

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

To : ALL STANDARDS BOARD MEMBERS

Date : August 10, 2010

From : **Occupational Safety and Health Standards Board**
David Beales, Industrial Relations Counsel III (Specialist)

Subject : **Employee Notification Regarding Chromium (VI) Exposure Determinations - Horcher**

At the July 15, 2010, Public Hearing, the Occupational Safety and Health Standards Board considered revisions to California Code of Regulations, Title 8, Division 1, Chapter 4, Subchapter 4, Article 4, Section 1532.2(d)(4)(A) of the Construction Safety Orders; Subchapter 7, Article 110, Section 5206(d)(4)(A) of the General Industry Safety Orders, and Subchapter 18, Article 4, Section 8359(d)(4)(A) of the Ship Building, Ship Repairing and Ship Breaking Safety Orders. These standards are substantially the same as federal standards.

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: 1) identifying any issues unique to California related to this proposal which should be addressed in this rulemaking and/or subsequent rulemaking; and 2) solicit comments on the proposed effective date.

SUMMARY AND RESPONSE TO ORAL AND WRITTEN COMMENTS

There were no oral or written comments received and there were no changes made to the original proposal.

DETERMINATION OF MANDATE

These standards do not impose a mandate on local agencies or school districts as indicated in the Staff Development Memorandum.