



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: January 19, 2022

TIME: 11:24 AM

WSR 22-03-101

Agency: Board of Registration for Professional Engineers and Land Surveyors

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Preproposal Statement of Inquiry was filed as WSR 20-16-110 ; or

Expedited Rule Making--Proposed notice was filed as WSR _____; or

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) WAC 196-23 Stamping and seals

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
March 16, 2022	2:00 p.m.	Join via WebEx Meeting number (access code): 2467 463 2744 Meeting password: sqSgXc5mm43 Join by phone +1-415-655-0001 US Toll +1-206-207-1700 United States Toll (Seattle)	In response to the COVID-19 public health emergency, the Board of Registration for Professional Engineers and Land Surveyors will not provide a physical location for this hearing to promote social distancing and the safety of the citizens of Washington State. A virtual public hearing, without a physical space, will be held instead. The public may participate in the hearing by accessing the hearing link on the Board's rulemaking page: https://brpels.wa.gov/about-us/laws-and-rules/rulemaking-activity or calling the phone number provided.

Date of intended adoption: April 21, 2022 (Note: This is **NOT** the effective date)

Submit written comments to:

Name: Shanán Gillespie

Address: PO Box 9025 Olympia WA 98507-9025

Email: Shanan.Gillespie@brpels.wa.gov

Fax:

Other:

By (date) March 17, 2022

Assistance for persons with disabilities:

Contact Shanan Gillespie

Phone: 360-664-1570

Fax:

TTY: 711 or 1-800-833-5388

Email: Shanan.Gillespie@brpels.wa.gov

Other:

By (date) March 11, 2022

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Amendments to WAC 196-23-020(1) adds land descriptions as a final document that must contain the seal/stamp, signature and date of the licensee that prepared that document.

Amendments to WAC 196-23-020(5) allow licensees that review work prepared by another licensee to prepare a report only if required.

Reasons supporting proposal: Changes to current rule language provides clarification to land surveyor licensees of what final documents needs stamped and removes the requirement of preparing a report each time an engineer reviews a document prepared by another engineer and may lessen the cost to the licensees.

Statutory authority for adoption: RCW 18.43.035

Statute being implemented: RCW 18.43.070

Is rule necessary because of a:

Federal Law? Yes No

Federal Court Decision? Yes No

State Court Decision? Yes No

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization) Board of Registration for Professional Engineers and Land Surveyors Private Public Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Shanan Gillespie	605 11 th Ave SE Ste 201 Olympia WA 98501	360-664-1570
Implementation:	Ken Fuller	605 11 th Ave SE Ste 201 Olympia WA 98501	360-968-4805
Enforcement:	Ken Fuller	605 11 th Ave SE Ste 201 Olympia WA 98501	360-968-4805

Is a school district fiscal impact statement required under RCW 28A.305.135? Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Other:

Is a cost-benefit analysis required under RCW 34.05.328?

Yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

Phone:

Fax:

TTY:
Email:
Other:

No: Please explain: The Board of Registration for Professional Engineers and Land Surveyors is not one of the agencies to which RCW 34.05.328 applies pursuant to RCW 34.05.328(5)(a).

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- | | |
|---|--|
| <input type="checkbox"/> RCW 34.05.310 (4)(b)
(Internal government operations) | <input type="checkbox"/> RCW 34.05.310 (4)(e)
(Dictated by statute) |
| <input type="checkbox"/> RCW 34.05.310 (4)(c)
(Incorporation by reference) | <input type="checkbox"/> RCW 34.05.310 (4)(f)
(Set or adjust fees) |
| <input type="checkbox"/> RCW 34.05.310 (4)(d)
(Correct or clarify language) | <input type="checkbox"/> RCW 34.05.310 (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.030(1)(a).

Explanation of exemptions, if necessary: Costs are minor and not disproportionate and therefore a Small Business Impact Statement is not necessary under RCW 19.85.030(1)(a).

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

- No Briefly summarize the agency's analysis showing how costs were calculated. _____
- Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Date: January 19, 2022

Name: Ken Fuller

Title: Director

Signature:

