



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Virginia Department of Labor and Industry/Safety and Health Codes Board
<b>Virginia Administrative Code (VAC) citation</b>	<p>16VAC25-90-1910.119, Process Safety Management of Highly Hazardous Chemicals, §1910.119</p> <p>16VAC25-90-1910.120, Hazardous Waste Operations and Emergency Response, §1910.120</p> <p>16VAC25-90-1910.146, Permit-Required Confined Spaces, §1910.146</p> <p>16VAC25-90-1910.151, Medical Services and First Aid, §1910.151</p> <p>16VAC25-175-1926.50, Medical Services and First Aid, §1926.50</p> <p>16VAC25-90-1910.177, Servicing Multi-Piece and Single-Piece Rim Wheels, §1910.177</p> <p>16VAC25-90-1910.217, Mechanical Power Presses, §1910.217</p> <p>16VAC25-90-1910.261, Pulp, Paper, and Paperboard Mills, §1910.261</p> <p>16VAC25-90-1910.265, Sawmills, §1910.265</p> <p>16VAC25-90-1910.272, Grain Handling Facilities, §1910.272</p> <p>16VAC25-90-1910.440, Commercial Diving Operations, §1910.440</p> <p>16VAC25-90-1910.1003, 13 Carcinogens (4-Nitrobiphenyl, etc.), §1910.1003</p> <p>16VAC25-90-1910.1025, Lead (General Industry), §1910.1025</p> <p>16VAC25-175-1926.62, Lead (Construction), §1926.62</p> <p>16VAC25-90-1910.1030, Bloodborne Pathogens, §1910.1030</p> <p>16VAC25-100-1915.1000, Air Contaminants, (Shipyard Employment), §1915.1000</p>
<b>Regulation title</b>	Corrections and Technical Amendments to Multiple Standards
<b>Action title</b>	Corrections and Technical Amendments to Multiple Standards in 16 different General Industry, Construction and Shipyard Employment standards
<b>Final agency action date</b>	May 24, 2012
<b>Document preparation date</b>	June 5, 2012

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), the agency 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 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

## Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

Federal OSHA has made non-substantive technical amendments to and has corrected typographical errors in 16 different General Industry, Construction and Shipyard Employment standards. The technical amendments include updating or revising cross-references and updating OSHA recordkeeping log numbers.

These amendments do not affect the substantive requirements or coverage of those standards, do not modify or revoke existing rights or obligations, and do not establish new rights or obligations (76 FR 80736). The revisions are as follows:

- A. **PROCESS SAFETY MANAGEMENT OF HIGHLY HAZARDOUS CHEMICALS, §1910.119.** In Appendix A, the chemical entry entitled “Oleum” appeared with an incorrect Chemical Abstracts Service (CAS) number of 8014-94-7. OSHA corrected the CAS number for Oleum to read: 8014-95-7.
- B. **HAZARDOUS WASTE OPERATIONS AND EMERGENCY RESPONSE, §1910.120.** In the definition of “hazardous substance” in paragraph (a)(3), OSHA referred to “Section 101(14)” of the Comprehensive Environmental Response Compensation, and Liability Act (CERCLA) (42 U.S.C.9601). After OSHA published the standard, Congress redesignated Section 101(14) of CERCLA as Section 103(14). OSHA has revised the definition to include the new citation.
- C. **PERMIT-REQUIRED CONFINED SPACES, §1910.146.** OSHA corrected a cross-reference in paragraph (d)(4)(vi) from “(d)(3)(iv)” to “(d)(3)(v)”. Paragraph (d)(4)(vi) now reads: “Barriers and shields as required by paragraph (d)(3)(v) of this section”.
- D. **MEDICAL SERVICES AND FIRST AID (§§1910.151 AND 1926.50).** OSHA updated all references to the Recordkeeping forms in other OSHA standards referred to in the Appendices to §§1910.151 and 1926.50.
- E. **SERVICING MULTI-PIECE AND SINGLE-PIECE RIM WHEELS, §1910.177.** Based on discussions with representatives from the tire, rubber, and wheel manufacturing industries, OSHA determined that new charts addressing current hazards in the tire-servicing industry were necessary because the new charts summarize updated information from many sources, including the National Highway Transportation Safety Administration (NHTSA) and OSHA charts, rim manuals, and the OSHA standard.

OSHA also revised the content of its two existing charts: “The Multi-piece Rim Matching Chart” and the Demounting and Mounting Procedures for Truck/Bus Tires” chart and amended the definition of “charts” in paragraph (b) of the standard to refer to the new U.S. Department of Labor charts (i.e., manuals or posters), or to any other information or poster that provides at least the same instructions, safety precautions, and other information contained in OSHA’s charts, and that is applicable to the types of rim wheels the employer is servicing. Additionally, Appendix B was revised to provide current ordering information for the new OSHA manuals.

- F. **MECHANICAL POWER PRESSES, §1910.217.** OSHA has amended the requirement that employers submit to

OSHA reports of employees injured while operating such presses. Paragraph (g)(1) and (2) specify that employers must submit the reports to federal OSHA or, for state-plan states, the state agency administering the plan. OSHA has revised this provision to include the new title of the federal OSHA office designated to receive the reports, and provided an electronic address for submitting reports.

- G. **PULP, PAPER, AND PAPERBOARD MILLS, §1910.261.** OSHA corrected three errors involving incorrect cross references in this standard. It removed the references to paragraphs (b)(3), (b)(1), and (b)(4) in existing paragraphs (e)(12)(i), (e)(12)(ii), and (e)(12)(iii), respectively, and replaced these references with the correct references (29 CFR 1910.23, 29 CFR 1910.219, and paragraph (b)(1) of 29 CFR 1910.261, respectively).
- H. **SAWMILLS, §1910.265.** OSHA has corrected a typographical error in a cross reference in paragraph (e)(2)(iv) of this standard. The cross reference was to a standard which establishes safety requirements for twin circular-head saw rigs. The cross reference to paragraph (e)(2)(iv) should have been to paragraph (e)(2)(iii), which specifies requirements for singular circular-head saws.
- I. **GRAIN HANDLING FACILITIES, §1910.272.** OSHA has inserted a note in paragraph (a) of the standard stating that it will enforce the standard, as it applies to the marine terminal industry only, consistent with a 1985 OSHA compliance directive.
- J. **COMMERCIAL DIVING OPERATIONS, §1910.440.** OSHA has revised §1910.440(b)(4) by removing the record-transfer requirement for accuracy and to be consistent with Phase III of the Standards Improvement Project (SIP III). SIP III is the third part of an ongoing OSHA project to remove or revise individual requirements within its rules that are confusing, outdated, duplicative or inconsistent. SIP III was adopted by the Safety and Health Codes Board on October 13, 2011, with an effective date of January 15, 2012.
- K. **13 CARCINOGENS (4-NITROBIPHENYL, ETC.), §1910.1003.** In paragraph (d)(2) of §1910.1003, OSHA has deleted two cross references to paragraph (f), concerning reporting requirements. Paragraph (f) previously had been deleted by OSHA in the second Standards Improvement Project rulemaking (70 FR 1116).
- L. **LEAD, §§1910.1025 AND 1926.62.** For the sake of consistency and accuracy among action levels across all OSHA Lead standards in all industries, and in keeping with the original purpose specified in the Standards Improvement Project (SIP III) rulemaking (*see § J, above*), OSHA has replaced the term “exceeds” in §§1910.1025(j)(2)(iv)(B) and 1926(j)(2)(iv)(B) with the phrase “is at or above” to designate the actionable blood-lead levels (i.e., 40 µg/dl) at which employers must notify their employees that the standard requires temporary medical removal with medical-removal protection benefits when an employee’s blood-lead level is at or above a specified level.

- M. **BLOODBORNE PATHOGENS, §1910.1030.** When OSHA revised the recordkeeping rule, it reordered many sections of the Recordkeeping rule, including §1904.6, which became §1904.33. Therefore, OSHA has updated a cross reference in paragraph (i)(5)(iii) of the §1910.1030 from 29 CFR 1904.6 to 29 CFR 1904.33.
  
- N. **AIR CONTAMINANTS, §1915.1000.** In four places in paragraph (d)(1)(ii), the Air Contaminants standard for shipyard employment incorrectly refers to the abbreviation for “parts per million” as “p/m”. OSHA has corrected the abbreviation to read “ppm.”

**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.*

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On May 24, 2012, the Safety and Health Codes Board adopted federal OSHA’s final rule for Corrections and Technical Amendments to 16 OSHA Standards, as published in 76 FR 80735 on December 27, 2011, with an effective date of September 15, 2012.

**Family impact**

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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This regulatory action will have no impact on the institution of the family and family stability.

To access the Final Rule for Corrections and Technical Amendments to 16 OSHA Standards, please refer to:

[http://www.osha.gov/FedReg\\_osha\\_pdf/FED20111227.pdf](http://www.osha.gov/FedReg_osha_pdf/FED20111227.pdf)

**PART 1910—OCCUPATIONAL SAFETY AND HEALTH STANDARDS**

**Subpart H—Hazardous Materials [Amended]**

■ 2. In Appendix A to § 1910.119, revise the entry entitled “Oleum” to read as follows:

**§ 1910.119 Process safety management of highly hazardous chemicals.**

\* \* \* \* \*

**Appendix A to § 1910.119—List of Highly Hazardous Chemicals, Toxics and Reactives (Mandatory)**

\* \* \* \* \*

Chemical name	CAS*	TQ**
Oleum (65% to 80% by weight; also called Fuming Sulfuric Acid)	8014-95-7	1,000

■ 3. In paragraph (a)(3) of § 1910.120, revise paragraph (A) of the definition of “Hazardous substance” to read as follows:

**§ 1910.120 Hazardous waste operations and emergency response.**

\* \* \* \* \*

(a) \* \* \*

(3) \* \* \*

***Hazardous substance* \* \* \***

(A) Any substance defined under section 103(14) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA) (42 U.S.C. 9601).

\* \* \* \* \*



**Subpart J—General Environmental Controls**

■ 4. Revise the authority citation for subpart J to read as follows:

**Authority:** 29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55-FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), 5-2007 (72 FR 31159), or 4-2010 (75 FR 55355), as applicable.

Sections 1910.141, 1910.142, 1910.145, 1910.146, and 1910.147 also issued under 29 CFR part 1911.

■ 5. In of § 1910.146, revise paragraph (d)(4)(vi) to read as follows:

**§ 1910.146 Permit-required confined spaces.**

- • • • •
- (d) • • • • •
- (4) • • • • •
- (vi) Barriers and shields as required by paragraph (d)(3)(v) of this section.
- • • • •

**Subpart K—Medical and First Aid**

■ 6. The authority citation for subpart K continues to read as follows:

**Authority:** 29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), or 4-2010 (75 FR 55355), as applicable, and 29 CFR part 1911.

■ 7. In Appendix A to § 1910.151, revise the second paragraph to read as follows:

**§ 1910. 151 Medical services and first aid.**

**Appendix A to § 1910.151—First Aid Kits (Non-Mandatory)**

In a similar fashion, employers who have unique or changing first-aid needs in their workplace may need to enhance their first-aid kits. The employer can use the OSHA 300 log, OSHA 301 log, or other reports to identify these unique problems. Consultation from the local fire/rescue department, appropriate medical professional, or local emergency room may be helpful to employers in these circumstances. By assessing the specific needs of their workplace, employers can ensure that reasonably anticipated supplies are available. Employers should assess the specific needs of their worksite periodically and augment the first aid kit appropriately.

**Subpart N—Materials Handling and Storage**

■ 8. The authority citation for subpart N of part 1910 continues to read as follows:

**Authority:** 29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12-71 (36 FR

8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), 5-2002 (67 FR 65008), 5-2007 (72 FR 31160), or 4-2010 (75 FR 55355), as applicable; and 29 CFR 1911.

Sections 1910.176, 1910.177, 1910.178, 1910.179, 1910.180, 1910.181, and 1910.184 also issued under 29 CFR part 1911.

- 9-10. In § 1910.177:
- a. In paragraph (b), revise the definition of "charts"; and
- b. Revise Appendix B.

**§ 1910.177 Servicing of multi-piece and single-piece rim wheels.**

• • • • •

(b) • • • • •

*Charts* means the U.S. Department of Labor, Occupational Safety and Health Administration publications entitled "Demounting and Mounting Procedures for Tube-Type Truck and Bus Tires," "Demounting and Mounting Procedures for Tubeless Truck and Bus Tires," and "Multi-Piece Rim Matching Chart." These charts may be in manual or poster form. OSHA also will accept any other manual or poster that provides at least the same instructions, safety precautions, and other information contained in these publications, which is applicable to the types of wheels the employer is servicing.

• • • • •

**Appendix B—Ordering Information for the OSHA Charts**

The information on the OSHA charts is available on three posters, or in a manual containing the three charts, entitled "Demounting and Mounting Procedures for Tubeless Truck and Bus Tires," "Demounting and Mounting Procedures for Tube-Type Truck and Bus Tires," and "Multi-piece Rim Matching Chart." Interested parties can download and print both the manuals and posters from OSHA's Web site at <http://www.osha.gov/publications> (and type "tire chart" in the search field). However, when used by the employer at a worksite to provide information to employees, the printed posters must be, at a minimum, 2 feet wide and 3 feet long. Copies of the manual also are available from the Occupational Safety and Health Administration (OSHA Office of Publications, Room N-3101, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210; telephone: (202) 693-1888; or fax: (202) 693-2498).

**Subpart O—Machinery and Machine Guarding**

■ 11. The authority section citation for subpart O of part 1910 continues to read as follows:

**Authority:** 29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 5-2002 (67 FR

65008), or 4-2010 (75 FR 55355), as applicable; 29 CFR part 1911. Sections 1910.217 and 1910.219 also issued under 5 U.S.C. 553.

■ 12. In § 1910.217, revise paragraph (g)(1) and add paragraph (g)(2) to read as follows:

**§ 1910.217 Mechanical power presses.**

- • • • •
- (g) • • • • •
- (1) The employer shall report, within 30 days of the occurrence, all point-of-operation injuries to operators or other employees to either (1) the Director of the Directorate of Standards and Guidance at OSHA, U.S. Department of Labor, Washington, DC 20210 (<http://www.osha.gov/pls/oshaweb/mechanical.html>), or
- (2) The State agency administering a plan approved by the Assistant Secretary of Labor for Occupational Safety and Health.
- • • • •

**Subpart R—Special Industries**

■ 13. The authority citation for subpart R of part 1910 continues to read as follows:

**Authority:** 29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 6-96 (62 FR 111), 5-2007 (72 FR 31159), or 4-2010 (75 FR 55355), as applicable; and 29 CFR part 1911.

■ 14. In 1910.261, revise paragraphs (e)(12)(i), (ii), and (iii) to read as follows:

**§ 1910.261 Pulp, paper, and paperboard mills.**

- • • • •
- (e) • • • • •
- (12) • • • • •
- (i) When platforms or floors allow access to the sides of the drums, a standard railing shall be constructed around the drums. When two or more drums are arranged side by side, proper walkways with standard handrails shall be provided between each set, in accordance with the requirements of 29 CFR 1910.23, Guarding floor and wall openings and holes.
- (ii) Sprockets and chains, gears, and trunnions shall have standard guards, in accordance with the requirements of 29 CFR 1910.219, Mechanical power-transmission apparatus.
- (iii) Whenever it becomes necessary for a workman to go within a drum, the driving mechanism shall be locked and tagged, at the main disconnect switch, in accordance with paragraph (b)(1) of this section.
- • • • •

■ 15. In § 1910.265 revise paragraph (e)(2)(iv) to read as follows:

§ 1910.265 Sawmills.

- \* \* \* \* \*
- (e) \* \* \*
- (2) \* \* \*

(iv) *Twin circular head saws.* Twin circular head saws rigs such as scrag saws shall meet the specifications for single circular head saws in paragraph (e)(2)(iii) of this section where applicable.

■ 16. In 1910.272, amend paragraph (a) by adding a note at the end of the paragraph to read as follows:

§ 1910.272 Grain handling facilities.

(a) \* \* \*  
**Note to paragraph (a):** For grain-handling facilities in the marine-terminal industry only, 29 CFR 1910.272 is to be enforced consistent with the interpretations in OSHA Compliance Directive 02-00-066, which is available on OSHA's Web page at [www.osha.gov](http://www.osha.gov).

Subpart T—Commercial Diving Operations

■ 17. The authority citation for subpart T continues to read as follows:

**Authority:** 29 U.S.C. 653, 655, 657; 40 U.S.C. 333; 33 U.S.C. 941; Secretary of Labor's Order No. 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), 5-2002 (67 FR 65008), 5-2007 (72 FR 31160), or 4-2010 (75 FR 55355) as applicable, and 29 CFR 1911.

■ 18. In § 1910.440, revise paragraph (b)(4) to read as follows:

§ 1910.440 Recordkeeping requirements.

(b) \* \* \*  
(4) The employer shall comply with any additional requirements set forth at 29 CFR 1910.1020.

Subpart Z—[Amended]

■ 19. The authority citation for subpart Z continues to read as follows:

**Authority:** 29 U.S.C. 653, 655, and 657; Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), 5-2002 (67 FR 65008), 5-2007 (72 FR 31160), or 4-2010 (75 FR 55355), as applicable, and 29 CFR 1911.

All of subpart Z issued under section 6(b) of the Occupational Safety and Health Act, except those substances that have exposure limits listed in Tables Z-1, Z-2, and Z-3 of 29 CFR 1910.1000. The latter were issued under section 6(a) (29 U.S.C. 655(a)).

Section 1910.1000, Tables Z-1, Z-2, and Z-3 also issued under 5 U.S.C. 553, Section 1910.1000 Tables Z-1, Z-2, and Z-3, but not

under 29 CFR 1911, except for the arsenic (organic compounds), benzene, cotton dust, and chromium (VI) listings.

Section 1910.1001 also issued under 40 U.S.C. 3704 and 5 U.S.C. 553.

Section 1910.1002 also issued under 5 U.S.C. 553, but not under 29 U.S.C. 655 or 29 CFR 1911.

Sections 1910.1018, 1910.1029, and 1910.1200 also issued under 29 U.S.C. 653. Section 1910.1030 also issued under Pub. L. 106-430, 114 Stat. 1901.

Section 1910.1201 also issued under 49 U.S.C. 1801-1819 and 5 U.S.C. 533.

■ 20. Amend § 1910.1003 by:  
■ a. Revising paragraph (d)(2)(iii); and  
■ b. Removing paragraph (d)(2)(v) and redesignating paragraphs (d)(2)(vi) as paragraph (d)(2)(v).

The revision reads as follows:

§ 1910.1003 13 Carcinogens (4-Nitrophenyl, etc.).

- (d) \* \* \*
- (2) \* \* \*
- (iii) Special medical surveillance by a physician shall be instituted within 24 hours for employees present in the potentially affected area at the time of the emergency.

■ 21. In § 1910.1025, revise paragraph (j)(2)(iv)(B) to read as follows:

§ 1910.1025 Lead.

- (j) \* \* \*
- (2) \* \* \*
- (iv) \* \* \*
- (B) That the standard requires temporary medical removal with Medical Removal Protection benefits when an employee's blood lead level is at or above the numerical criterion for medical removal under paragraph (k)(1)(i) of this section.

■ 22. In § 1910.1030, revise paragraph (i)(5)(iii) to read as follows:

§ 1910.1030 Bloodborne pathogens.

- (i) \* \* \*
- (5) \* \* \*
- (iii) The sharps injury log shall be maintained for the period required by 29 CFR 1904.33.

PART 1915—OCCUPATIONAL SAFETY AND HEALTH STANDARDS FOR SHIPYARD EMPLOYMENT

■ 23. The authority citation for part 1915 continues to read as follows:

**Authority:** 33 U.S.C. 941; 29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62

FR 111), 3-2000 (65 FR 50017), 5-2002 (67 FR 65008), 5-2007 (72 FR 31160), or 4-2010 (75 FR 55355), as applicable.

Section 1915.100 also issued under 49 U.S.C. 1801-1819 and 5 U.S.C. 553.

Sections 1915.120 and 1915.152 of 29 CFR also issued under 29 CFR 1911.

Subpart Z—Toxic and Hazardous Substances

■ 24. In § 1915.1000, revise paragraph (d)(1)(ii) to read as follows:

§ 1915.1000 Air contaminants.

- (d) \* \* \*
- (1)(i) \* \* \*
- (ii) To illustrate the formula prescribed in paragraph (d)(1)(i) of this section, assume that Substance A has an 8-hour time weighted average limit of 100 ppm noted in Table Z—Shipyards. Assume that an employee is subject to the following exposure:

Two hours exposure at 150 ppm  
Two hours exposure at 75 ppm  
Four hours exposure at 50 ppm

Substituting this information in the formula, we have  
 $(2 \times 150 + 2 \times 75 + 4 \times 50) \div 8 = 81.25$  ppm

Since 81.25 ppm is less than 100 ppm, the 8-hour time weighted average limit, the exposure is acceptable.

PART 1926—SAFETY AND HEALTH REGULATIONS FOR CONSTRUCTION

Subpart D—Occupational Health and Environmental Controls

■ 25. The authority citation for subpart D continues to read as follows:

**Authority:** 40 U.S.C. 3701 et seq.; 29 U.S.C. 653, 655, 657; and Secretary of Labor's Order No. 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), 6-96 (62 FR 111), 3-2000 (65 FR 50017), 5-2002 (67 FR 65008), 5-2007 (72 FR 31160), or 4-2010 (75 FR 55355), as applicable; and 29 CFR 1911.

Sections 1926.58, 1926.59, 1926.60, and 1926.65 also issued under 5 U.S.C. 553 and 29 CFR 1911.

Section 1926.61 also issued under 49 U.S.C. 1801-1819 and 5 U.S.C. 553.

Section 1926.62 of 29 CFR also issued under 42 U.S.C. 4853.

Section 1926.65 of 29 CFR also issued under 29 U.S.C. 655 note, and 5 U.S.C.

■ 26. In Appendix A to § 1926.50, revise the second paragraph to read as follows:

§ 1926.50 Medical services and first aid.

Appendix A to § 1926.50—First Aid Kits (Non-Mandatory)

In a similar fashion, employers who have unique or changing first-aid needs in their workplace may need to enhance their first-aid kits. The employer can use the OSHA 300 log, OSHA 301 log, or other reports to identify these unique problems. Consultation from the local fire/rescue department, appropriate medical professional, or local emergency room may be helpful to employers in these circumstances. By assessing the specific needs of their workplace, employers can ensure that reasonably anticipated supplies are available. Employers should assess the specific needs of their worksite periodically and augment the first aid kit appropriately.

\* \* \* \* \*

■ 27. In § 1926.62, revise paragraph (j)(2)(iv)(B) to read as follows:

§ 1926.62 Lead.

\* \* \* \* \*

- (j) \* \* \*
- (2) \* \* \*

(B) The employer shall notify each employee whose blood lead level is at or above 40 µg/dl that the standard requires temporary medical removal with Medical Removal Protection benefits when an employee's blood lead level is at or above the numerical criterion for medical removal under paragraph (k)(1)(i) of this section.

\* \* \* \* \*

[FR Doc. 2011-32853 Filed 12-23-11; 8:45 am]

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