

# Intro to the Zoom Platform

## ■ Online

- Controls at the bottom
- Interpreter Channel or Globe Icon (EN or ES)
- Q&A feature/tool: technical questions regarding presentation
- Raise Hand Option: for live questions at the end of the presentation

## ■ Phone

- To raise/lower hand use \*9
- To mute/unmute use \*6

**NOTE:** Speakers will be speaking slowly because of concurrent interpretation. Please be patient.

# Temporary Worker Housing Public Hearing

Agriculture Safety Standards – Temporary Worker Housing  
296-307 WAC, Part L

Department of Health – Temporary Worker Housing  
246-358 WAC

June 2023



# Agenda for Today's Meeting

- Background
- Public hearing schedule
- Rulemaking timeline
- Proposed rule overview
- Question & answer on language in proposed rule
- Public hearing starting at **3:00 p.m.**, except Kennewick hearing starts at **2:00 p.m.**

# Background

- DOH and L&I adopted emergency rules for COVID-19 in Temporary Worker Housing starting in May of 2020
- DOH and L&I adopted amended emergency rules as knowledge of the virus expanded:
  - May 2020
  - September 2020
  - January 2021
  - May 2021 (two filings)
  - September 2021
  - January 2022
  - May 2022
  - September 2022
- Emergency rules expired January 14, 2023.

# Public Hearing Schedule

- June 20, 2023 3:00 p.m.
  - Virtual via Zoom Webinar, see link at <https://www.lni.wa.gov/rulemaking-activity/events/temporary-worker-housing-twh-jun20>
- June 26, 2023, 3:00 p.m.
  - WSU Mount Vernon NWREC, 16650 SR-536, Mount Vernon WA 98273
- June 27, 2023, 3:00 p.m.
  - Pybus Public Market, 3 North Worthen Street, Wenatchee WA 98801
- June 28, 2023, 2:00 p.m.
  - Red Lion Hotel Columbia Center, 1101 North Columbia Center Blvd, Kennewick WA 99336

# Rulemaking Timeline

## Temporary Worker Housing

- CR-101 Preproposal filed September 10, 2020
- CR 102 Proposal filed May 3, 2023
- Public hearings held June 20-28, 2023
- Comment period ends 5:00 p.m. July 7, 2023
- (Tentative) CR-103 Rule adoption July 25, 2023
- (Tentative) Effective date September 1, 2023

## Submit written comments to:

Cindy Ireland, Administrative Regulations Analyst

Division of Occupational Safety and Health

PO Box 44620

Olympia, WA 98504-4620

[Cynthia.Ireland@Lni.wa.gov](mailto:Cynthia.Ireland@Lni.wa.gov)

AND

Nina Helpling, Rules Coordinator

Department of Health

PO Box 47820

Olympia, WA 98504-7820

[tempworkerrule@doh.wa.gov](mailto:tempworkerrule@doh.wa.gov)

**Comments must  
be received by:  
5:00 p.m. on July  
7, 2023**

# DOSH Contact Information

## Cindy Ireland

Administrative Regulations Analyst

(360) 902-5522

[Cynthia.Ireland@Lni.wa.gov](mailto:Cynthia.Ireland@Lni.wa.gov)

## Doug Hartfield

DOSH Agriculture Technical Specialist

(360) 770-5724

[Douglas.Hartfield@Lni.wa.gov](mailto:Douglas.Hartfield@Lni.wa.gov)

Link to Temporary Worker  
Housing rulemaking page:

<https://www.lni.wa.gov/safety-health/safety-rules/rulemaking-stakeholder-information/temporary-worker-housing-in-agriculture-rulemaking>



# DOH Contact Information

## **Nina Helpling**

Rules Coordinator

(360) 236-3065

[Nina.Helpling@doh.wa.gov](mailto:Nina.Helpling@doh.wa.gov)

## **Juan Gamez Briceño**

Lodging Program Manager

(360) 628-6620

[Juan.Gamez@doh.wa.gov](mailto:Juan.Gamez@doh.wa.gov)

Link to Temporary Worker  
Housing rulemaking page:

[https://doh.wa.gov/licenses-permits-and-certificates/facilities-z/temporary-worker-and-migrant-farmworker-housing/rules-progress](https://doh.wa.gov/licenses-permits-and-certificates/facilities/z/temporary-worker-and-migrant-farmworker-housing/rules-progress)

# Overview of Key Changes

Section	Existing Rule	Proposed Rule
Definitions WAC 296-307-16103 WAC 246-358-010	Clarified or added:	Communicable disease, community-based outreach worker, community health worker, family shelter, mechanical ventilation system, outbreak, Temporary Worker Housing, tent.
TWH Management Plan WAC 296-307-16127 WAC 246-358-050	Updates to language (must vs shall).	Requirement to send updated plans to DOH within 10 days of changes.
Ventilation WAC 296-307-16146 WAC 246-358-076	New section.	Requires facilities to continue ventilation standards from COVID-19 Emergency Rule: Maintenance of systems, highest possible (MERV 13) filters used and maintained, use systems and windows whenever outside conditions permit.

Section	Existing Rule	Proposed Rule
Tents WAC 296-307-16147 WAC 246-358-077	Minor language changes for clarity.	Requirement to instruct occupants to close windows and openings when external conditions pose a health and safety risk.
Disease Prevention and Control WAC 296-307-16190 WAC 246-358-175	Requires reporting to Local Health Officer and known or suspected: Food poisoning, fever, diarrhea, sore throat, vomiting, jaundice, productive cough, or weight loss.	Updated requirements to include: Cooperation with Local Health Jurisdiction (LHJ)/DOH in outbreak investigations.  Updated language of notifiable conditions from previous version of the rule, and inclusion of emergency rules.
		Requirement to implement infection control measures when required by LHJ.
		Required to post information on health and safety policies, how to identify symptoms of communicable diseases, to whom to report to if not feeling well, and where and how to secure medical treatment in language commonly understood by occupants.

Section	Existing Rule	Proposed Rule
Disease Prevention and Control		Allow entry of community health workers and community-based outreach workers, with conditions for entry.
WAC 296-307-16190  WAC 246-358-175		<p>Develop a communicable disease prevention and response plan to include:</p> <ul style="list-style-type: none"> <li>• Screening criteria</li> <li>• Thermometers</li> <li>• Providing transportation for medical evaluation when necessary</li> <li>• Systems for Isolation and Quarantine if ordered by the LHJ, and</li> <li>• Documentation of training for those responsible for carrying out this response plan.</li> </ul>

# Proposed Rule Language Q&A



Break to transition to public hearing

A chance to stretch your  
legs and take a deep  
breath