

DEPARTMENT OF INDUSTRIAL RELATIONS
Occupational Safety and Health Standards Board
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NOTICE OF PROPOSAL FOR 2nd READOPTION OF EMERGENCY ACTION OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD

CALIFORNIA CODE OF REGULATIONS, TITLE 8, NEW SECTION 5141.1
PROTECTION FROM WILDFIRE SMOKE
REFERENCE OAL FILE # 2019-0719-04E

Pursuant to the requirements of Government Code section 11346.1(a)(1), notice is hereby given that the Occupational Safety and Health Standards Board (Board) proposes to readopt, for an additional ninety (90) days, the emergency regulation "Protection from Wildfire Smoke," which was adopted at the Board's July 18, 2019 meeting, with an effective date of July 29, 2019, and was readopted at the Board's December 19, 2019 meeting, with an effective date of January 24, 2020. The emergency regulation created a new section 5141.1 under the California Code of Regulations (CCR), Title 8, Division 1, Chapter 4, of the General Industry Safety Orders (GISO), with the objective of significantly reducing employee exposure to the harmful effects of wildfire smoke.

This proposal for a second readoption of emergency action has been placed on the agenda of the March 2020 Board Meeting:

March 19, 2020 at 10:00 a.m.
Pasadena City Hall
Council Chambers
100 N. Garfield Avenue
Pasadena, California

Submission of Comments

Government Code section 11346.1(a)(2) requires that, at least five (5) working days prior to submission of the proposed readoption action to the Office of Administrative Law (OAL), the adopting agency issue a notice of the proposed readoption action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed readoption to OAL, OAL shall allow any interested persons five (5) calendar days to submit comments on the proposed readoption as set forth in Government Code section 11349.6(b).

Comments must state that they are about an emergency rulemaking action currently under OAL review and include the topic of the emergency. (Title 1, CCR, section 55(b)(1) through (4).) Please reference submitted comments as regarding the following topic: "Protection from Wildfire Smoke Emergency Extension."

By mail to Board: Sarah Money, Occupational Safety and Health Standards Board, 2520 Venture Oaks Way, Suite 350, Sacramento, CA 95833; or **by email:** oshsb@dir.ca.gov.

By mail to OAL: Reference Attorney, Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814; or **by email:** staff@oal.ca.gov.

For the status of the Board's submittal to OAL for review, and the end of the five-day written submittal period, please consult OAL's website at <http://www.oal.ca.gov> under the heading "Emergency Regulations Under Review."

Upon filing, OAL will have ten (10) calendar days within which to review and make a decision on the proposed readoption. OAL may approve up to two readoptions, each for a period not to exceed ninety (90) days.

The Board has complied with the provisions of Government Code section 11346.1(a)(2). This Notice was sent electronically on **March 6, 2020** to all members of the public who have requested notice of regulatory action and all attendees of Division of Occupational Safety and Health (Division) advisory meetings related to this emergency regulation. Copies of such documents have also been posted on the Board's website at the following address: <https://www.dir.ca.gov/OSHSB/Protection-from-Wildfire-Smoke-Emergency.html>.

If you have any questions regarding this proposed emergency action, please contact Christina Shupe, Executive Officer, at (916) 274-5721.