



North Carolina Department of Labor
Division of Occupational Safety and Health
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NOTICE OF VERBATIM ADOPTION OF FEDERAL STANDARDS

In consideration of G.S. 150B-21.5(c) the Occupational Safety and Health Division of the Department of Labor hereby gives notice that:

- Rule changes have been submitted to update the *North Carolina Administrative Code* at 13 NCAC 07F .0101, to incorporate by reference the occupational safety and health related provisions of Title 29 of the *Code of Federal Regulations* Parts 1910 promulgated as of November 18, 2016, except as specifically described, and
- The *North Carolina Administrative Code* at 13 NCAC 07A .0301 automatically includes amendments to certain parts of the *Code of Federal Regulations*, including Title 29, Part 1910—General Industry Standards.

This update encompasses the following recent verbatim adoption:

- Occupational Safety and Health Standards, 29 CFR § 1910.6 - Incorporation by reference – Amended (*81 FR 82494, November 18, 2016*)
- Occupational Safety and Health Standards, Subpart D - Walking-Working Surfaces, 29 CFR § 1910.21 (Scope and definitions), 1910.22 (General requirements), 1910.23 (Ladders), 1910.24 (Step bolts and manhole steps), 1910.25 (Stairways), 1910.26 (Dockboards), 1910.27 (Scaffolds and rope descent systems), 1910.28 (Duty to have fall protection and falling object protection), 1910.29 (Fall protection systems and falling object protection-criteria and practices), 1910.30 (Training requirements) (*81 FR 82494, November 18, 2016*)
- Occupational Safety and Health Standards, Subpart F - Amended , 29 CFR § 1910.66 (Powered platforms for building maintenance), 1910.67 (Vehicle-mounted elevating and rotating work platforms), 1910.68 (Manlifts) (*81 FR 82494, November 18, 2016*)
- Occupational Safety and Health Standards, Subpart I – Amended, 29 CFR § 1910.132 (General requirements), 1910.139 (Added and Reserved), 1910.140 (Personal fall protection systems), Appendix C to Subpart I of Part 1910 – Personal Fall Protection Systems Non-Mandatory Guidelines (Added), Appendix D to Subpart I of Part 1910 – Test Methods and Procedures for Personal Fall Protection Systems Non-Mandatory Guidelines (Added) (*81 FR 82494, November 18, 2016*)
- Occupational Safety and Health Standards, Subpart N – Amended, 29 CFR § 1910.178 (Powered industrial trucks), 1910.179 (Overhead and gantry cranes) (*81 FR 82494, November 18, 2016*)
- Occupational Safety and Health Standards, Subpart R – Amended, 29 CFR § 1910.261 (Pulp, paper, and paperboard mills), 1910.262 (Textiles), 1910.265 (Sawmills), 1910.268 (Telecommunications), 1910.269 (Electric power generation, transmission, and distribution) (*81 FR 82494, November 18, 2016*)

The *Federal Register* (FR), as cited above, explains that the revisions and updates are to its general industry standards on walking-working surfaces and personal protective equipment (fall protection systems). The final rule increases consistency between the General Industry Standards and the Construction Standards. It also adds requirements on the

design, performance, and use of personal fall protections systems. The final rule includes revised and new provisions addressing fixed ladders, rope descent systems, and fall protection systems and criteria.

For additional information, please contact:

Bureau of Education, Training and Technical Assistance
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For additional information regarding North Carolina's process of adopting federal OSHA Standards verbatim, please contact:

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Summary of Verbatim Adoptions
Effective November 18, 2016

Occupational Safety and Health Standards

The final rule, published in the Federal Register on November 18, 2016 (81 FR 82494), revises and updates its general industry standards on walking-working surfaces to prevent and reduce workplace slips, trips, and falls, as well as other injuries and fatalities associated with walking-working surface hazards. The final rule includes revised and new provisions addressing, for example, fixed ladders; rope descent systems; fall protection systems and criteria, including personal fall protection systems; and training on fall hazards and fall protection systems. In addition, the final rule adds requirements on the design, performance, and use of personal fall protection systems. OSHA's final rule was effective January 17, 2017.

The attached amendment of 13 NCAC 07F .0101 is required by 29 CFR 1902.4(a)(1) and G.S. 95-131(a) in order for North Carolina's Occupational Safety and Health program to be as effective as the federal program and to maintain North Carolina's state plan status under the federal Occupational Safety and Health Act of 1970. This rule was adopted in accordance with 150B-21.5(c). Pursuant to the provisions of G.S. 150B-21.3(e), **the effective date of this action is May 1, 2017.**