

State of California
Department of Industrial Relations
M e m o r a n d u m

To : ALL STANDARDS BOARD MEMBERS

Date : June 26, 2015

From : **Occupational Safety and Health Standards Board**
Marty Tamayo, Associate Safety Engineer

Subject : **Multi-Story Skeletal Steel Construction – Metal Decking Replacement (Horcher)**

At the June 18, 2015 Public Hearing, the Occupational Safety and Standards Board (Board) considered revisions to California Code of Regulations, Title 8, Construction Safety Orders, Section 1710, regarding Multi-Story Skeletal Steel Construction – Metal Decking Replacement (Horcher). This standard is substantially the same as the federal standard.

Labor Code Section 142.3(a)(3) exempts the Board from providing a comment period when adopting a standard substantially the same as a federal standard. However, as indicated in the Notice and Informative Digest, the Board still provided a comment period for the purpose of identifying only issues related to the following two areas: (1) any clear and compelling reasons for California to deviate from the federal standards, and (2) any issues unique to California related to this proposal which should be addressed in this rulemaking and/or subsequent rulemaking.

As a result of public comments, there were no changes made to the original proposal.

SUMMARY AND RESPONSES TO WRITTEN AND ORAL COMMENTS

I. Written Comment:

David Shiraishi, MPH, Area Director, U.S. Department of Labor, Occupational Safety and Health Administration, by letter dated June 15, 2015.

Comment:

Mr. Shiraishi commented that Federal OSHA has reviewed the proposal and found it to be at least as effective as the corresponding federal standard.

Response:

The Board thanks Mr. Shiraishi for his comment and participation in the Board's rulemaking process.

II. Oral Comments at the June 18, 2015 Public Hearing:

No oral comments were received.

DETERMINATION OF MANDATE

This regulation does not impose a mandate on local agencies or school districts as indicated in the Staff Development Memorandum.