

STD. 400 (REV. 01-09)

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|------------------|--------------------|--------------------------|------------------|
| OAL FILE NUMBERS | NOTICE FILE NUMBER | REGULATORY ACTION NUMBER | EMERGENCY NUMBER |
| | Z-2013-0172-05 | 2013-0422-035 | |

For use by Office of Administrative Law (OAL) only

RECEIVED FOR FILING PUBLICATION DATE

JAN 22 '13 FEB 01 '13

Office of Administrative Law

NOTICE

2013 APR 22 PM 4:39

OFFICE OF ADMINISTRATIVE LAW

REGULATIONS

ENDORSED FILED IN THE OFFICE OF

2013 MAY 30 PM 2:01

Jenna Bowen
 JENNA BOWEN
 SECRETARY OF STATE

| | |
|--|-----------------------------|
| AGENCY WITH RULEMAKING AUTHORITY | AGENCY FILE NUMBER (if any) |
| Occupational Safety and Health Standards Board | |

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

| | | | |
|---|---|------------------------|-------------------------------|
| 1. SUBJECT OF NOTICE | TITLE(S) | FIRST SECTION AFFECTED | 2. REQUESTED PUBLICATION DATE |
| GISO 3385 and 4994 | Title 8 | 3385 | February 1, 2013 |
| 3. NOTICE TYPE | 4. AGENCY CONTACT PERSON | TELEPHONE NUMBER | FAX NUMBER (Optional) |
| <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other | Marley Hart, Executive Officer | 916-274-5721 | 916-274-5743 |
| GAL USE ONLY | ACTION ON PROPOSED NOTICE | NOTICE REGISTER NUMBER | PUBLICATION DATE |
| | <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn | | |

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

| | |
|--|--|
| 1a. SUBJECT OF REGULATION(S) | 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) |
| Hoisting, Use of Cribbing, ASME Reference Correction | |

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 26, if toxics related)

| | |
|--|-----------------------|
| SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) | ADOPT |
| | AMEND Section 4994 |
| | REPEAL |

TITLE(S)
8

3. TYPE OF FILING

| | | | |
|---|---|---|---|
| <input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346) | <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. | <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) | <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) |
| <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) | <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) | <input type="checkbox"/> File & Print | <input type="checkbox"/> Print Only |
| <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) | | <input type="checkbox"/> Other (Specify) _____ | |

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

| | | | |
|--|--|---|---|
| <input type="checkbox"/> Effective 30th day after filing with Secretary of State | <input type="checkbox"/> Effective on filing with Secretary of State | <input type="checkbox"/> §100 Changes Without Regulatory Effect | <input checked="" type="checkbox"/> Effective other (Specify) <u>July 1, 2013</u> |
|--|--|---|---|

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

| | | |
|--|--|---|
| <input type="checkbox"/> Department of Finance (Form STD. 399) (SAM 56660) | <input type="checkbox"/> Fair Political Practices Commission | <input type="checkbox"/> State Fire Marshal |
| <input type="checkbox"/> Other (Specify) _____ | | |

| | | | |
|--------------------------------|------------------|-----------------------|---------------------------|
| 7. CONTACT PERSON | TELEPHONE NUMBER | FAX NUMBER (Optional) | E-MAIL ADDRESS (Optional) |
| Marley Hart, Executive Officer | (916) 274-5721 | (916) 274-5743 | mhart@dir.ca.gov |

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

| | |
|--------------------------------------|----------------|
| SIGNATURE OF AGENCY HEAD OR DESIGNEE | DATE |
| <i>Marley Hart</i> | April 18, 2013 |
| TYPED NAME AND TITLE OF SIGNATORY | |
| Marley Hart, Executive Officer | |

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAY 30 2013

Office of Administrative Law

STANDARDS PRESENTATION
TO
CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

PROPOSED STATE STANDARD,
TITLE 8, DIVISION 1, CHAPTER 4

Amend Section 4994 to read:

§4994. Hoisting.

(a) Cranes shall not be operated with wheels or tracks off the ground or working surface at any time unless properly bearing on outriggers or stabilizers. Power actuated jacks (outriggers or stabilizers), where used, shall be provided with means to prevent loss of support under load.

(b) Outriggers or stabilizers shall be used when the load to be handled at that particular radius exceeds the rated load without outriggers or stabilizers as given by the certified agent for that crane.

(1) Where floats are used they shall be securely attached to the outriggers or stabilizers.

(2) Outrigger or stabilizer supports shall:

(A) Be strong enough to prevent crushing;

(B) Be free from defects;

~~(C) Be of sufficient width and length to prevent settling, shifting or toppling under load.~~

(3) Outriggers or stabilizers shall be set in accordance with the crane manufacturer's specified configuration requirements for the capacity chart being used. If the crane manufacturer is no longer in business or if the crane manufacturer's specifications regarding the deployment of outriggers or stabilizers ~~are~~ is no longer available, the outriggers or stabilizers shall be ~~extended~~ deployed as specified by a qualified person.

~~(4) Timbers, cribbing or other structural members shall be used to distribute the load so as not to exceed the allowable bearing capacity of the underlying material. If needed to support the load of an outrigger or stabilizer so as not to exceed the allowable bearing capacity of the underlying material or to establish a level condition for the crane, timbers, cribbing or other structural members shall be used. When used, timbers, cribbing or other structural members shall be strong enough to prevent crushing and be of such thickness, width, and length as to completely support the outrigger or stabilizer float.~~

(5) When a crane is equipped with stabilizers, the stabilizers shall be used in accordance with American Society of Mechanical Engineers (ASME) B30.22- ~~2000~~2010, Sections ~~22-3.2.1(7) and (8)~~Section 22-3.2.4, and/or B30.5-2011, Section 5-1.2, which are incorporated herein by reference. For construction industry outrigger and stabilizer use requirements, see Construction Safety Orders, Section 1611.2(q).

NOTE: Authority cited: Section 142.3, Labor Code. Reference: Section 142.3, Labor Code.