

PUBLIC NOTICE OF PROPOSED CHANGES TO THE CONSTRUCTION (1926) RULES OF WYOMING OSHA DIVISION

PUBLIC NOTICE IS HEREBY GIVEN that the Wyoming OSHA Commission is proposing to heavily strike the Construction (1926) section in its rules and incorporate it by reference to the federal law.

Wyoming OSHA proposes to heavily strike this section, consisting of 27 chapters and 1153 pages. Chapter 30 – Cranes and Derricks Used in Demolition and Underground (DD) will be repealed. Repealing this rule and incorporation by reference to the federal law will reduce confusion for staff, employers and the public. This is also in compliance with Governor Mead’s initiative for reduction of Wyoming rules.

The 27 chapters for OSHA 1926 – Construction are as follows:

- Chapter 1 General (A)
- Chapter 2 Adoption and Extension of Established Rules and Regulations (B)
- Chapter 3 General Safety and Health (C)
- Chapter 4 Occupational Health and Environmental Controls (D)
- Chapter 5 Personal Protective and Live Saving Equipment (E)
- Chapter 6 Fire Protection and Prevention (F)
- Chapter 7 Signs, Signals, and Barricades (G)
- Chapter 8 Materials Handling, Storage, Use and Disposal (H)
- Chapter 9 Tools-Hand and Power (I)
- Chapter 10 Welding and Cutting (J)
- Chapter 11 Electrical (K)
- Chapter 12 Scaffolds (L)
- Chapter 13 Fall Protection (M)
- Chapter 14 Helicopters, Hoists, Elevators and Conveyors (N)
- Chapter 15 Motor Vehicles, Mechanized Equipment and Marine Operations (O)
- Chapter 16 Excavations, Trenching and Shoring (P)
- Chapter 17 Concrete, Concrete Forms and Shoring (Q)
- Chapter 18 Steel Erection (R)
- Chapter 19 Underground Construction, Caissons, Cofferdams and Compressed Air (S)
- Chapter 20 Demolition (T)
- Chapter 21 Blasting and Use of Explosives (U)
- Chapter 22 Power Transmission and Distribution (V)
- Chapter 23 Rollover Protective Structures; Overhead Protection (W)
- Chapter 24 Stairways and Ladders (X)
- Chapter 26 Toxic and Hazardous Substances (Z)
- Chapter 29 Cranes and Derricks in Construction (CC)
- Chapter 30 Cranes and Derricks Used in Demolition and Underground (DD) - repeal

It should be noted there are seven (7) chapters of OSHA 1926 – Construction where the federal OSHA has “reserved” sections for future use for adding rules. These chapters are: Chapter 3, Section 1, 29 C.F.R. § 1926.31; Chapter 4, Section 1, 29 C.F.R. § 1926.58; Chapter 5, Section 1, 29 C.F.R. §§ 1926.98 and 1926.99; Chapter 10, Section 1,

29 C.F.R. §§ 1926.401, 1926.409 through 1926.415, 1926.418 through 1926.430, 1926.433 through 1926.440, and 1926.442 through 1926.448; Chapter 14, Section 1, 29 C.F.R. § 1926.550; Chapter 22, Section 1, 29 C.F.R. §§1926.1054 through 1926.1059; Chapter 26, Section 1, 29 C.F.R. §§ 1926.1100 and 1926.1105.

It should also be noted, in the struck and underlined version of OSHA 1926 – Construction, the bodies of some tables, graphics and images are not stricken due to the original formatting. These chapters and tables are:

Chapter 4, Section 1, the bodies of table D-57.5 (PDF page 82), figure D-57.2 (page 86), and Appendix A (page 200);

Chapter 5, Section 1, the body of table E-3 (page 302);

Chapter 8, Section 1, the bodies of table H-1 (page 364), table H-3 (page 366), table H-4 (page 368), tables H-5 and H-6 (page 369), table H-7 (page 371), table H-8 (page 372), table H-10 (page 375-76), table H-12 (pages 376-77), table H-14 (page 378), table H-15 (page 379), table H-16 (pages 380-81), table H-17 (page 382), table H-18 (pages 383-84), table H-19 (page 384) and table H-20 (page 385);

Chapter 12, Section 1, the body of the table on page 527;

Chapter 19, Section 1, the bodies of decompression table No. 1 (page 777) and decompression table No. 2 (pages 778-83 and 788);

Chapter 22, Section 1, the body of table V-1 (page 815); and,

Chapter 26, Section 1, the table on page 955.

Written comments should be submitted to the following address by **March 9, 2018**.

Wyoming Workers' Compensation Division
ATTN: Administrator
1510 East Pershing Boulevard
Cheyenne, WY 82002
(307) 777-7672

Or via email to: marcia.price@wyo.gov

A public comment period will end at close of business on **March 9, 2018**.

Copies may be obtained by submitting a written request to the Division, with pre-payment by personal check or money order for the total number of copies requested; the fee for each copy is \$4.00. The proposed rules may be downloaded, free of charge, from the Department of Workforce Services (DWS) at:

<http://www.wyomingworkforce.org/news/publicnotices/>