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SENATE BILL 6674

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State of Washington

54th Legislature

1996 Regular Session

By Senators Morton, Hochstatter, Prince, Sellar and A. Anderson

Read first time 01/23/96. Referred to Committee on Labor, Commerce & Trade.

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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