

State of California
Office of Administrative Law

CAL/OSHA LEGAL UNIT
NORTHERN OFFICE - DOSH

JAN 21 2014 P 12:44

In re:

Occupational Safety and Health (Cal-OSHA)
Division

Regulatory Action:

Title 8, California Code of Regulations

Adopt sections:
Amend sections: 334
Repeal sections:

NOTICE OF APPROVAL OF CHANGES
WITHOUT REGULATORY EFFECT

California Code of Regulations, Title 1,
Section 100

OAL File No. 2013-1211-01 N

As amended by Assembly Bill 1127 (Stats. 1999, ch. 615), section 6432 of the Labor Code provided when a "serious violation" shall be deemed to exist in a place of employment and when it shall not to be deemed to exist. On January 1, 2011, Assembly Bill 2774 (Stats. 2010, ch. 692) repealed and readopted section 6432 of the Labor Code. Labor Code section 6432 now provides when a rebuttable presumption that a "serious violation" exists in a place of employment arises and how an employer may rebut that presumption and establish that a violation is not serious. The Department of Industrial Relations, Division of Occupational Safety and Health, proposed to amend section 334(c) of title 8 of the California Code of Regulations to conform to the changes made to Labor Code section 6432 by Assembly Bill 2774 as a change without regulatory effect pursuant to section 100 of title 1 of the California Code of Regulations.

OAL approves this change without regulatory effect as meeting the requirements of California Code of Regulations, Title 1, section 100.

Date: 1/21/2014

CRIG TARPENNING

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For: DEBRA M. CORNEZ
Director

Original: D. Lachlan Taylor