



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: September 06, 2022

TIME: 8:32 AM

WSR 22-18-081

Agency: Department of Labor & Industries (L&I)

Subject of possible rule making: Chapter 296-56 WAC, Safety standards-longshore, stevedore and waterfront related operations

Statutes authorizing the agency to adopt rules on this subject: RCW 49.17.010, RCW 49.17.040, RCW 49.17.050, and 49.17.060

Reasons why rules on this subject may be needed and what they might accomplish: The Division of Occupational Safety and Health (DOSH) is initiating rulemaking for chapter 296-56 WAC, Safety standards-longshore, stevedore and waterfront related operations.

The purpose of this rulemaking is to align the standard with Substitute House Bill 1706 (RCW 70.54.480), passed by the legislature in 2022, regarding drayage truck operators access to restrooms when operating in or on a port or rail yard property. New requirements include access to restrooms and dedicated space for lactation.

This rulemaking will also better align chapter 296-56 WAC, Safety standards-longshore, stevedore and waterfront related operations, with the Federal Occupational Safety and Health Administration (OSHA) requirements for marine terminals in 29 CFR 1917, Subpart A.

In addition, this rulemaking may include other housekeeping and formatting items.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The Washington State Department of Health has corresponding jurisdiction to enforce the requirements set forth in SHB 1706 (RCW 70.54.480).

Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) Parties interested in the formulation of these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

Name: Cathy Coates, Administrative Regulations Analyst

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(If necessary)

Name:

Address:


Phone:

Fax:

TTY:

Email:

Web site:

Other:		Other:	
Additional comments:			
Date: September 6, 2022		Signature: 	
Name: Joel Sacks			
Title: Director			