

NORTH CAROLINA DEPARTMENT OF LABOR
DIVISION OF OCCUPATIONAL SAFETY AND HEALTH

Chapter 7
Subchapter 7F

CFR Revision 136
CFR II

Field Information System

Logging

Subpart R, 29 CFR 1910.266, 1910.269(r)(5) General Industry

Subpart B, 29 CFR 1928, Agriculture

Final Rule

DISCUSSION:

On October 12, 1994, Federal OSHA issued a new rule addressing the logging industry. The federal effective date for the standard and accompanying amendments was February 9, 1995. On February 8, 1995, Federal OSHA issued a notice of stay of enforcement of certain sections of 1910.266. The sections delayed for six months are as follows:

- (d)(1)(v) insofar as it relates to requiring foot protection to be chainsaw resistant
- (d)(1)(vii) insofar as it requires face protection
- (d)(2)(iii) for first-aid kits that contain all the items listed in Appendix A
- (f)(2)(iv)
- (f)(2)(xi)
- (f)(3)(ii)
- (f)(3)(vii)
- (f)(3)(vii);
- (f)(7)(ii) as it requires that parking brakes be able to stop the machine;
- (g)(1) and (g)(2) as they require inspection and maintenance of employee-owned vehicles;
- and(h)(2)(vii) insofar as it precludes backcuts at the level of the horizontal cut of the undercut when the Humboldt cutting method is used.

This delay is stated in the Federal Register as necessary to allow time for Federal OSHA "to clarify language in the regulatory text so that it most adequately expresses its intent with respect to some of these provisions, and to provide additional information on other provisions."

ACTION:

This final rule at 29 CFR 1910 and 29 CFR 1928 was adopted verbatim in North Carolina by the Commissioner of Labor with an effective date of April 1, 1995.

However, until further notice OSHNC will not enforce any of the above enumerated subsections until August 9, 1995. OSHNC and the NC Forestry Association are meeting to discuss possible amendments to the Logging standard to make it meet the needs of North Carolina.

Copies of the regulatory text from the original [Federal Register](#) announcement (Vol. 59, No. 196) and the federal OSHA Notice of Stay (Vol. 60, No. 26) are attached. A copy of the regulatory text from the NC Administrative Code is also attached.

Please file this NC CFR Revision in CFR II of your Field Information System.

Date: 3/17/1995

Charles N. Jeffress, Director
Division Of Occupational Safety and Health
(Signed on Original)

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