

Memorandum

To : Susan Lapsley, Director
Office of Administrative Law
300 Capitol Mall, Suite 1250
Sacramento, CA 95814

Date : January 21, 2016

From : **Occupational Safety and Health Standards Board**
Marley Hart, Executive Officer

Subject : Pulp, Paper and Paperboard Mills – Conveyor Warning Sign (Horcher)

Labor Code Section 142.3(a)(2) requires the Occupational Safety and Health Standards Board (Board) to adopt standards at least as effective as federal standards for all issues for which federal standards have been promulgated under Section 6 of the Occupational Safety and Health Act of 1970.

Federal OSHA published a final rule Updating OSHA Standards Based on National Consensus Standards, 78 Fed.Reg., 35559 – 35567 (June 13, 2013), and Federal OSHA expects state plan states to adopt state standards that are at least as effective by six months from the date it is published.

As required by Labor Code Section 142.3(a)(3), Title 8, General Industry Safety Orders, Section 4412 was adopted by the Standards Board and is substantially the same as the Federal OSHA final rule. Pursuant to that section of the Labor Code, Board staff is submitting this rulemaking action to the Office of Administrative Law for filing with the Secretary of State to be effective upon filing with the Secretary of State. Since your agency is not required to review this rulemaking, the Board would appreciate an expeditious filing in order to afford California workers equivalent protection on this matter of national safety and health concern.

Attached are seven copies of the STD 400 with the standards attached. Should you have any questions, please call me at (916) 274-5721.

Attachment