

1 **ESSB 6153** - H AMD TO H AMD (H-2783.1/01) **345 WITHDRAWN 6/15/01**

2 By Representative Clements

3 On page 2, line 32, delete "Accident Account--State Appropriation
4 ... \$125,000" and insert "Medical Aid Account--State Appropriation ...
5 \$500,000"

6 Correct the total accordingly

7 On page 5, beginning on line 17, strike all of subsection (9) and
8 insert the following:

9 "(9) \$500,000 from the medical aid account--state appropriation is
10 provided solely for the committee to conduct a review of the rules
11 dealing with musculoskeletal disorders, codified as WAC 296-62-05101
12 through 296-62-05176, as adopted on May 26, 2000, or any new or amended
13 rules dealing with musculoskeletal disorders that are substantially the
14 same as these rules, and the results of all pilot demonstration
15 projects arranged by the department to assess and make recommendations.

16 (a) The review shall include but not be limited to:

17 (i) A review of the literature regarding the scientific
18 justification for the rules, the expectation that the rules will reduce
19 musculoskeletal disorders, and the degree to which the rules reduce
20 injuries;

21 (ii) The accuracy of the cost-benefit analyses prepared for the
22 rules;

23 (iii) The ease of understanding and complying with the rules,
24 identification of ambiguities and difficulties encountered during the
25 pilot demonstration projects to implement the rules, and
26 recommendations to maximize understanding and minimize ambiguities and
27 confusion for employers in complying with the rules;

28 (iv) The ease of implementing the rules based on the results of
29 the pilot demonstration projects and recommendations on how to
30 facilitate easier implementation and reduce costs while maintaining or
31 increasing the reduction of musculoskeletal disorders;

1 (v) The results of any pilot demonstration projects using
2 alternative methods to reduce musculoskeletal disorders and the cost-
3 effectiveness of each of the alternatives;

4 (vi) The musculoskeletal disorder reductions as a result of the
5 rules and any alternatives to the rules that were the subject of a
6 pilot demonstration project;

7 (vii) The costs to comply with the rules and any alternative
8 methods to reduce musculoskeletal disorders, based on the result of the
9 pilot demonstration projects; and

10 (viii) Any other analysis, finding, or recommendation the
11 committee deems useful in assessing the implementation of the rules.

12 (b) The committee shall consider input from the house commerce and
13 labor committee, the senate labor, commerce, and financial institutions
14 committee, and the WISHA advisory committee established under RCW
15 49.17.055.

16 (c) The committee shall report its interim findings to the
17 legislature by December 15, 2002, and shall issue a final report of
18 findings and recommendations by June 30, 2003. The findings and
19 recommendations shall include, but not be limited to:

20 (i) A review of the scientific literature justifying the rules;

21 (ii) A determination of the actual costs and benefits of the
22 rules;

23 (iii) An assessment of the ease of understanding, compliance with,
24 and implementation of the rules;

25 (iv) An identification of ambiguities in the rules;

26 (v) A determination of whether or not hazard or injury reduction
27 was achieved; and

28 (vi) A comparison of alternative methods of addressing workplace
29 musculoskeletal disorders.

30 (d) The committee may contract with a private entity to conduct
31 the review."

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EFFECT: Eliminates the requirement that the Joint
Legislative Audit and Review Committee review the
Department of Labor and Industries' implementation of
Recommendation 23(a) of the Committee's 1998 Workers'
Compensation System Performance Audit ("Expand emphasis on
the prevention and control of musculoskeletal disorders").

Requires the Committee to review the ergonomics rules and the results of the pilot demonstration projects. Requires the Committee to issue a complete report of its findings and recommendations by June 30, 2003.

FISCAL EFFECT: Eliminates the \$125,000 appropriation from the accident account. Appropriates \$500,000 from the medical aid account to conduct the review.