

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS DEPARTMENT OF
LABOR AND ECONOMIC OPPORTUNITY

DIRECTOR'S OFFICE

CONSTRUCTION SAFETY AND HEALTH STANDARD

Filed with the secretary of state on

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the ~~department of licensing and regulatory affairs~~ **department of labor and economic opportunity** by sections 14, 16, 19, 21, and 24 of the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1014, 408.1016, 408.1019, 408.1021, and 408.1024, and Executive Reorganization Order Nos. 1996-1, 1996-2, 2003-1, 2008-4, and 2011-4, **and 2019-3**, MCL 330.3101, 445.2001, 445.2011, 445.2025, ~~and 445.2030, and 125.1998~~)

R 325.62001 of the Michigan Administrative Code is amended, as follows:

PART 620. VENTILATION CONTROL FOR CONSTRUCTION

R 325.62001 **Scope, adoption, and availability of standards.** ~~Adoption and availability.~~

Rule 1. (1) The federal Occupational Safety and Health Administration (OSHA) regulations 29 CFR 1926.57(a) to (e) "Ventilation," as amended January 8, 1998, are adopted by reference in these rules.

(2) The scope for this standard is all of the following:

(a) 1926.57(a) applies to general ventilation information.

(b) 1926.57(b) applies to local exhaust ventilation.

(c) 1926.57(c) applies to the design and operation for ventilation.

(d) 1926.57(d) applies to the duration of operations for ventilation.

(e) 1926.57(e) applies to the disposal of exhaust materials.

(f) 1926.57(f) applies to all operations where an abrasive is forcibly applied to a surface by pneumatic or hydraulic pressure, or by centrifugal force. It does not apply to steam blasting, or steam cleaning, or hydraulic cleaning methods where work is done without the aid of abrasives.

(g) 1926.57(g) prescribes the use of exhaust hood enclosures and systems in removing dust, dirt, fumes, and gases generated through the grinding, polishing, or buffing of ferrous and nonferrous metals.

(h) 1926.57(h) applies to the use of spray booths or spray rooms that are to be used to enclose or confine all spray finishing operations covered by 1926.57(h). These rules do not apply to the spraying of the exteriors of buildings, fixed tanks, or similar structures, nor to small portable spraying apparatus not used repeatedly in the same location.

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(i) 1926.57(i) applies to all operations involving the immersion of materials in liquids, or in the vapors of such liquids, for the purpose of cleaning or altering their surfaces, or adding or imparting a finish thereto, or changing the character of the materials, and their subsequent removal from the liquids or vapors, draining, and drying. Such operations include washing, electroplating, anodizing, pickling, quenching, dyeing, dipping, tanning, dressing, bleaching, degreasing, alkaline cleaning, stripping, rinsing, digesting, and other similar operations, but do not include molten materials handling operations, or surface coating operations.

(3) A reference to 29 CFR 1926.51 means Construction Safety Standard Part 1. “General Rules.”

(4) A reference to 29 CFR 1926.55 means Construction Safety and Health Standard Part 601. “Air Contaminants for Construction.”

(5) A reference to 29 CFR 1926.66 means General Industry Safety Standard Part 76. “Spray Finishing Using Flammable and Combustible Materials.”

(6) A reference to 29 CFR 1926.102 means Construction Safety and Health Standard Part 6. “Personal Protective Equipment.”

(7) A reference to 29 CFR 1910.134 and 1926.103 means Occupational Health Standard Part 451. “Respiratory Protection.”

(8) A reference to 29 CFR part 1926, subpart S, means Construction Safety and Health Standard Part 14. “Tunnels, Shafts, Caissons, and Cofferdams.”

(9) (3) The adopted federal regulations have the same force and effect as a rule promulgated under the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1001 to 408.1094.

(10) (4) The OSHA regulations adopted in these rules are available from the United States Department of Labor, Occupational Safety and Health Administration website, www.osha.gov, at no charge, as of the time of adoption of these rules.

(11) (5) The regulations adopted in these rules are available for inspection at the ~~Department of Licensing and Regulatory Affairs~~ **Department of Labor and Economic Opportunity**, MIOSHA Regulatory Services Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143.

(12) (6) The regulations adopted in these rules may be obtained from the publisher or the ~~Department of Licensing and Regulatory Affairs~~ **Department of Labor and Economic Opportunity**, MIOSHA Regulatory Services Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143, at the cost charged in this rule, plus \$20.00 for shipping and handling

(13) (7) The following Michigan Occupational Safety and Health Administration (MIOSHA) ~~standards are standard~~ is referenced in these rules: ~~Occupational Health Standard Part 601. “Air Contaminants for Construction,” R 325.60151 to R 325.60161.~~ Up to 5 copies of **these standards** ~~this standard~~ may be obtained at no charge from the Michigan ~~Department of Licensing and Regulatory Affairs~~ **Department of Labor and Economic Opportunity**, MIOSHA Regulatory Services Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143 or via the internet at the following website: www.michigan.gov/mioshastandards. For quantities greater than 5, the cost, as of the time of adoption of these rules, is 4 cents per page.

(a) Construction Safety Standard Part 1. “General Rules,” R 408.40101 to R 408.40134.

(b) Construction Safety and Health Standard Part 6. “Personal Protective Equipment,” R 408.40601 to R 408.40660.

(c) Construction Safety and Health Standard Part 14. “Tunnels, Shafts, Caissons, and Cofferdams,” R 408.41401 to R 408.41483.

(d) Occupational Health Standard Part 451. “Respiratory Protection,” R 325.60051 to R 325.60052.

(e) Construction Safety and Health Standard Part 601. “Air Contaminants for Construction,” R 325.60151 to R 325.60161.

(f) General Industry Safety Standard Part 76. “Spray Finishing Using Flammable and Combustible Materials,” R 408.17601 to R 408.17699.