

2 **SB 5584** - H AMD TO TEH COMM AMD (H-2368.3/93)**442SCOPE&OBJECT4-18-93**
3 By Representatives Morris, Reams and Ogden

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5 On page 15, after line 9 of the amendment, insert the following:

6 "NEW SECTION. **Sec. 17.** The legislature finds that the importance
7 of rules regarding residential and nonresidential construction health
8 and safety standards can not be overstated. However, the adoption and
9 application of these rules should take into consideration the type of
10 construction activity it is intended to regulate. It is the intent of
11 the legislature to reduce the regulatory cost of housing by requiring
12 that construction health and safety standards adopted by the state,
13 pursuant to RCW 49.17.050(11) and section 19 of this act, take into
14 consideration the practical application of the rules on the residential
15 construction industry.

16 **Sec. 18.** RCW 49.17.050 and 1973 c 80 s 5 are each amended to read
17 as follows:

18 In the adoption of rules (~~and regulations~~) under the authority of
19 this chapter, the director shall:

20 (1) Provide for the preparation, adoption, amendment, or repeal of
21 rules (~~and regulations~~) of safety and health standards governing the
22 conditions of employment of general and special application in all work
23 places;

24 (2) Provide for the adoption of occupational health and safety
25 standards which are at least as effective as those adopted or
26 recognized by the United States secretary of labor under the authority
27 of the Occupational Safety and Health Act of 1970 (Public Law 91-596;
28 84 Stat. 1590);

29 (3) Provide a method of encouraging employers and employees in
30 their efforts to reduce the number of safety and health hazards at
31 their work places and to stimulate employers and employees to institute
32 new and to perfect existing programs for providing safe and healthful
33 working conditions;

34 (4) Provide for the (~~promulgation~~) adoption of health and safety
35 standards and the control of conditions in all work places concerning

1 gases, vapors, dust, or other airborne particles, toxic materials, or
2 harmful physical agents which shall set a standard which most
3 adequately assures, to the extent feasible, on the basis of the best
4 available evidence, that no employee will suffer material impairment of
5 health or functional capacity even if such employee has regular
6 exposure to the hazard dealt with by such standard for the period of
7 his or her working life; any such standards shall require where
8 appropriate the use of protective devices or equipment and for
9 monitoring or measuring any such gases, vapors, dust, or other airborne
10 particles, toxic materials, or harmful physical agents;

11 (5) Provide for appropriate reporting procedures by employers with
12 respect to such information relating to conditions of employment which
13 will assist in achieving the objectives of this chapter;

14 (6) Provide for the frequency, method, and manner of the making of
15 inspections of work places without advance notice; (~~and,~~)

16 (7) Provide for the publication and dissemination to employers,
17 employees, and labor organizations and the posting where appropriate by
18 employers of informational, education, or training materials calculated
19 to aid and assist in achieving the objectives of this chapter;

20 (8) Provide for the establishment of new and the perfection and
21 expansion of existing programs for occupational safety and health
22 education for employers and employees, and, in addition institute
23 methods and procedures for the establishment of a program for voluntary
24 compliance solely through the use of advice and consultation with
25 employers and employees with recommendations including recommendations
26 of methods to abate violations relating to the requirements of this
27 chapter and all applicable safety and health standards and rules (~~and~~
28 ~~regulations promulgated pursuant to the authority of~~) adopted under
29 this chapter;

30 (9) Provide for the adoption of safety and health standards
31 requiring the use of safeguards in trenches and excavations and around
32 openings of hoistways, hatchways, elevators, stairways, and similar
33 openings;

34 (10) Provide for the (~~promulgation~~) adoption of health and safety
35 standards requiring the use of safeguards for all vats, pans, trimmers,
36 cut off, gang edger, and other saws, planers, presses, formers, cogs,
37 gearing, belting, shafting, coupling, set screws, live rollers,
38 conveyors, mangles in laundries, and machinery of similar description,
39 which can be effectively guarded with due regard to the ordinary use of

1 such machinery and appliances and the danger to employees therefrom,
2 and with which the employees of any such work place may come in contact
3 while in the performance of their duties and prescribe methods,
4 practices, or processes to be followed by employers which will enhance
5 the health and safety of employees in the performance of their duties
6 when in proximity to machinery or appliances mentioned in this
7 subsection;

8 (11) Provide for the adoption of health and safety standards for
9 residential construction with due regard for the practical application
10 of the standards to the residential construction industry. For the
11 purposes of this subsection, "residential construction" means the
12 construction of a building intended for use as a separate single-family
13 dwelling.

14 NEW SECTION. Sec. 19. A new section is added to chapter 49.17 RCW
15 to read as follows:

16 In adopting the standards required under RCW 49.17.050(11), the
17 department shall consult with an advisory committee established by the
18 department on residential construction safety and health standards.
19 The advisory committee shall consist of nine members: One member shall
20 represent the department; four members shall represent the residential
21 construction industry, who shall be appointed by the department from a
22 list submitted by the building industry association of Washington; and
23 four members shall represent organized building and construction
24 trades, who shall be appointed by the department from a list submitted
25 by the Washington state labor council. The department shall adopt
26 initial rules no later than July 1, 1994. Thereafter, the department
27 may review and revise the rules under its authority under RCW
28 49.17.040. The advisory committee shall expire on adoption of the
29 initial rules, unless the committee is continued by the department.

30 NEW SECTION. Sec. 20. A new section is added to chapter 43.63A
31 RCW to read as follows:

32 (1) The legislature finds that:

33 (a) The trend toward smaller household sizes will continue into the
34 foreseeable future;

35 (b) Many of these households are in housing units that contain more
36 bedrooms than occupants;

1 (c) There are older homeowners on relatively low, fixed income who
2 are experiencing difficulties maintaining their homes; and

3 (d) There are single parents, recently widowed persons, people in
4 the midst of divorce or separation, and handicapped that are faced with
5 displacement due to the high cost of housing.

6 (2) The legislature declares that the purpose of section 21 of this
7 act is to develop a pilot program designed to:

8 (a) Provide home-matching services that can enable people to
9 continue living in their homes while promoting continuity of home
10 ownership and community stability; and

11 (b) Counter the problem of displacement among people on relatively
12 low, fixed incomes by linking people offering living space with people
13 seeking housing.

14 NEW SECTION. **Sec. 21.** A new section is added to chapter 43.63A
15 RCW to read as follows:

16 (1) The department may develop and administer a home-matching
17 program for the purpose of providing grants and technical assistance to
18 eligible organizations to operate local home-matching programs. For
19 purposes of this section, "eligible organizations" are those
20 organizations eligible to receive assistance through the Washington
21 housing trust fund, chapter 43.185 RCW.

22 (2) The department may select up to five eligible organizations for
23 the purpose of implementing a local home-matching program. The local
24 home-matching programs are designed to facilitate: (a)
25 Intergenerational homesharing involving older homeowners sharing homes
26 with younger persons; (b) homesharing arrangements that involve an
27 exchange of services such as cooking, housework, gardening, or
28 babysitting for room and board or some financial consideration such as
29 rent; and (c) the more efficient use of available housing.

30 (3) In selecting local pilot programs under this section, the
31 department shall consider:

32 (a) The eligible organization's ability, stability, and resources
33 to implement the local home-matching program;

34 (b) The eligible organization's efforts to coordinate other support
35 services needed by the individual or family participating in the local
36 home-matching program; and

37 (c) Other factors the department deems appropriate.

1 (4) The eligible organizations shall establish criteria for
2 participation in the local home-matching program. The eligible
3 organization shall make a determination of eligibility regarding the
4 individuals' or families' participation in the local home-matching
5 program. The determination shall include, but is not limited to a
6 verification of the individual's or family's history of making rent
7 payments in a consistent and timely manner."

8 Renumber the remaining sections consecutively and correct any
9 internal references accordingly.

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