapter 296-800 WAC, Safety and Health Cores Rules. The Department updated the Means of Egress rule language to make it clear that the minimum ceiling height is 7 feet 6 inches for an exit route. The language also made it clear that no projection from the ceiling can be less than 6 feet 8 inches from the floor.

Citation of existing rules affected by this order: See Attachment 1.

Repealed:
 Amended: WACs 296-307-35009 and 296-800-31010
 Suspended:

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

Other authority : RCW 49.17

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 10-20-134 on October 5, 2010.
Describe any changes other than editing from proposed to adopted version: None.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: phone ()
 Address: fax ()
 e-mail

Date adopted:

February 1, 2011

NAME

Judy Schurke

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: February 01, 2011
TIME: 8:06 AM

WSR 11-04-080

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

The number of sections adopted at the request of a nongovernmental entity:

	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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The number of sections adopted in the agency's own initiative:

	New	<u>0</u>	Amended	<u>2</u>	Repealed	<u>0</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

	New	<u>0</u>	Amended	<u>2</u>	Repealed	<u>0</u>
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The number of sections adopted using:

Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>2</u>	Repealed	<u>0</u>

Citation of existing rules affected by this order:

Chapter 296-307 WAC, Safety Standards For Agriculture

WAC 296-307-35009, What are the design requirements for exit routes?

Updated language to make it clear that an exit route must have a minimum ceiling height of 7 feet 6 inches and that no projection from the ceiling is less than 6 feet 8 inches from the floor.

Chapter 296-800 WAC, Safety and Health Core Rules

WAC 296-800-31010, Make sure that exit routes are large enough.

Updated language to make it clear that an exit route must have a minimum ceiling height of 7 feet 6 inches and that no projection from the ceiling is less than 6 feet 8 inches from the floor.