

DEPARTMENT OF INDUSTRIAL RELATIONS  
Occupational Safety and Health Standards Board  
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Sacramento, CA 95833  
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**NOTICE OF PROPOSAL FOR READOPTION OF EMERGENCY ACTION  
OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD**

**CALIFORNIA CODE OF REGULATIONS, TITLE 8,  
NEW SECTIONS 3205; 3205.1; 3205.2; 3205.3; and 3205.4**  
REFERENCE OAL FILE # 2020-1120-01E

**COVID-19 PREVENTION**

NOTICE IS HEREBY GIVEN that the Occupational Safety and Health Standards Board (Board) is proposing to readopt the emergency regulation "COVID-19 PREVENTION," which was adopted at the Board's November 19, 2020 meeting and which became effective on November 30, 2020. The emergency filing will adopt new sections 3205; 3205.1; 3205.2; 3205.3; and 3205.4, COVID-19 Prevention, under the California Code of Regulations, Title 8, Division 1, Chapter 4, of the General Industry Safety Orders (GISO).

Government Code Section 11346.1(a)(2) requires that, at least five (5) working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency regulation to OAL, OAL shall allow interested persons five (5) calendar days to submit comments on the proposed emergency regulation as set forth in Government Code Section 11349.6(b). For further information on the emergency rulemaking process, access the OAL website at: [www.oal.ca.gov](http://www.oal.ca.gov) or contact the OAL reference attorney: (916) 323-6815 / [staff@oal.ca.gov](mailto:staff@oal.ca.gov).

This proposed emergency action to adopt new sections 3205; 3205.1; 3205.2; 3205.3; and 3205.4 of the GISO has been placed on the agenda of the May 2021 Board Meeting:

**May 20, 2021 at 10:00 a.m.**

PLEASE NOTE: In accordance with [Executive Order N-29-20](#), and [Executive Order N-33-20](#), the May Board Meeting will be conducted via teleconference.

Remote attendance options below:

**Video Conference:** [www.webex.com](http://www.webex.com) (meeting information 268 984 996)

**Teleconference:** (844) 992-4726 (access code 268 984 996, attendee ID #)

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

Prior to any action by the Board to adopt the proposal, the public will be given an opportunity to comment on any aspect of the proposal. **You are advised, however, that comments made at this Board meeting or submitted to the Board in writing regarding this proposal will NOT be forwarded to OAL; therefore, such comments directed to the Board are NOT comments submitted to OAL in accordance with Government Code Section 11349.6.**

If this emergency proposal is adopted by the Board, the proposal will be submitted to OAL. Upon submission, OAL will have ten (10) calendar days within which to review and make a decision on the proposed emergency regulation. If approved, OAL will file the emergency regulation with the Secretary of State, and the emergency regulation will become effective for 180 days, with possible extensions<sup>1</sup>. Within the effective period, the Board may proceed with a regular rulemaking action, including a public comment period.

Attached to this Notice are: (1) the specific new language proposed to be adopted, and (2) the Finding of Emergency required by Government Code Section 11346.1(b). This Notice was sent electronically May 7, 2021 to all members of the public who have requested notice of regulatory action by the Board and all known attendees of Division of Occupational Safety and Health (Division) advisory meetings related to this emergency regulation. You may also review the proposed regulatory language and the Finding of Emergency on the Board's website: [www.dir.ca.gov/oshsb/emergencyregulations.html](http://www.dir.ca.gov/oshsb/emergencyregulations.html).

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

OCCUPATIONAL SAFETY AND HEALTH  
STANDARDS BOARD

A handwritten signature in black ink, reading "Dave Thomas", is written over a horizontal dashed line.

DAVE THOMAS, Chairman

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<sup>1</sup> Pursuant to Governor Newsom's Executive Order N-40-20, the timelines for filing, refiling, certification and/or review of regulations and emergency regulations are extended for a period of 60 calendar days. These timelines are further extended for 60 days by Executive Order N-66-20.