



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: State Board of Health

- Preproposal Statement of Inquiry was filed as WSR 04-20-050 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR 08-15-174

Title of rule and other identifying information: (Describe Subject)

Chapter 246-366A WAC - Primary and secondary schools. This chapter provides minimum health and safety rules for all schools in Washington State. The original CR-102 is being amended to provide notice of a new date of intended adoption.

Hearing location(s): N/A

Submit written comments to:

Name: N/A
Address: N/A
Website: <http://www3.doh.wa.gov/policyreview/>
fax N/A by (date) 01/01/2009

Date: N/A Time: N/A

Assistance for persons with disabilities: Contact

N/A by 01/01/2009

TTY (800) 833-6388 or () 711

Date of intended adoption: 03/11/2009

(Note: This is NOT the effective date)

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

The State Board of Health is filing a continuance to WSR 08-15-175 to set a new adoption date. The purpose of the proposal is to update the current chapter 246-366 WAC to include provisions for water quality sampling, indoor air quality, and safety in areas such as playgrounds, labs, and shops. The proposal repeals the former chapter 246-366 and recodifies it into a new chapter 246-366A WAC. The entire new chapter is organized to provide clarity for those provisions that are construction related and those provisions that are operation and maintenance related.

Reasons supporting proposal:

Students, parents, and teachers requested the State Board of Health update and strengthen the Primary and Secondary School rules to better protect children's health and safety. The last major update of the chapter was in 1971 and standards for health and safety have changed considerably since that time. Further, the rules needed to be rewritten to provide clarity.

Statutory authority for adoption:

RCW 43.20.050

Statute being implemented:

RCW 43.20.050

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

CODE REVISER USE ONLY

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

DATE: January 30, 2009

TIME: 12:33 PM

WSR 09-04-049

DATE

NAME (type or print)

Craig McLaughlin

SIGNATURE

TITLE

Executive Director

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

Name of proponent: (person or organization) State Board of Health

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Ned Therien	Tumwater, WA	360-236-4103
Implementation.... Nancy Bernard	Tumwater, WA	360-236-3072
Enforcement..... Nancy Bernard	Tumwater, WA	360-236-3072

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name: Vicki Bouvier

Address: PO Box 47820
Olympia, WA 98504-7820

phone 360-236-3011

fax 360-236-2250

e-mail vicki.bouvier@doh.wa.gov

No. Explain why no statement was prepared.

Is a cost-benefit analysis required under RCW 34.05.328?

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

Name: Vicki Bouvier

Address: PO Box 47820
Olympia, WA 98504-7820

phone 360-236-3011

fax 360-236-2250

e-mail vicki.bouvier@doh.wa.gov

No: Please explain: