

Comments on Draft Standard - Prohibition of Fabrication and Manufacture of Artificial Stone with more than 1.0% Crystalline Silica dated 9/16/26

September 28, 2026

To Whom It May Concern:

I compliment Cal-OSHA for developing the draft standard to implement the prohibition on fabrication. My concerns center around the draft provisions under Subchapter 4. Construction Safety Orders.

Under this section it is not clear what is meant by the phrase “**minor on-site adjustments to improve fit**” and what that would constitute or how that would be enforced. While it may make sense to allow for countertops that have previously been fabricated before the phase out date to be installed, this provision should have a sunset clause that would eliminate installations 6 months after the effective date of the prohibition of fabrication in the General Industry Standard. Without such a provision, all on-site work could potential be performed indefinitely if it is deemed as “minor” adjustments by the contractor.

In addition, without a sunset date for installation of these countertops, it is likely that contractors will utilize fabrication shops outside of California and continue to install these in California. Such a provision would simply serve to shift this dangerous work to shops in neighboring states.

Sincerely,

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