



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (October 2017)  
(Implements RCW 34.05.310)**

Do **NOT** use for expedited rule making

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DATE: March 22, 2023

TIME: 10:36 AM

WSR 23-07-139

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

**Subject of possible rule making:** Voluntary use of Personal Protective Equipment (PPE)

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

**Reasons why rules on this subject may be needed and what they might accomplish:**

The Department of Labor and Industries (L&I) is considering permanent rulemaking to allow the voluntary use of personal protective equipment (PPE) when workers feel the need to protective themselves from noise, dust, or possible infectious or contagious diseases. The voluntary use of PPE must not introduce hazards to the work environment and facial coverings must not interfere with an employer's security requirements.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** None.


**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 for proposal 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: Carmyn Shute, Administrative Regulations Analyst	(If necessary) Name:
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Web site: <a href="https://www.lni.wa.gov/rulemaking-activity/">https://www.lni.wa.gov/rulemaking-activity/</a>	Web site:
Other:	Other:

Additional comments:

<b>Date:</b> March 21, 2023	<b>Signature:</b> 
<b>Name:</b> Joel Sacks	
<b>Title:</b> Director	