

Occupational Safety and Health Standards Board

Calendar Year 2014
Year in Review

Occupational Safety and Health Standards Board

Mission Statement:

The mission of the Occupational Safety and Health Standards Board is to promote, adopt, and maintain reasonable and enforceable standards that will ensure a safe and healthful workplace for California workers.

Statutory Requirements

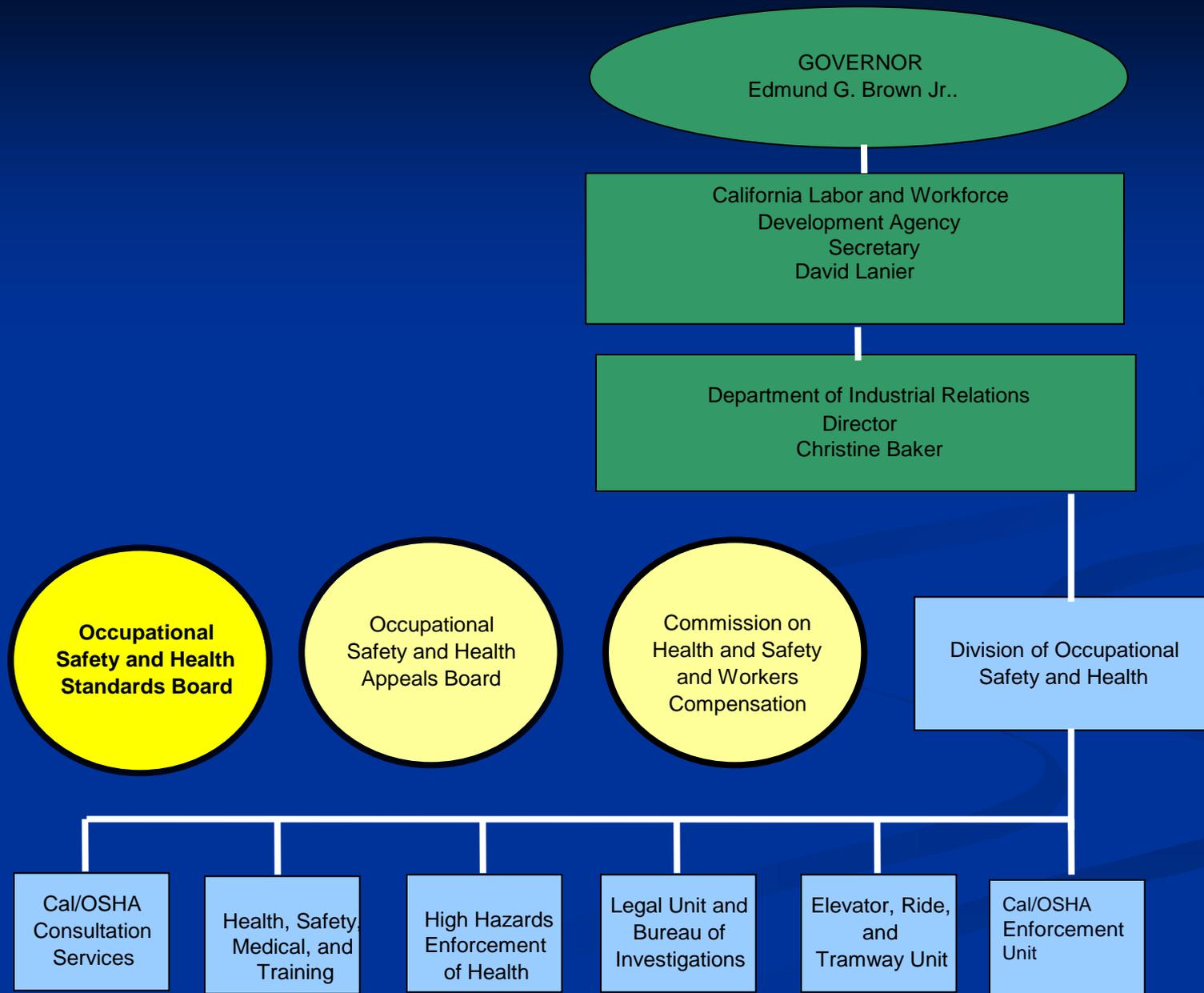
Occupational Safety & Health Standards Board

- LC 142.1- Meet monthly, rotated throughout the state.
- LC 142.2 – Consider petition requests and report decision no later than 6 months following receipt.
- LC 142.3 – Exclusively authorized to adopt, amend or repeal OSH standards; adopt standards ALAFA federal standards within 6 months of Final Rule.
- LC 143 – Grant permanent variances for proposals that provide equal or superior safety as the existing standard.

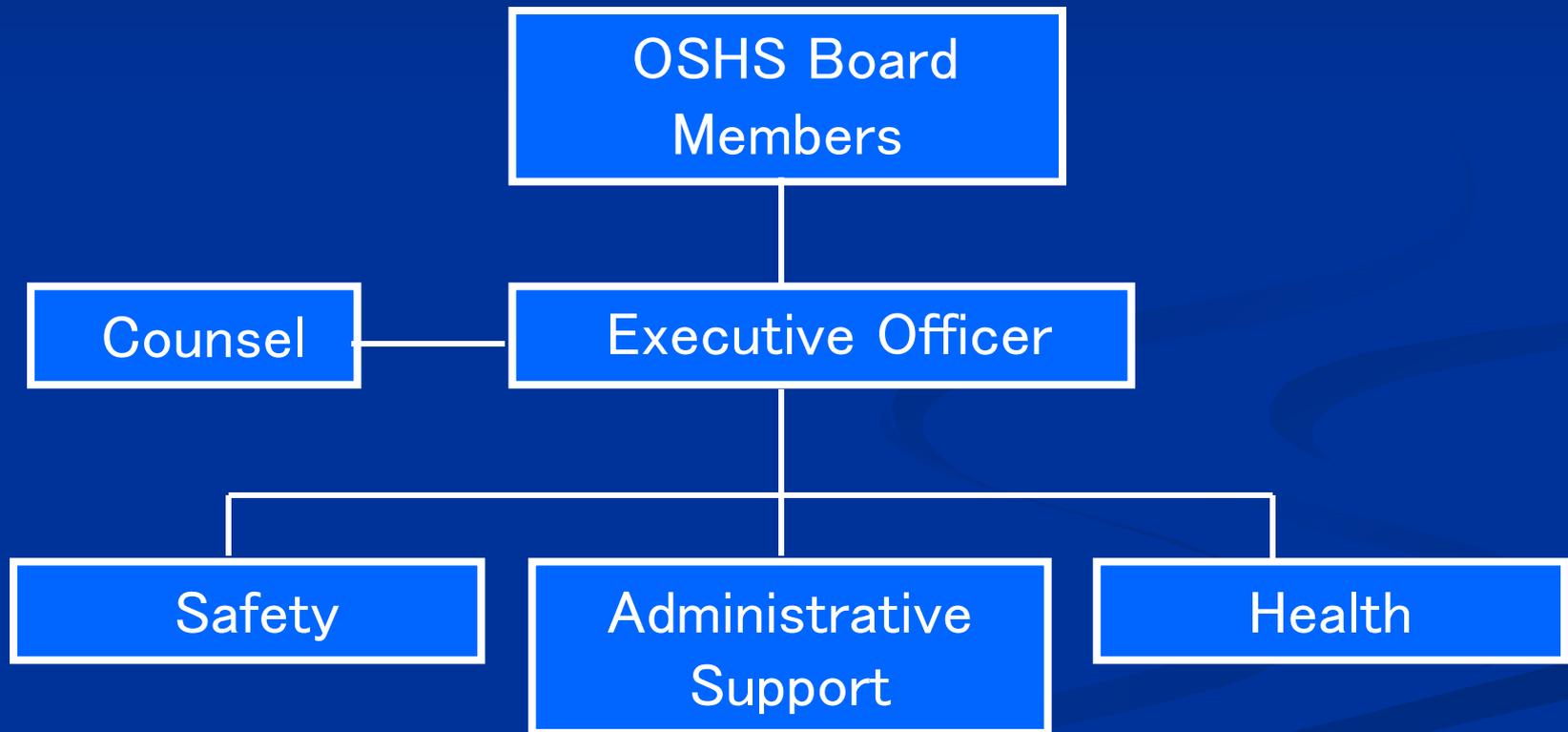
Statutory Requirements

Division of Occupational Safety and Health

- LC 147 – Evaluate requests for petitions and variances within 60 days of receipt.
- LC 147.1 – Develop and present proposed health standards to the Board.
- LC 6450 et. seq. – Grant temporary/experimental variances.
- LC 7323 – Propose elevator, escalator, and other conveyance standards to the Board for adoption.



Occupational Safety and Health Standards Board



Summary of Activities

	2014	2013	2012
Petitions Docketed	8	5	7
Advisory Committees Convened	7	2	3
Rulemaking Adopted	17	15	15
Rulemaking Noticed	12	20	17
Emergency Standards	0	0	0
Variances Docketed	399	491	268

Petitions

	2014	2013	2012
Docketed	8	5	7
Granted	2	6	1
Denied	2	0	5
Withdrawn	1	0	0
Carry-over	3	1	2

The Board shall make time available to interested persons to propose new or revised orders or standards appropriate for adoption. The Board shall report its decision no later than six months following receipt of such proposals. *Labor Code 142.2.*

Advisory Committees

	2014	2013	2012
Convened	7	2	3
Rulemaking Anticipated	7	2	2

Advisory committees are often used to assist OSHSB staff in developing rulemaking proposals that may significantly impact California employers and employees. The practice is most common in the development of highly sensitive, controversial, or complex standards.

Sources of Rulemaking

- Federal Changes
- Statutory Changes
- Petition Decisions
- Court or Appeals Board Decisions
- Variance Decisions
- Standards Board and Staff
- Division of Occupational Safety and Health (Form 9)
- Complaint About State Program Administration (CASPA)
- Office of Administrative Law – Order of Repeal

Variations

	2014	2013	2012
Docketed	399	491	268
Heard	424	422	219
With multiple hearings	1	1	5
Granted	406	392	232
Denied	6	27	0
Withdrawn	3	12	9

Any employer may apply to the Board for a permanent variance, upon showing an alternate program, method, practice, means, device, or process which will provide equal or superior safety for employees.

Labor Code 143(a).

2014 Elevator Safety Order Variance Applications by Manufacturer

	No. of Variances
KONE Inc.	49
Otis Elevator Company	239
ThyssenKrupp	64
Lift-U, Division of Hogan Mfg., Inc.	1
Mitsubishi Elevator	13
Other	11
Total:	377