§ 1.1001–4T [Removed]

Incorporation by Reference; Accident Prevention Signs and Tags; Correction

29 CFR Parts 1910 and 1926

[Docket No. OSHA–2013–0005]

RIN 1218–AC77

Incorporation by Reference; Accident Prevention Signs and Tags; Correction

§ 1.1001–4T [Removed]

As published, the final regulations contain errors that may prove to be misleading and ambiguous references to illustrative figures in incorporated-by-reference ANSI standards. Specifically, the incorporation-by-reference provisions in 29 CFR 1910.6(e)(66) and (e)(67) and 1926.6(b)(28)–(b)(30) misidentify the vendors and locations where the public can purchase the updated ANSI Z535 standards. In addition, the references in 29 CFR 1926.200(b) and (c), “Accident prevention signs and tags,” to figures in ANSI Z535.2–2011 are ambiguous. These references need to be clarified because the figures they denote illustrate sign specifications that employers have the option of following.

List of Subjects in 29 CFR Parts 1910 and 1926

Construction, General industry. Incorporation by reference, Safety, Signs, Tags.

Accordingly, 29 CFR parts 1910 and 1926 are corrected by making the following correcting amendments:

PART 1910—OCCUPATIONAL SAFETY AND HEALTH STANDARDS

Subpart A—General

1. The authority citation for subpart A continues to read as follows:


2. In § 1910.6, revise paragraphs (e)(66) and (e)(67) to read as follows:

§ 1910.6 Incorporation by reference.

(e) * * * * *


Safety Colors, reaffirmed July 19, 2011; IBR approved for §§ 1910.97(a) and 1910.145(d). Copies available for purchase from the:


(ii) IHS Standards Store, 15 Inverness Way East, Englewood, CO 80112; telephone: 877–413–5184; Web site: www.global.ihs.com; or


§ 1926.6 Incorporation by reference.

(h) * * * *


Safety Colors, reaffirmed July 19, 2011; IBR approved for § 1926.200(c). Copies available for purchase from the:


(ii) IHS Standards Store, 15 Inverness Way East, Englewood, CO 80112; telephone: 877–413–5184; Web site: www.global.ihs.com; or

(29) ANSI Z535.2–2011, Environmental and Facility Safety Signs, published September 15, 2011; IBR approved for § 1926.200(b), (c), and (i). Copies available for purchase from the:


(ii) IHS Standards Store, 15 Inverness Way East, Englewood, CO 80112; telephone: 877–413–5184; Web site: www.global.ihso.com; or


(30) ANSI Z535.5–2011, Safety Tags and Barricade Tapes (for Temporary Hazards), published September 15, 2011; IBR approved for § 1926.200(h) and (l). Copies available for purchase from the:


(ii) IHS Standards Store, 15 Inverness Way East, Englewood, CO 80112; telephone: 877–413–5184; Web site: www.global.ihso.com; or


Subpart G—Signs, Signals, and Barricades

5. The authority citation for subpart G continues to read as follows:


6. In § 1926.200, revise paragraphs (b)(1) and (c)(1) to read as follows:

§ 1926.200 Accident prevention signs and tags.

(b) Danger signs. (1) Danger signs shall be used only where an immediate hazard exists, and shall follow the specifications illustrated in Figure 1 of ANSI Z535.1–1968 or in Figures 1 to 13 of ANSI Z535.2–2011, incorporated by reference in § 1926.6.

(c) Caution signs. (1) Caution signs shall be used only to warn against potential hazards or to caution against unsafe practices, and shall follow the specifications illustrated in Figure 4 of ANSI Z535.1–1968 or in Figures 1 to 13 of ANSI Z535.2–2011, incorporated by reference in § 1926.6.

Signed at Washington, DC, on October 30, 2013.

David Michaels,
Assistant Secretary of Labor for Occupational Safety and Health.

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

29 CFR Parts 1910 and 1926

[Docket No. OSHA–2013–0005]

RIN 1218–AC77

Updating OSHA Standards Based on National Consensus Standards; Signage

AGENCY: Occupational Safety and Health Administration (OSHA), Department of Labor.

ACTION: Final rule; confirmation of effective date.

SUMMARY: On June 13, 2013, OSHA published in the Federal Register (78 FR 35559) a direct final rule that revised its signage standards for general industry and construction by updating the references to national consensus standards approved by the American National Standards Institute, a clearinghouse that verifies that the criteria for approval of consensus standards have been met. OSHA stated in that Federal Register notice that it would withdraw the companion proposed rule and confirm the effective date of the direct final rule if the Agency received no significant adverse comments on the direct final rule. Since OSHA received no such significant adverse comments, the Agency now confirms that the direct final rule became effective as a final rule on September 11, 2013.

DATES: The direct final rule published on June 13, 2013 (78 FR 35559), became effective as a final rule on September 11, 2013. For the purposes of judicial review, OSHA considers November 6, 2013, the date of issuance of the final rule.

ADDRESSES: In compliance with 28 U.S.C. 2112(a), OSHA designates the Associate Solicitor of Labor for Occupational Safety and Health as the recipient of petitions for review of the final rule. Contact Joseph M. Woodward, Associate Solicitor, at the Office of the Solicitor, Room 4–404, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210; telephone: (202) 693–5445; email: woodward.joseph@ dol.gov.

FOR FURTHER INFORMATION CONTACT:


SUPPLEMENTARY INFORMATION:

Copies of this Federal Register notice: Electronic copies of this Federal Register notice are available at http://www.regulations.gov. This Federal Register notice, as well as news releases and other relevant information, also are available at OSHA’s Web page at http://www.osha.gov.

Confirmation of the effective date: On June 13, 2013, OSHA published a direct final rule (DFR) in the Federal Register that revised its signage standards for general industry at 29 CFR 1910.97, 1910.145, and 1910.261, and construction at 29 CFR 1926.200, by updating references to the American National Standards Institute (ANSI) signage protection standards (see 78 FR 35559). Specifically, the DFR updated the signage references in OSHA’s existing general industry and construction standards, including references to ANSI Z53.1–1967 (Safety Color Code for Marking Physical Hazards), Z53.1–1968 (Specifications for Accident Prevention Signs), and Z53.2–1968 (Specifications for Accident Prevention Tags), by adding references to the latest ANSI standards, including ANSI Z53.1–2006 (R2011) (Safety Colors), Z53.2–2011 (Environmental and Facility Safety Signs), and Z535.5–2011 (Safety Tags and Barricade Tapes (for Temporary Hazards)). Thus, the DFR allowed employers to follow either the updated ANSI standards or the older ANSI signage standards already referenced in OSHA’s existing general industry and construction standards. The DFR also incorporated by reference Part VI of the Manual of Uniform Traffic Control Devices, 1988 Edition, Revision 3, into 29 CFR 1926.6,