

**OCCUPATIONAL SAFETY
AND HEALTH STANDARDS BOARD**

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**ADDENDUM TO THE FINAL STATEMENT OF REASONS**

CALIFORNIA CODE OF REGULATIONS
TITLE 8: Chapter 4, Subchapter 4, Article 4, Section 1532.1
of the Construction Safety Orders

Notification to the Division of Lead-Related Work

No further modifications to the information contained in the Initial Statement of Reasons (ISOR) are proposed as a result of the 15-day Notice of Proposed Modifications mailed on August 30, 2001. Therefore, the factual basis and necessity for the regulation remain as described in the Final Statement of Reasons.

SUMMARY AND RESPONSE TO ORAL AND WRITTEN COMMENTS**I. Written Comments**

Daniel Tappen, Supervising Industrial Hygienist, San Diego County Department of Environmental Health by letter dated September 17, 2001.

Comment: Mr. Tappen states that the distinction between lead-related activities in construction and general industry is not well defined by the regulation, Title 8, Construction Safety Orders, Section 1532.1. Some activities mentioned in the ISOR should be covered by the General Industry Safety Orders Lead Standard. Excerpts from the Federal OSHA Compliance Directive 2-2.58 regarding lead-related construction activities and Compliance Dir. 2.100 regarding confined space activities support this contention.

Response: The comment does not apply to the proposed modifications made as part of the 15-day notification process. Consequently, the Board respectfully declines to make changes to the proposal in response to the comment.

The Board thanks Mr. Tappen for his comments and interest in the Board's rulemaking process.

DETERMINATION OF MANDATE

This regulation does not impose a mandate on local agencies or school districts as indicated in the Initial Statement of Reasons.

ALTERNATIVES CONSIDERED

The Board invited interested persons to present statements or arguments with respect to alternatives to the proposed regulation. No alternative considered by the Board would 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 adopted action.