



# Memorandum

Date: December 11, 2020

To: Christina Shupe, Executive Officer  
Occupational Safety and Health Standards Board

From: Eric Berg, Deputy Chief of Health *Eric Berg*  
Division of Occupational Safety and Health

Re: Evaluation of Petition 581 to protect rail and transit carrier workers from COVID-19

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On April 30, 2020, the Division of Occupational Safety and Health (Division) received a petition from Louie Costa and Ryan K. Snow (petitioners). The petitioners propose to amend California Code of Regulations title 8, by adopting an emergency regulation to protect certain transportation employees in California from COVID-19.

Labor Code section 142.2 permits interested persons to propose new or revised standards concerning occupational safety and health to the Occupational Safety and Health Standards Board (Standards Board).

Labor Code Section 147 requires the Standards Board to refer such proposals to the Division for evaluation.

On November 30, 2020, emergency COVID-19 prevention regulations (title 8 sections 3205 through 3205.4) went into effect. These emergency regulations will reduce occupational COVID-19 hazards for transportation and other employees. As a result, there is no need to adopt petition 581.

The Division recommends petition 581 be denied.