

**OCCUPATIONAL SAFETY  
AND HEALTH STANDARDS BOARD**

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**FINAL STATEMENT OF REASONS**

## CALIFORNIA CODE OF REGULATIONS

TITLE 8: Chapter 4, Subchapter 7, Article 10, Section 3380(d)  
of the General Industry Safety Orders

Personal Protective Equipment**MODIFICATIONS AND RESPONSE TO COMMENTS RESULTING FROM  
THE 15-DAY NOTICE OF PROPOSED MODIFICATIONS**

No further modifications to the information contained in the Initial Statement of Reasons are proposed as a result of the 15-Day Notice of Proposed Modifications mailed on October 6, 2004, and Board staff evaluation.

Summary and Response to Written Comments:

There were no written comments received during the 15-Day Notice of Proposed Modifications ending October 22, 2004.

**MODIFICATIONS AND RESPONSE TO COMMENTS RESULTING FROM  
THE 45-DAY PUBLIC COMMENT PERIOD**

There were no changes made to the information contained in the Initial Statement of Reasons, except for the following substantive, sufficiently related modifications that are the result of discussions between Board staff and the Division of Occupational Safety and Health following the September 21, 2004, Public Hearing.

Section 3380. Personal Protective Devices.

It is proposed to modify the first sentence in Section 3380(d) that reads, "The employer shall assure that all personal protective equipment, whether employer-provided or employee-owned, complies with standards prescribed in Articles 10 and 10.1 of these Orders," to "The employer shall assure that all personal protective equipment, whether employer-provided or employee *provided*, complies with *applicable Title 8 standards for the equipment.*" (Modifications highlighted.) The purpose and necessity for the modifications is to clarify that the standard applies to equipment that is provided, either by the employer or employee (not merely owned by the employee), and to correct a deficiency whereby the specific Article references would have inadvertently omitted other pertinent standards applicable to the proposal.

Summary and Response to Oral and Written Comments:

There were no oral or written comments received.

ADDITIONAL DOCUMENTS RELIED UPON

None.

ADDITIONAL DOCUMENTS INCORPORATED BY REFERENCE

None.

DETERMINATION OF MANDATE

This standard does not impose a mandate on local agencies or school districts as indicated in the Initial Statement of Reasons.

ALTERNATIVES CONSIDERED

The Board invited interested persons to present statements or arguments with respect to alternatives to the proposed standard. No alternative considered by the Board would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the adopted action.