



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 04, 2025

TIME: 8:32 AM

WSR 25-22-085

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

Effective date of rule:

Permanent Rules

- ☒ 31 days after filing.
☐ Other (specify) _____ (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: This rulemaking implements the requirements of Sections 4 and 6 of Second Substitute House Bill (2SHB) 2022 (Chapter 311, Laws of 2024), codified under RCW 49.17.435 and 49.17.440.

In 2024, 2SHB 2022, addressing construction crane safety, was signed into law. The bill created new requirements for tower cranes.

The law directed L&I to establish, by rule, a permit for the performance of any work involving the operation, assembly, disassembly, or reconfiguration of a tower crane. The minimum requirements for the permit include a complete permit application, safety conference, certain notifications to L&I, inspections, and other provisions.

Beginning January 1, 2026, prime contractors must obtain a permit from L&I prior to performing or allowing the performance of any work involving the operation, assembly, disassembly, or reconfiguration of a tower crane. For tower cranes assembled prior to January 1, 2026, prime contractors must apply for a permit by February 1, 2026, and a permit must be *obtained* prior to any reconfiguration or disassembly work.

Specifically, some of the topics this rulemaking addresses include:

- Permit requirements related to tower cranes;
- Permit applications and safety conferences;
- Permit denials, suspensions, and revocations;
- Requirements of prime contractors; and
- Other housekeeping changes.

This rulemaking also repealed WAC 296-155-53910 and amended WAC 296-155-53401 to remove (5)(n), which was updated during the larger Part L rulemaking filed on August 5, 2025 (WSR 25-16-089). Those two sections listed out notification requirements regarding the assembly, disassembly, and reconfiguration of a tower crane that will become obsolete with the new permitting program rules.

Citation of rules affected by this order:

New: WAC 296-155-53911
Repealed: WAC 296-155-53910
Amended: WAC 296-155-53401
Suspended:

Statutory authority for adoption: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060, 49.17.400, 49.17.410, 49.17.420, 49.17.430, 49.17.435, 49.17.440 and 49.17.445.

Other authority: Chapter 49.17 RCW

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 25-17-076 on August 19, 2025 (date).

Describe any changes other than editing from proposed to adopted version:

WAC 296-155-53911 - Subsection (6)(c) – Replaced “However, the tower crane may resume operation” with “ Operation of the tower crane may occur.....”. This change was made to clarify that operation of the crane in this subsection applies both to when the crane is resuming operation following reconfiguration, and when the crane is first beginning operation following assembly.

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

Name:

Address:

Phone:

Fax:

TTY:

Email:

Web site:

Other:

**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	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	<u>1</u>	Amended	<u>1</u>	Repealed	<u>1</u>

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

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted on the agency's own initiative:

New	<u>1</u>	Amended	<u>1</u>	Repealed	<u>1</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>1</u>	Amended	<u>1</u>	Repealed	<u>1</u>
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

Date Adopted: November 4, 2025

Name: Joel Sacks

Title: Director

Signature:

