

**STANDARDS PRESENTATION
TO**

CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

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

Amend Section 3385 as follows:

§3385. Foot Protection.

(c) Protective Footwear.

(1) Protective footwear for employees purchased after January 26, 2007 shall meet the requirements and specifications in American Society for Testing and Materials (ASTM) F 2412-05, Standard Test Methods for Foot Protection and ASTM F 2413-05, Standard Specification for Performance Requirements for Foot Protection which are hereby incorporated by reference.

(2) Protective footwear purchased on or before January 26, 2007 shall meet the requirements as specified in ~~of either~~ the American National Standard for Personal Protection-Protective Footwear, American National Standards Institute (ANSI) Z41-1999, or as specified in both the American Society for Testing and Materials (ASTM) F2412-05, Standard Test Methods for Foot Protection and ASTM F 2413-05, Standard Specification for Performance Requirements for Foot Protection which are hereby incorporated by reference.

(3) Protective footwear shall be maintained in accordance with manufacturer's instructions.

(4) Damaged, defective or deformed protective footwear to the extent that it is not safe for its intended use shall not be used.

(d) Strap-On Foot Protectors.

(1) When the use of conventional protective footwear is demonstrated by the employer to be impractical or infeasible for a specific application, the use of strap-on foot protectors (i.e. foot guards and toe protectors), that are at least as effective as protective footwear that is constructed in accordance with the consensus standards referred to in subsection (c)(1) or (c)(2), shall be permitted in accordance with the requirements of this subsection.

(2) Testing: Strap-on foot protectors shall be tested by an independent laboratory to ensure that, when worn in accordance with manufacturer's recommendations, the strap-on foot protectors are at least as protective as class 75 protective footwear for impact and compression resistance per the consensus standards referred to in subsection (c)(1) and (c)(2).

(3) Labeling: Strap-on foot protectors shall be labeled or stamped to indicate the standard(s) used in the testing of the strap-on foot protectors per subsection (d)(2). In lieu of labeling, the employer shall maintain written certification from the manufacturer

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which documents the standard(s) used in the testing of the strap-on foot protectors per subsection (d)(2).

(4) Use and Maintenance: Strap-on foot protectors shall be used and maintained in accordance with manufacturer's recommendations.

(5) Inspection: Before using strap-on foot protectors, they shall be visually inspected for damage and/or defects. Strap-on foot protectors found to be damaged, defective or deformed to the extent that they are not safe for their intended use shall not be used.

(6) Selection: Strap-on foot protection shall be selected to fit over the employee's footwear in a manner that provides effective protection and that does not create a hazard due to slipping, tripping or other condition and that does not interfere with other protective equipment.

(7) Training: Employees who use strap-on foot protectors shall be trained in the proper fit, selection, inspection and use of the foot protectors consistent with manufacturer's recommendations.

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