

**STANDARDS PRESENTATION
TO
CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD**

Attachment No. 1

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

Amend Section 3328(e) to read as follows:

§3328. Machinery and Equipment.

- (a) Machinery and equipment shall be of adequate design and shall not be used or operated under conditions of speeds, stresses, or loads which endanger employees.
- (b) Machinery and equipment in service shall be inspected and maintained as recommended by the manufacturer where such recommendations are available.
- (c) Machinery and equipment with defective parts which create a hazard shall not be used.
- (d) Machinery and equipment designed for a fixed location shall be restrained so as to prevent walking or moving from its location.
- (e) Machinery and equipment components shall be designed, and secured, or covered (or both) to minimize hazards caused by breakage, release of mechanical energy (e.g., broken springs), or loosening and falling unless the employer can demonstrate that to do so would be inconsistent with the manufacturer's recommendations or would otherwise impair employee safety.
- (f) Any modifications shall be in accordance with (a) and with good engineering practice.
- (g) Machinery and equipment in service shall be maintained in a safe operating condition.
- (h) Only qualified persons shall be permitted to maintain or repair machinery and equipment.

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