

OSHA's Plans under Trump Spring 2018 Agenda

Center for Progressive Reform

For questions/comments, contact Katie Tracy at ktracy@progressivereform.org

RULES IN PLAY					
Rule Name	RIN	Latest Update	Spring 2018	Fall 2017	Spring 2017
Occupational Exposure to Beryllium	1218-AB76	OSHA is delaying by 3 months (sliding from Sept. 2018 to Dec. 2018) the date it expects to finalize its proposed rule to revoke ancillary provisions from the 2017 final rule limiting exposure to beryllium for the shipyard and construction industries. Note: OSHA has listed this agenda item as in the proposal stage, although the proposed rule for construction and shipyard was issued in June 2017 and the agency appears to moving to finalize the rule by year-end. The agency issued a direct final rule revising the general industry standard on May 7, 2018.	Proposed	Final	Proposed
Standards Improvement Project IV	1218-AC67	OSHA is delaying by 5 months (sliding from Feb. 2018 to July 2018) the date it expects to finalize its 2016 proposed rule to update several existing standards and paperwork requirements identified as unnecessary or duplicative.	Final	Final	Final
Amendments to Cranes and Derricks in Construction Standard	1218-AC81	OSHA is delaying by 3 months (sliding from Sept. 2018 to Dec. 2018) the date it expects to propose a rule to amend its 2010 final standard to make corrections and other clarifications.	Proposed	Proposed	Long Term Action
Communication Tower Safety	1218-AC90	OSHA now intends to initiate by May 2018 a small business review panel to consider regulatory approaches the agency ought to take to address the higher-than-average fatality rate among workers in the communication tower industry. Previously the agency's agenda said it was planning to complete a review panel by March 2018.	Prerule	Prerule	Prerule
Emergency Response and Preparedness	1218-AC91	OSHA has moved this rulemaking from its list of Long Term Actions to the prerule stage and now intends to initiate by Oct. 2018 a small business review panel on a draft rule to address significant hazards to emergency response workers.	Prerule	Long Term Action	Long Term Action

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Update to the Hazard Communication Standard	1218-AC93	OSHA has moved this rulemaking from its list of Long Term Actions to the prerule stage and now intends to initiate by Feb. 2019 a small business review panel on a draft rule to update the agency's hazard communication standard to maintain alignment with the Globally Harmonized System of Classification of Labeling of Chemicals (GHS) and other countries that have adopted the GHS.	Proposed	Long Term Action	Long Term Action
Quantitative Fit Testing Protocol: Amendment to the Final Rule on Respiratory Protection	1218-AC94	OSHA is moving ahead without delay on its plan to finalize a rule by Sept. 2018 that would amend the agency's respiratory standard finalized in 1998 to incorporate new fit test protocols.	Final	Final	Proposed
Rules of Agency Practice and Procedure Concerning OSHA Access to Employee Medical Records	1218-AC95	OSHA is delaying by 6 months (sliding from June 2018 to Dec. 2018) its plans to finalize updates to make more efficient its internal procedures on obtaining and using personally identifiable employee medical information.	Final	Final	Long Term Action
Crane Operator Qualification in Construction	1218-AC96	OSHA is delaying by 6 months (sliding from Nov. 2017 to May 2018) its plans to propose a rule specifying what criteria employers use to determine if operators are qualified to safely operate cranes on construction sites. The proposed rule is on schedule as of now—it is currently pending review by OIRA (since Feb. 22, 2018). Note: This rule was listed in the Fall 2017 as in the final stage, but this appears to have been an error.	Proposed	Final	Proposed
Mechanical Power Press Update	1218-AC98	OSHA is delaying by 6 months (sliding from Mar. 2018 to Sept. 2018) its expected date for requesting information from the public about how it should proceed with updating its mechanical power presses standard to address the use of hydraulic or pneumatic power presses and other technological changes over the past 40 years.	Prerule	Prerule	Prerule

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Powered Industrial Trucks	1218-AC99	OSHA is delaying by 5 months (sliding from Jan. 2018 to June 2018) its expected date for requesting information from the public about how it should proceed with updating its outdated standard on powered industrial trucks.	Prerule	Prerule	Prerule
Lockout/Tagout Update	1218-AD00	OSHA is delaying by 1 month (sliding from May 2018 to June 2018) its expected date for requesting information from the public about recent technological advancements employing computer-based controls of hazardous energy that conflict with the existing lock-out/ tag-out standard.	Prerule	Prerule	Prerule
Tree Care Standard	1218-AD04	OSHA is moving this rulemaking from its list of Long Term Actions to the prerule stage and now intends to initiate by Apr. 2019 a small business review panel on a draft standard for tree care operations, which it began in response to an industry petition it granted in 2008.	Prerule	Long Term Action	Long Term Action
Cranes and Derricks in Construction: Exemption Expansions for Railroad Roadway Work	1218-AD07	OSHA is delaying by 6 months (sliding from Dec. 2017 to June 2018) its expected date for proposing revisions to its Cranes and Derricks in Construction standard to expand the exemptions for railroad roadway work as required by a settlement agreement reached in Sept. 2014.	Proposed	Proposed	Proposed
Preventing Workplace Violence in Healthcare and Social Assistance	1218-AD08	OSHA is moving this rulemaking from its list of Long Term Actions to the prerule stage and now intends to initiate by Jan. 2019 a small business review panel on a draft standard to prevent workplace violence in healthcare, which it initiated in response to union petitions it granted in 2017.	Prerule	Long Term Action	Long Term Action
Blood Lead Level for Medical Removal	1218-AD10	OSHA is delaying by 6 months (sliding from July 2018 to Jan. 2019) its expected date for issuing an advanced notice of proposed rulemaking on strengthening the existing lead standard by lowering the blood lead level at which an employee may be returned to a former job.	Prerule	Prerule	Prerule

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Technical Corrections to 36 OSHA Standards and Regulations	1218-AD12	OSHA is delaying by 4 months (sliding from Feb. 2018 to June 2018) its expected date for making technical corrections to certain OSHA standards. Note: The name of this agenda item was previously "Technical Corrections to 16 OSHA Standards." The number has grown to 36 and now includes both standards and regulations.	Final	Final	Proposed
Puerto Rico State Plan	1218-AD13	OSHA is delaying by 6 months (sliding from June 2018 to Dec. 2018) its expected date for giving Puerto Rico's state plan final approval.	Proposed	Proposed	Proposed
Improve Tracking of Workplace Injuries and Illnesses	1218-AD17	OSHA is delaying by 7 months its plans to issue a proposal to amend provisions of its 2016 final rule and remove a requirement for employers to submit electronically to OSHA information from the OSHA Form 300 and OSHA Form 301 for establishments with 250 or more employees.	Proposed	Proposed	Proposed
Occupational Exposure to Crystalline Silica; Revisions to Table 1 in the Standard for Construction	1218-AD18	OSHA has added this item to its agenda and plans to request information from the public in Nov. 2018 about the effectiveness of control measures not currently included for tasks and tools listed in Table 1 of its crystalline silica standard finalized on March 25, 2016.	Prerule	NA	NA
LONG TERM ACTION (LTA)					
Rule Name	RIN	Latest Update	Spring 2018	Fall 2017	Spring 2017
Occupational Injury and Illness Recording and Recordkeeping Requirements-- Musculoskeletal Disorders (MSD) Column	1218-AC45	OSHA will continue to delay indefinitely its plans to restore the MSD column to the OSHA 300 log so that employers and workers can better track these injuries and the agency can collect better statistical data.	LTA	LTA	LTA
Infectious Diseases	1218-AC46	OSHA will continue to delay indefinitely the development of a standard to require employers in the health care and similarly high-risk industries to establish a comprehensive infection control program and control measures to protect workers from infectious disease.	LTA	LTA	LTA

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Process Safety Management and Prevention of Major Chemical Accidents	1218-AC82	OSHA will continue to delay indefinitely the development of a standard to modernize its process safety management standard to prevent major chemical disasters.	LTA	LTA	LTA
Shipyards Fall Protection--Scaffolds, Ladders, and Other Working Surfaces	1218-AC85	OSHA will continue to delay indefinitely its plans to assess its options for updating its existing standard on shipyard fall protection to provide more comprehensive coverage and to reflect technological developments.	LTA	LTA	LTA