

SB 6106-S - DIGEST

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that the purpose of this act is to establish guidelines for the regulation of construction trades or construction-related trades generally overseen in some capacity by the department of labor and industries. This act applies when a trade seeks legislation to substantially increase its scope of practice or the level of regulation of the trade, and for the regulation of construction trades or construction-related trades not licensed or regulated on July 1, 2007. This act also applies when a legislator or a legislative committee requests that the department determine whether a trade should be regulated by the state.

Declares that this act is not intended and shall not be construed to: (1) Apply to any regulatory entity created prior to July 1, 2007, except as provided in this act;

(2) Affect the powers and responsibilities of the superintendent of public instruction or Washington professional educator standards board under RCW 28A.410.210 and 28A.410.010;

(3) Apply to or interfere in any way with the practice of religion or to any kind of treatment by prayer;

(4) Apply to any remedial or technical amendments to any statutes that licensed or regulated activity before July 1, 2007; and

(5) Apply to proposals relating solely to continuing education.

Declares that all individuals should be permitted to enter into a profession unless there is an overwhelming need for the state to protect the interests of the public by restricting entry into the profession. When such a need is identified, the regulation adopted by the state should be set at the least restrictive level consistent with the public interest to be protected.

Requires the department to hold a public hearing during which the department will receive public comment on whether a trade should be regulated by the state. At least twenty days before the public hearing, the department shall file a notice of hearing with the code reviser for publication in the Washington State Register. The notice must include: (1) The trades for which information is sought;

(2) The information requested under this act; and

(3) When, where, and how members of the general public may present information about the trade.

Requires that, after the department has conducted its review under this act, it shall submit a report with the details of its review as well as its recommendations about

regulating the trade to the legislative committees of reference. It shall also post the report on its web site.