

March 31, 2017

Ms. Amalia Neidhardt
CalOSHA
1515 Clay Street, 2nd Floor, Room 1
Oakland, CA 94612

Re: Indoor Heat Illness Prevention - Comments

Dear Ms. Neidhardt:

The California Construction and Industrial Materials Association (CalCIMA) submits these comments on the proposed rules to implement SB 1167, indoor heat illness prevention.

CalCIMA is a trade association for aggregate, industrial mineral, and ready mixed concrete companies in California. The members operate surface mines and production plants in California, and with both outdoor and indoor workplaces.

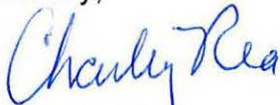
Prescriptive Requirements. There is concern that the proposal is solely focused on prescriptive paperwork requirements. For instance, there is concern that an employer could potentially be in violation for not selecting the correct day to measure heat, not measure it exactly according to the agency's method, or not record it correctly, even though they were generally taking actions to prevent and monitor work conditions in regard to heat. The agency may want to consider ways to achieve the goals without overly prescriptive requirements.

Terms & References. There seem to be a lot of new terms, calculations, and reference charts that are not common in the workplace and, thus, could be difficult to implement. For instance, it proposes that in high radiant heat areas (HRHA) that the short-term exposure limit (STEL) shall not exceed *any* time-weighted average (TWA) for a wet bulb globe temperature (WBGT). The agency may want to provide clarification on how these terms relate, and how or whether they will be interpreted in a reasonable manner to achieve the overall objective.

STELs (Section I) & Control Measures (Section H). The standard proposes specific thresholds and limits in section I, but in section H provides a variety of control measures. How will these two sections work together? If an employer has provided the control measures and meets other provisions of the rule for safe work conditions, will strict requirement be expected for the numeric thresholds and limits? Clarification would be helpful.

We appreciate the opportunity to comment.

Sincerely,



Charles L. Rea
Director, Communications & Policy