

# Chapter 296-350 WAC

## WISHA ADMINISTRATIVE RULES

**WAC**

**VARIANCES FROM WISHA RULES**

296-350-70025 Interim orders—Description and requesting.

**DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER**

296-350-010 Definitions. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-010, filed 5/17/00, effective 8/1/00. Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-010, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-010, filed 11/13/80; Order 75-14, § 296-350-010, filed 4/14/75; Order 74-21, § 296-350-010, filed 5/6/74.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.

296-350-020 Reassumption of jurisdiction—Purpose. [Order 75-14, § 296-350-020, filed 4/14/75; Order 74-21, § 296-350-020, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-030 Notice of appeal—Filing and service. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-030, filed 7/20/94, effective 9/20/94; WSR 90-09-026 (Order 90-01), § 296-350-030, filed 4/10/90, effective 5/25/90. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-030, filed 11/13/80; Order 75-14, § 296-350-030, filed 4/14/75; Order 74-21, § 296-350-030, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-040 Notice of appeal—Contents. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-040, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-040, filed 4/14/75; Order 74-21, § 296-350-040, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-050 Reassumption of jurisdiction—Time—Notice of reassumption of jurisdiction and informal conference. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-050, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040 and 49.17.050. WSR 86-16-008 (Order 86-27), § 296-350-050, filed 7/25/86; Order 76-6, § 296-350-050, filed 3/1/76; Order 75-14, § 296-350-350 (codified as WAC 296-350-050), filed 4/14/75; Order 74-21, § 296-350-050, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-060 Notices of reassumption of jurisdiction and informal conferences—Service—Posting record. [Order 75-14, § 296-350-060, filed 4/14/75; Order 74-21, § 296-350-060, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-070 Reassumption of jurisdiction—Informal conferences—Procedure—Evidence. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-070, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-070, filed 4/14/75; Order 74-21, § 296-350-070, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-080 Reassumption of jurisdiction—Final determination—Mailing. [Statutory Authority: RCW 49.17.040 and

49.17.050. WSR 86-16-008 (Order 86-27), § 296-350-080, filed 7/25/86; WSR 82-13-045 (Order 82-22), § 296-350-080, filed 6/11/82; Order 76-6, § 296-350-080, filed 3/1/76; Order 75-14, § 296-350-080, filed 4/14/75; Order 74-21, § 296-350-080, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-090 Reassumption of jurisdiction—Statement of redetermination—Appeal. [Order 75-14, § 296-350-090, filed 4/14/75; Order 74-21, § 296-350-090, filed 5/6/74.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-095 Settlement agreements. [Statutory Authority: RCW 49.17.040 and 49.17.050. WSR 82-13-045 (Order 82-22), § 296-350-095, filed 6/11/82.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-100 Inspections and citations. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-100, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-10010 Selecting workplaces to inspect. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-10010, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-10020 Inspections—Site visit. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-10020, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-10030 Complaints by employees or employee representatives. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-10030, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-10040 Results of a WISHA inspection—Notice of violations. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-10040, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-10050 Posting a citation and notice. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-10050, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-150 Civil penalties. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-150, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-15010 Assessing civil penalties—Purpose. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15010, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-15015 Minimum penalty amounts. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15015, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.

296-350-15020	Severity and probability determine base penalties. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15020, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-270	8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. Notice of denial of application for variance. [Order 75-14, § 296-350-270, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-15025	Severity. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15025, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-280	Hearings on applications for variances—Temporary and permanent. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-280, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-280, filed 11/13/80; Order 75-14, § 296-350-280, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-15030	Probability. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15030, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-300	Repeat violations. [Statutory Authority: RCW 49.17.-040 and 49.17.050. WSR 86-06-002 (Order 86-17), § 296-350-300, filed 2/20/86.] Repealed by WSR 91-24-017 (Order 91-07), filed 11/22/91, effective 12/24/91. Statutory Authority: Chapter 49.17 RCW.
296-350-15035	Gravity and base penalties. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15035, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-350	Extension of abatement date(s)—Application—Authority. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-350, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-350, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-15040	Adjustments to base penalties. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15040, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35010	Application for extension of abatement date(s). [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-35010, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35010, filed 11/13/80; Order 76-29, § 296-350-35010, filed 9/30/76; Order 75-14, § 296-350-35010, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-15045	Increasing penalty amounts. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-15045, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35015	Extension of abatement date(s)—Application—Timeliness. [Order 76-29, § 296-350-35015, filed 9/30/76; Order 75-14, § 296-350-35015, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-200	Variances—Foreword. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-200, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-200, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35020	Extension of abatement date(s)—Application—Service. [Order 75-14, § 296-350-35020, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-210	Types of orders granting a variance. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-210, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-210, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35025	Extension of abatement date(s)—Application—Contents. [Order 75-14, § 296-350-35025, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-230	Effect of variances. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-230, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-230, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35030	Extension of abatement date(s)—Provisional determination. [Statutory Authority: RCW 49.17.040, 49.17.-050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35030, filed 11/13/80; Order 75-14, § 296-350-35030, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-240	Variance applications—Form of documents—Subscription. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-240, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-240, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35035	Extension of abatement date(s)—Notice of application—Notice of opportunity for hearing—Notice of provisional determination. [Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35035, filed 11/13/80; Order 75-14, § 296-350-35035, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-250	Order granting a temporary variance—Application. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-250, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-250, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35040	Extension of abatement date(s)—Posting. [Order 75-14, § 296-350-35040, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-255	Order granting a permanent variance—Application. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-255, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-255, filed 11/13/80; Order 75-14, § 296-350-255, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-35045	Extension of abatement date(s)—Application for hearing. [Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35045, filed 11/13/80; Order 75-14, § 296-350-35045, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Stat-
296-350-260	Interim order—Application—Notice of grant. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-260, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-260, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective		

	utory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.		350-600, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-35050	Extension of abatement date(s)—Notice of hearing. [Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35050, filed 11/13/80; Order 75-14, § 296-350-35050, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60010	Filing an appeal—Who, when and where. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60010, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-35055	Extension of abatement date(s)—Hearings. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-35055, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040 and 49.17.050. WSR 82-13-045 (Order 82-22), § 296-350-35055, filed 6/11/82. Statutory Authority: RCW 49.17.-040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35055, filed 11/13/80; Order 75-14, § 296-350-35055, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60015	What must be in a WISHA appeal. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60015, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-35060	Extension of abatement date(s)—Decision and order. [Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-35060, filed 11/13/80; Order 75-14, § 296-350-35060, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60020	Why we reassume jurisdiction. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60020, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-400	Posting of notices—Posting of citation and notice—Availability of act and applicable standards. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-400, filed 7/20/94, effective 9/20/94; WSR 91-24-017 (Order 91-07), § 296-350-400, filed 11/22/91, effective 12/24/91. Statutory Authority: RCW 49.17.040 and 49.17.050. WSR 86-03-064 (Order 86-02), § 296-350-400, filed 1/17/86; WSR 82-13-045 (Order 82-22), § 296-350-400, filed 6/11/82; Order 75-14, § 296-350-400, filed 4/14/75. Formerly WAC 296-27-200.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60025	Reassuming jurisdiction or forwarding an appeal to the board. [Statutory Authority: RCW 49.17.010, [49.17].-040, and [49.17].050. WSR 00-11-098, § 296-350-60025, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-033, filed 8/8/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-450	Complaints by employees or their representatives. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-450, filed 7/20/94, effective 9/20/94; Order 75-14, § 296-350-450, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60030	Reviewing appeals and extending review time. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60030, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-460	Complaints—Inspection not warranted—Informal review. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-460, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-460, filed 11/13/80; Order 75-14, § 296-350-460, filed 12/19/75; Order 75-14, § 296-350-460, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].-040, and [49.17].050.	296-350-60035	Informal WISHA conferences. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60035, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-470	Citation not issued following complaint. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-470, filed 7/20/94, effective 9/20/94. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-470, filed 11/13/80; Order 75-14, § 296-350-470, filed 4/14/75.] Repealed by WSR 00-11-098, filed 5/17/00, effective 8/1/00. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60040	Issuing and appealing corrective notices. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60040, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.
296-350-500	Citation and notice—Copy to employee representative. [Statutory Authority: Chapter 49.17 RCW. WSR 94-15-096 (Order 94-07), § 296-350-500, filed 7/20/94, effective 9/20/94; WSR 87-24-051 (Order 87-24), § 296-350-500, filed 11/30/87. Statutory Authority: RCW 49.17.-040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-500, filed 11/13/80; Order 75-14, § 296-350-500, filed 4/14/75.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050.	296-350-60045	Notifying employees. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-60045, filed 5/17/00, effective 8/1/00.] Repealed by WSR 01-11-038, filed 5/9/01, effective 9/1/01. Statutory Authority: RCW 49.17.010, [49.17].-040, and [49.17].050.
296-350-600	WISHA appeals. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-	296-350-700	Variance from WISHA rules. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-700, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
(2/21/06)		296-350-70010	Purpose of variances. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70010, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
		296-350-70015	Permanent variances—Description. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70015, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
		296-350-70020	Temporary variances—Description. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70020, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
		296-350-70030	Requesting a permanent variance. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70030, filed 5/17/00, effective

- 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70035 Requesting a temporary variance. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70035, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70040 Renewing temporary variances. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70040, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70045 Submitting variance requests. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70045, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70050 Notifying employees about variance requests. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70050, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70055 Department review and decision. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70055, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70060 Your responsibilities once we make a decision. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70060, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70065 Changing a variance. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70065, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-70070 Variance hearings. [Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70070, filed 5/17/00, effective 8/1/00.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.
- 296-350-990 Appendix A—Form F418-023-000—Application for copies of citations and notices. [Statutory Authority: Chapter 49.17 RCW. WSR 87-24-051 (Order 87-24), § 296-350-990, filed 11/30/87. Statutory Authority: RCW 49.17.040, 49.17.050, 49.17.240, chapters 42.30 and 43.22 RCW. WSR 80-17-014 (Order 80-20), § 296-350-990, filed 11/13/80; Order 75-14, Appendix A—Form 300 (codified as WAC 296-350-990), filed 4/14/75.] Repealed by WSR 06-06-020, filed 2/21/06, effective 6/1/06. Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060. Later promulgation, see chapter 296-900 WAC.

(2) We may choose to issue an interim order in response to a variance request, even when the interim order was not specifically requested.

(3) Our decision to grant or deny an interim order will not restrict our decision on a permanent or temporary variance request.

(4) Interim orders will be effective until revoked or until we approve or deny your variance request.

[Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 00-11-098, § 296-350-70025, filed 5/17/00, effective 8/1/00.]

## VARIANCES FROM WISHA RULES

**WAC 296-350-70025 Interim orders—Description and requesting.** (1) You may request an interim order when requesting a permanent or temporary variance, or anytime after. Interim orders allow you to vary from existing WISHA requirements until we make a final decision on your variance request.