
HOUSE BILL 2261

State of Washington

54th Legislature

1996 Regular Session

By Representatives Thompson, Chandler, McMorris, Mulliken, Sheahan, Buck, McMahan, Schoesler, Pelesky, Mastin, Goldsmith and Johnson

Read first time 01/09/96. Referred to Committee on Agriculture & Ecology.

1 AN ACT Relating to extending the dates related to safety standards
2 for agriculture; and amending RCW 49.17.041.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 49.17.041 and 1995 c 371 s 2 are each amended to read
5 as follows:

6 (1)(a) Except as provided in (b) of this subsection, no rules
7 adopted under this chapter amending or establishing agricultural safety
8 standards shall take effect during the period beginning January 1,
9 1995, and ending (~~January~~) February 15, (~~1996~~) 1997. This
10 subsection applies, but is not limited to applying, to a rule adopted
11 before January 1, 1995, but with an effective date which is during the
12 period beginning January 1, 1995, and ending (~~January~~) February 15,
13 (~~1996~~) 1997, and to provisions of rules adopted prior to January 1,
14 1995, which provisions are to become effective during the period
15 beginning January 1, 1995, and ending (~~January~~) February 15, (~~1996~~)
16 1997.

17 (b) Subsection (1)(a) of this section does not apply to:
18 Provisions of rules that were in effect before January 1, 1995;
19 emergency rules adopted under RCW 34.05.350; or revisions to chapter

1 296-306 WAC regarding rollover protective structures that were adopted
2 in 1994 and effective March 1, 1995, and that are additionally revised
3 to refer to the variance process available under this chapter.

4 (2) The rules for agricultural safety adopted under this chapter
5 must:

6 (a) Establish, for agricultural employers, an agriculture safety
7 standard that includes agriculture-specific rules and specific
8 references to the general industry safety standard adopted under
9 chapter 49.17 RCW; and

10 (b) Exempt agricultural employers from the general industry safety
11 standard adopted under chapter 49.17 RCW for all rules not specifically
12 referenced in the agriculture safety standard.

13 (3) The department shall publish in one volume all of the
14 occupational safety rules that apply to agricultural employers and
15 shall make this volume available to all agricultural employers before
16 ~~((January))~~ February 15, ~~((1996))~~ 1997. This volume must be available
17 in both English and Spanish.

18 (4) The department shall provide training, education, and enhanced
19 consultation services concerning its agricultural safety rules to
20 agricultural employers before the rules' effective dates. ~~((The
21 training, education, and consultation must continue throughout the
22 winter of 1995-1996.))~~ Training and education programs must be
23 provided throughout the state and must be coordinated with agricultural
24 associations in order to meet their members' needs.

25 (5) The department shall provide, for informational purposes, a
26 list of commercially available rollover protective structures for
27 tractors used in agricultural operations manufactured before October
28 25, 1976. The list must include the name and address of the
29 manufacturer and the approximate price of the structure. Included with
30 the list shall be a statement indicating that an employer may apply for
31 a variance from the rules requiring rollover protective structures
32 under this chapter and that variances may be granted in appropriate
33 circumstances on a case-by-case basis. The statement shall also
34 provide examples of circumstances under which a variance may be
35 granted. The list and statement shall be generally available to the
36 agricultural community before the department may take any action to

- 1 enforce rules requiring rollover protective structures for tractors
- 2 used in agricultural operations manufactured before October 25, 1976.

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