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Exempt Action Final Regulation Agency Background Document

Agency name	Virginia Department of Labor and Industry/Safety and Health Codes Board
Virginia Administrative Code (VAC) citation(s)	16VAC25-90-1910.1017, Vinyl Chloride, §1910.1017 [amended]
Regulation title(s)	Vinyl Chloride Standard, General Industry
Action title	Vinyl Chloride Standard for General Industry – CFR Correction
Final agency action date	June 14, 2018
Date this document prepared	June 19, 2018

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA) or an agency's basic statute, the agency is not required, however, is encouraged to provide information to the public on the Regulatory Town Hall using this form. Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 17 (2014) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Brief summary

Please provide a brief summary of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The correction reinstates paragraph (n) of the Vinyl Chloride standard, §1910.1017, which had been inadvertently deleted in the July 1, 2017 revision of the Federal Register covering OSHA standards, 29 CFR 1910.1000 to End. The re-instated paragraph (n) requires employers to notify affected employees within 15 days of their receipt of vinyl chloride monitoring results and the associated steps being taken to reduce exposures within the permissible exposure limit (PEL).

Statement of final agency action

Please provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

On June 14, 2018, the Safety and Health Codes Board adopted federal OSHA's Code of Federal Regulations (CFR) correction, reinstating paragraph (n) of the Vinyl Chloride Standard for General Industry, §1910.1017, that had been inadvertently deleted in the July 1, 2017 revision of the Federal Register covering OSHA standards, 29 CFR 1910.1000 to End. The proposed effective date is September 15, 2018.

Family impact

Please assess the impact of this regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

This regulatory action does not appear to have any impact on the institution of the family and family stability.

To access the Final Rule for the Clarification of Employer's Continuing Obligation to Make and Maintain an Accurate Record of Each Recordable Injury and Illness, please click on the link below:

<https://www.osha.gov/sites/default/files/laws-regs/federalregister/2018-03-15.pdf>

Amendment to the Vinyl Chloride Standard for General Industry, §1910.1017

As Adopted by the
Safety and Health Codes Board

Date: June 14, 2018



VIRGINIA OCCUPATIONAL SAFETY AND HEALTH PROGRAM

VIRGINIA DEPARTMENT OF LABOR AND INDUSTRY

Effective Date: September 15, 2018

16VAC25-90-1910.1017, Amendment to the Vinyl Chloride Standard for General Industry, §1910.1017

When the regulations, as set forth in the forth in the Amendment to the Vinyl Chloride Standard for General Industry, 29 CFR 1910.1017, are applied to the Commissioner of the Department of Labor and Industry and/or to Virginia employers, the following federal terms shall be considered to read as below:

Federal Terms

VOSH Equivalent

29 CFR

VOSH Standard

Assistant Secretary

Commissioner of Labor and Industry

Agency

Department

15 March 2018

15 September 2018



DEPARTMENT OF LABOR

**Occupational Safety and Health
Administration**

29 CFR Part 1910

Vinyl Chloride

CFR Correction

■ In Title 29 of the Code of Federal Regulations, Part 1910.1000 to End, revised as of July 1, 2017, on page 81, in § 1910.1017, paragraph (n) is reinstated to read as follows:

§ 1910.1017 Vinyl chloride.

* * * * *

(n) The employer must, within 15 working days after the receipt of the results of any monitoring performed under this section, notify each affected employee of these results and the steps being taken to reduce exposures within the permissible exposure limit either individually in writing or by posting the results in an appropriate location that is accessible to affected employees.

[FR Doc. 2018-05312 Filed 3-14-18; 8:45 am]

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