



Exempt Action Final Regulation Agency Background Document

Agency name	Virginia Department of Labor and Industry
Virginia Administrative Code (VAC) citation	16 VAC 25-90-1910.6; 16 VAC 25-90-1910.106; 16 VAC 25-90-1910.142; 16 VAC 25-90-1910.243; 16 VAC 25-90-1910.254; and 16 VAC 25-90-1910.265
Regulation title	16 VAC 25-90-1910.6, Incorporation by Reference, §1910.6; 16 VAC 25-90-1910.106, Flammable and Combustible Liquids, §1910.106; 16 VAC 25-90-1910.142, Temporary Labor Camps, §1910.142; 16 VAC 25-90-1910.243, Guarding of Portable Powered Tools, §1910.243; 16 VAC 25-90-1910.254, Arc Welding and Cutting, §1910.254; and 16 VAC 25-90-1910.265, Sawmills, §1910.265
Action title	Updating OSHA Standards Based on National Consensus Standards
Final agency action date	March 7, 2006
Document preparation date	March 10, 2006

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 21 (02) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Federal OSHA revoked three references to outdated national consensus standards and two references to industry standards. By eliminating the outdated references, OSHA will clarify employer obligations under the applicable OSHA standards and reduce administrative burdens on employers and OSHA.

These revisions are part of OSHA's overall effort to update OSHA standards that reference, or that include language taken directly from, outdated consensus standards.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

On March 7, 2006, the Safety and Health Codes Board adopted federal OSHA's revised final rule for Updating OSHA Standards Based on National Consensus Standards, as published in 70 FR 53925 on September 13, 2005, with an effective date of June 15, 2006.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

These amendments will have no impact on the institution of the family or family stability.

To access Updating OSHA Standards Based on National Consensus Standards, please refer to:

http://www.osha.gov/FedReg_oshapdf/FED20050913.pdf