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# North Carolina Department of Labor

- *NC State Plan & HazCom Update*

**Joseph R. Davis**  
*Safety Standards Officer*

# Agenda

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- OSHA - State Plan Option
- State Plan Standards Adoption
- North Carolina – State Plan
  - NC Department of Labor, Occupational Safety and Health
  - Rules Adoption
  - NC State Specific Standards
- New Hazards Communications Standard Update
  - Why
  - Summary of Changes
  - Key Dates
  - Enforcement
  - Status

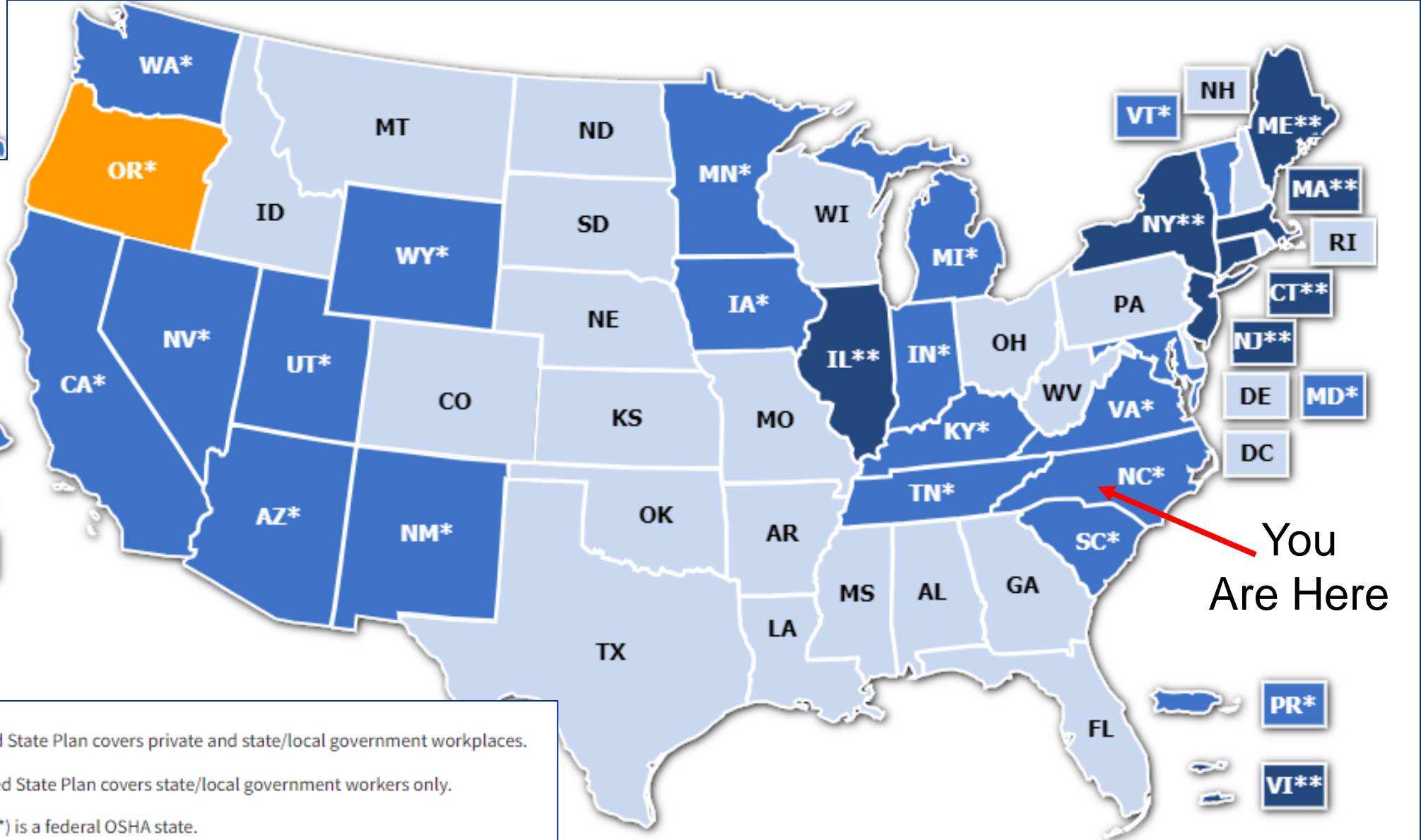
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# OSHA - State Plan Option

# OSHA - State Plan Option

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- Occupational Safety and Health Act (OSHA)
  - Williams - Steiger Occupational Safety and Health Act of 1970
  - Under Section 18 of the Occupational Safety and Health Act
    - »(b) Any state can assume responsibility for development and enforcement of occupational safety and health standards...  
(abridged)



You Are Here

- \* This state's OSHA-approved State Plan covers private and state/local government workplaces.
- \*\* This state's OSHA-approved State Plan covers state/local government workers only.
- ☐ This state (with no asterisk \*) is a federal OSHA state.

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# State Plan Standards Adoption

# State Plan Adoption of OSHA Standards

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## Enforcement

- Policy/procedures as, or more, effective than OSHA

## Options

- Adopt identical or different enforcement policies than OSHA

## Submit

- Notice of intent within 60 days

## Adoption

- Either identical or different within 6 months

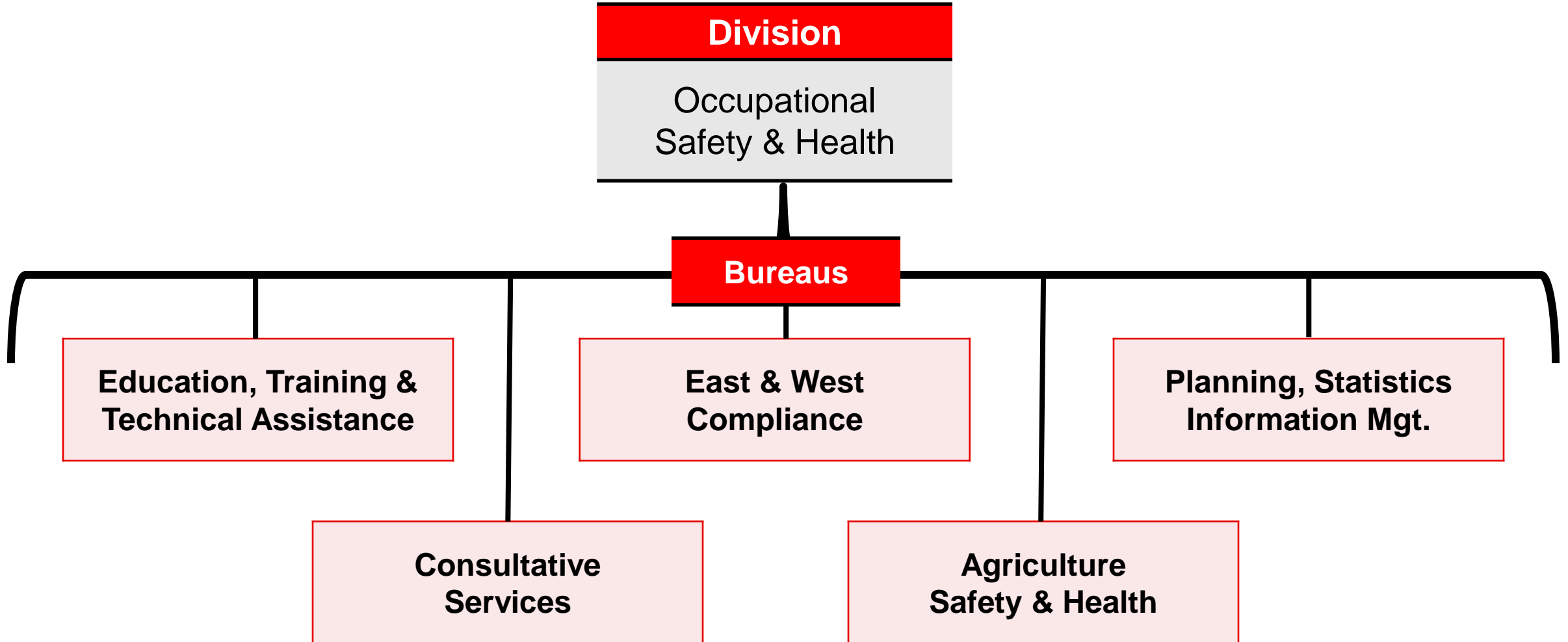
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# NCDOL OSH State Plan



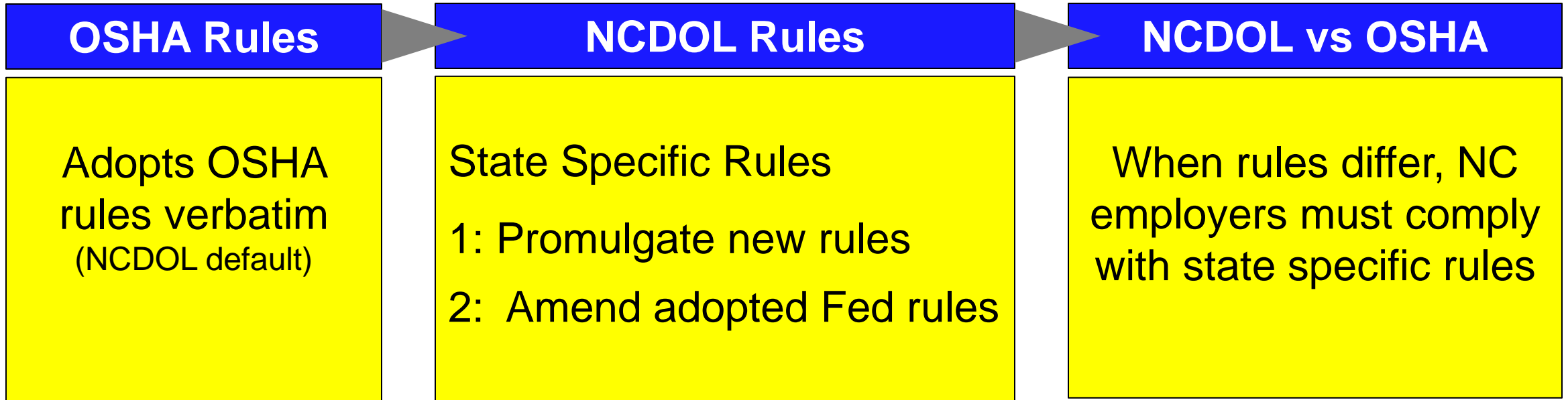
# NCDOL – Occupational Safety & Health

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# NC State Rules Adoption

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# NC State Specific Standards

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## General Industry

### General Industry Standards

- Hazardous materials
- Special Industries

### Communications Towers

### Antineoplastic Agents

### S&H Programs and Committees

- Selection, requirements, training

## Construction Industry

### Construction Standards:

- Health Provisions
- PPE
- Steel Erection
- Toxic and Hazardous Substances

### Communications Towers

### Blasting and Use of Explosives

### S&H Programs and Committees

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# New HazCom Standard Update

# Why the HCS Update?

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The Hazard Communications Standard (HCS) requires periodic revision to maintain consistency with the Globally Harmonized System (HGS) and incorporate the progression of scientific principles and best approaches for classification and communication of workplace hazards related to hazardous chemical exposure.

Federal Register / Vol. 89, No. 98 / Monday, May 20, 2024 / Rules and Regulations

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# Summary of Changes

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## (c) Definitions

- bulk shipment, combustible dust, gas, liquid, solid, PLHPC

## (d) Hazard Classification

- Clarifies hazards requiring classification

## (f) Labels

- US contact, small container labelling, immediate outer package

## (i) Trade Secrets

- SDS to list trade secret ingredient concentration in one of the prescribed ranges

## Appendices A-D

# Key Dates

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- May 20, 2024
  - Final rule published in federal registry
- July 19, 2024
  - Effective at the Federal level
- September 19, 2024
  - NC public hearing
- January 2025
  - NC effective date (TBD)

# Enforcement

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- No changes currently
  - Enforcement policy/procedures are subject to change as required



# HazCom Rule Adoption Status

Step	Details	Status
Publish Notice in NC Register	Proposed rule and explanation	✓
	Citation of legal authority	✓
	Proposed effective date	✓
	Date/time/location of public hearing	✓
Obtain Fiscal Note	As required	✓
Hold Public Meeting	Accept comments	9/19/24
Adoption	After comments / within 12 months...	
	1. Review fiscal notes	TBD
	2. Consider public comments	TBD
	3. Adopt rule	January 2025

NCGS 150B-21.2

# Thank You

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What questions may you have?

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