OCCUPATIONAL SAFETY
AND HEALTH STANDARDS BOARD
2520 Venture Oaks Way, Suite 350
Sacramento, CA 95833
(916) 274-5721
Website address www.dir.ca.gov/oshsb

Date: November 30, 2026

From: Jeremy Proctor, Senior Safety Engineer

Re: **Stakeholder Comment Request**
Chapter 4. Division of Industrial Safety
Subchapter 5. Electrical Safety Orders
Comment Period: November 30, 2026 to January 15, 2027

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The Occupational Safety and Health Standards Board (OSHSB) is requesting input from stakeholders on draft proposed regulatory language.

This rulemaking activity was prompted by Assembly Bill No. 365, otherwise known as The Justin Kropp Safety Act, which was approved by the Governor and Chaptered on October 6, 2025. Upon its passage, AB 365 added Chapter 1.5, commencing with section 8310, to Division 4.1 of the Public Utilities Code.

Section 8310 of the Public Utilities Code requires employers to have at least one automated external defibrillator (AED) available for emergency use whenever two or more electrical utility workers are performing work on an electrical transmission or distribution line of 601 volts or more. Additional requirements under section 8310 include establishing a written program, emergency response procedures, training, and reporting AED use.

This rulemaking project seeks to incorporate these requirements into Title 8 as a new subsection under section 2940.10, Medical Services and First Aid – Additional Requirements for Power Generation, Transmission and Distribution.

OSHSB is informally seeking comments from the regulated public prior to commencing the formal rulemaking process. Comments received will help guide OSHSB's next steps.

A copy of the proposed amendment to Title 8 is provided for:

> §2940.10. Medical Services and First Aid – Additional Requirements for Power Generation, Transmission and Distribution.

Please send your comments to jproctor@dir.ca.gov by January 15, 2027, at 5:00 PM.

Thank you for participating in the rulemaking process.

**EXPRESS TERMS**

**CALIFORNIA CODE OF REGULATIONS**
**TITLE 8. INDUSTRIAL RELATIONS**
**DIVISION 1. DEPARTMENT OF INDUSTRIAL RELATIONS**
**CHAPTER 4. DIVISION OF INDUSTRIAL SAFETY**
**SUBCHAPTER 5. ELECTRICAL SAFETY ORDERS**
**GROUP 2. HIGH-VOLTAGE ELECTRICAL SAFETY ORDERS**

**ARTICLE 36. WORK PROCEDURES AND OPERATING PROCEDURES**

**Amend Section 2940.10.**

§ 2940.10. Medical Services and First Aid – Additional Requirements for Power Generation, Transmission and Distribution.

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(d) At each worksite where two or more workers are performing work on electrical transmission or distribution lines of 601 volts or more, the following requirements shall also apply:

(1) The employer shall ensure that at least one automated external defibrillator (AED) is available for emergency use at the worksite.

(2) Employers shall establish, implement, and maintain a written program addressing AED availability, use, inspection, and emergency response. The procedures shall include, at a minimum:

(A) Requirements that emergency medical services be activated as soon as possible whenever emergency care or treatment is given to a person that may be experiencing cardiac arrest.

(B) Use of an AED shall be promptly reported to the local EMS agency.

(C) The requirement that all employees, contractors, and subcontractors at the worksite be trained in the use of an AED and the procedures to be followed in the event of an emergency.

Note: Authority cited: Section 142.3, Labor Code. Reference: Section 142.3, Labor Code and Section 8310, Public Utilities Code.