



# PROPOSED RULE MAKING

## CR-102 (June 2012)

(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; or  
 Expedited Rule Making--Proposed notice was filed as WSR 13-13-064; or  
 Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

- Original Notice  
 Supplemental Notice to WSR \_\_\_\_\_  
 Continuance of WSR 14-01-088

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

eRules, Chapter 296-829 WAC Helicopters Used as Lifting Machines, Chapter 296-832 WAC Late Night Retail Worker Crime Prevention, Chapter 296-876 WAC Ladders, Portable and Fixed, and Chapter 296-878 Window Cleaning. Substitute Senate Bill (SSB) 5679.

**Hearing location(s):**

Department of Labor and Industries  
7273 Linderson Way SW, Rooms S118  
Tumwater, WA 98501

Date: March 11, 2014  
Time: 9:00 a.m.

**Date of intended adoption:** April 22, 2014  
(Note: This is NOT the effective date)

**Submit written comments to:**

Name: Catherine Julian  
Address: Post Office Box 44620, Olympia, Washington 98504  
e-mail [catherine.julian@lni.wa.gov](mailto:catherine.julian@lni.wa.gov)  
fax (360) 902-5619 by 5:00 p.m. March 12, 2014

**Assistance for persons with disabilities:** Contact  
[Catherine Julian](mailto:Catherine.Julian@lni.wa.gov) by March 3, 2014  
(360) 902-5401 or [catherine.julian@lni.wa.gov](mailto:catherine.julian@lni.wa.gov)

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

The purpose of this proposal is to add an additional public hearing, extending the public comment period from January 30, 2014, to March 12, 2014 due to an error regarding information posted on our website regarding the public hearing that occurred on January 23, 2014.

**Reasons supporting proposal:**

Stakeholders have complained that our rules on the web are confusing and difficult to access in real time. When the agency updated its website, template DOSH rules in HTML were broken and DOSH began forwarding rule users to the Office of the Code Reviser website, which caused more confusion. This rule package will resolve stakeholder issues that have caused confusion for rule users by bringing one clear and consistent format to all of our rules.

**Statutory authority for adoption:**

RCW 49.17.010, RCW 49.17.040, RCW 49.17.050, RCW 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:

**DATE**  
February 4, 2014

**NAME** (type or print)  
Joel Sacks

**SIGNATURE**

**TITLE**  
Director

**CODE REVISER USE ONLY**

**OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED**

**DATE: February 04, 2014**

**TIME: 9:12 AM**

**WSR 14-04-099**

**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..... Jeff Killip     | Tumwater, WA    | (360) 902-5530 |
| Implementation.... Anne Soiza | Tumwater, WA    | (360) 902-5090 |
| Enforcement..... Anne Soiza   | Tumwater, WA    | (360) 902-5090 |

**Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?**

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

No. Explain why no statement was prepared.

No change in requirements, so no economic impact

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

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

No: Please explain: No change in requirements, so no change in costs or benefits.