

NOTICE OF PROPOSED ACTION

CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS – OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

TITLE 8. INDUSTRIAL RELATIONS DIVISION 1. DEPARTMENT OF INDUSTRIAL RELATIONS

§5006.1. Mobile Crane and Tower Crane -- Operator Qualifications and Certification (Applicable to Cranes in General Industry Only) and §5006.2. Operator Training, Certification, and Evaluation for Cranes and Derricks in Construction

NOTICE IS HEREBY GIVEN that the California Department of Industrial Relations – Occupational Safety and Health Standards Board (Board) proposes amendments to regulations governing the certification and recertification of crane operators, in sections 5006.1 and 5006.2 of the General Industry Safety Orders (GISO) contained in title 8 of the California Code of Regulations. If approved, the proposed changes would amend the sections to make clear and specific the requirements for recertification’s “hands-on” examination exemption. The proposed amendments also would make clear and specific the crane types that apply to the sections.

PUBLIC HEARING

A public hearing has been scheduled at which time any interested party may present statements, orally or in writing, about this proposed regulatory action. The hearing will continue until all oral comments are received and will be held as follows:

Date: November 19, 2026

Location: **Hilton Garden Inn Monterey**
1000 Aguajito Road
Monterey, CA 93940

OR

Videoconference: <https://tkoworks.zoom.us/j/87501250331>
(Conference ID: 875 0125 0331)

Call-in Number: (669) 444-9171
(Conference ID: 875 0125 0331)

Live video stream and audio stream (English and Spanish):
<https://videobookcase.com/california/oshsb>

Time: 10:00 a.m.

Pre-hearing registration will be conducted prior to the hearing. Those registered will be heard in order of their registration. Anyone else wishing to speak at the hearing will be afforded an opportunity after those registered have presented their oral comments. The time allowed for each person to present oral comments may be limited if a substantial number of people wish to speak. Individuals presenting oral comments are requested, but not required, to submit a written copy of their statements. The hearing will be adjourned immediately following the completion of the oral comments.

SUBMISSION OF WRITTEN COMMENTS

Any interested person, or their authorized representative, may submit written comments relevant to this proposed regulatory action. All written comments must be received by the Board no later than 5:00 p.m. on November 19, 2026, in order to be considered. Written comments may be submitted by mail or email as follows:

By mail to: Department of Industrial Relations
Occupational Safety and Health Standards Board
2520 Venture Oaks Way, STE. 350
Sacramento, CA 95833

ATTN: Recertification of Crane Operators - Marlo Miura

By email to: oshsbrulemaking@dir.ca.gov

PERMANENT ADOPTION OF REGULATIONS

Following the public comment period, the Board may adopt the proposals, as described below, or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of minor technical or grammatical changes, the text of any modified proposal will be available for at least 15-days prior to its adoption from the contact person(s) designated in this notice and will be mailed to those persons who have submitted written or oral testimony related to this proposal or who have requested notification of any changes to the proposal. The Board will accept written comments on the modified regulations during the 15-day period.

AUTHORITY AND REFERENCE

The authority and reference for this action occur through both implied and express authority as described below:

Authority: Labor Code, section 142.3

Reference: Labor Code, section 142.3

INFORMATIVE DIGEST SUMMARY OF EXISTING LAW AND REGULATIONS

Existing state regulations establish requirements for operators of cranes and derricks in construction and operators of cranes in general industry. These requirements are found in title 8, California Code of Regulations, sections 5006.1 and 5006.2 of the GISO.

SUMMARY OF THE EFFECT OF PROPOSED REGULATORY ACTION

The Board proposes to amend regulations in subchapter 7 to ensure worker safety by clarifying language in section 5006.1 and section 5006.2. Section 5006.1 regulates the qualifications, certification and recertification of mobile and tower crane operators in general industry. Section 5006.2 regulates the training, certification and recertification, licensing and evaluation of derrick and crane operators in construction. The purpose of these proposed regulations is to:

- Make the accreditation of certifying entities easier to understand;
- Provide consistent and clearly defined crane types by applying to these sections the crane types listed in section 4884; and
- Clarify and make more specific the “hands-on” examination exemption that is part of the operator’s recertification process.

Those sections within title 8, California Code of Regulations, affected by this rulemaking (see “Sections Affected,” below) and the specific purpose for each adoption in these proposed regulations are set forth in the Initial Statement of Reasons for this regulatory action.

SECTIONS AFFECTED

The following are the specific sections of Chapter 4 affected by this proposed action:

Amend: 5006.1, 5006.2

DOCUMENTS INCORPORATED BY REFERENCE

None

POLICY STATEMENT OVERVIEW

This rulemaking action proposes amendments to current requirements for the recertification of crane operators. The specific regulations are title 8 subsections 5006.1(d) and 5006.2(d)(3), which apply to the general industry and construction industry, respectively. Both regulations require that for recertification, a certificant either: (1) retake a “hands-on” practical examination or (2) have at least 1,000 hours of documented experience operating “the specific type of crane” for which certification is sought.

The proposed amendments to subsections 5006.1(c) and 5006.2(d)(2) clarify that certification is based on the accrediting agency's determination that industry-recognized criteria for personnel have been met which is needed in order to facilitate compliance with the current International Organization for Standardization (ISO) standards.

The proposed amendments to subsections 5006.1(c) and 5006.2(c)(1) provide consistent and clearly defined crane types by applying to these sections the crane types listed in section 4884.

The proposed amendments to subsection 5006.1(d) and 5006.2(d)(3) clarify the requirements for recertification using the hands-on exemption, specifically the accredited certifying entities' role.

ANTICIPATED BENEFITS OF THE PROPOSED ACTION

The Board has determined that these proposed regulations benefit worker safety by making clear and specific the requirements regarding the "hands-on" examination exemption. It also benefits worker safety by making clear and specific the crane types that apply to the sections. Employers and Cal/OSHA personnel will have clearer requirements allowing for simpler and more uniform compliance and enforcement of existing regulations.

EVALUATION OF INCONSISTENCY/INCOMPATIBILITY WITH EXISTING STATE REGULATIONS

The proposed edits clarify existing state regulations and are consistent with the existing state regulations. The Board evaluated the proposed regulations pursuant to Government Code section 11346.5(a)(3)(D) and has determined that the regulations are not inconsistent or incompatible with existing state regulations. This proposal is part of a system of occupational safety and health regulations. The consistency and compatibility of that system's component regulations is provided by such things as: (1) the requirement of the federal government and the Labor Code that the state regulations be at least as effective as their federal counterparts, and (2) the requirement that all state occupational safety and health rulemaking be channeled through a single entity (the Board).

SMALL BUSINESS IMPACT STATEMENT

Small businesses will not be affected by these regulations. (See "Cost Impact on Representative Private Person or Business" paragraph, below.)

DISCLOSURES REGARDING THE PROPOSED ACTION

- Mandate on local agencies and school districts: NONE
- Costs or savings to any state agencies: NONE

- Costs or savings to local agencies or school districts, which must be reimbursed in accordance with Part 7 (commencing with Section 17500) of Division 4 of the Government Code: NONE
- Other nondiscretionary costs or savings imposed on local agencies: NONE
- Costs or savings in federal funding to the state: NONE
- Costs to housing: NONE

BUSINESS IMPACT

The Board has made an initial determination that the proposed regulations will not have a statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states, and will not affect the creation or elimination of jobs or businesses in the State of California. This is because the proposed regulatory action was developed with the assistance of an advisory committee made up of local government agencies and industry and labor representatives discussing the least burdensome means for accomplishing the necessary objectives. There is no significant cost associated with complying with the proposed amendments. The majority of the proposed changes clarify specific requirements of the existing regulations and would not alter the behavior of those who must comply with the regulations.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The Board has determined that the proposed regulatory action will not have a significant adverse effect on a representative private person or business.

IMPACT ON PRIVATE INDIVIDUALS AND SMALL BUSINESSES

The Board has determined that the proposed regulatory action will not have a significant adverse effect on private individuals or small businesses. This is because the proposed regulatory action was developed with the assistance of an advisory committee tasked to discuss the least burdensome means for accomplishing the necessary objectives. There is no significant cost associated with complying with the proposed amendments. The majority of the proposed changes clarify specific requirements of the existing regulations and would not significantly alter the behavior of private individuals or small businesses who must comply with the regulations.

RESULTS OF THE ECONOMIC IMPACT ANALYSIS

The Board does not anticipate any changes in the creation or elimination of jobs within California, creation of new businesses or elimination of existing businesses within California, or expansion of businesses currently doing business within California due to the clarification of existing requirements. The Board does not anticipate any changes in

the number of jobs or occupations due to the clarification of these regulations. Proposed clarifications assure that the accredited certifying entities are able to comply with their existing requirements for their own accreditation. Unquantifiable benefits to the health and welfare of California residents, workers and the state include increased safety for anyone exposed to cranes and work around cranes. No significant environmental impact is anticipated from the proposed action. Therefore, the proposed regulation action will not benefit the environment.

This is because making clear and specific the requirements regarding the “hands-on” examination exemption ensures that operator certifications are issued based on accurate and complete information. This is needed to make clear and certain that certifying entities have the ability to limit recertification based on safety incidents as required by their accredited program.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law than the proposal described in this Notice. The Board invites interested persons to present statements or arguments with respect to alternatives to the proposed regulation at the scheduled public hearing or during the written comment period.

AVAILABILITY OF DOCUMENTS AND CONTACT PERSON

The Board has prepared an Initial Statement of Reasons for the proposed regulatory action and has available all the information upon which the proposal is based. Copies of the exact language of the proposed regulations, the Initial Statement of Reasons, the rulemaking file, the Final Statement of Reasons (when available) and other information, if any, may be obtained upon request at the following location or from the contact people listed below:

Department of Industrial Relations
Occupational Safety and Health Standards Board
2520 Venture Oaks Way, STE. 350
Sacramento, CA 95833

In addition, the Notice of Proposed Action, the exact language of the proposed regulations and the Initial Statement of Reasons may be found on the Board’s website at the following address: <https://www.dir.ca.gov/oshsb/>.

Questions regarding the regulatory process or clarification on the substance of this regulatory proposal may be directed to:

Marlo Miura, Regulatory Analyst

Telephone: (916) 274-5721 / Email: oshsbrulemaking@dir.ca.gov

Kevin Goddard, Principal Safety Engineer

Telephone: (916) 759-6481 / Email: kgoddard@dir.ca.gov

TITLE 8

GENERAL INDUSTRY SAFETY ORDERS

SECTIONS 5006.1 & 5006.2

RECERTIFICATION OF CRANE OPERATORS