

**North Carolina Department of Labor  
Division of Occupational Safety and Health**

**Raleigh, North Carolina**

Chapter 7  
Subchapter 7F

CFR Revision 138A

Field Information System  
**Occupational Exposure to 4,4'-Methylenedianiline (MDA);  
29 CFR 1926.60**

Final Rule; correction

A. **Discussion.**

On December 6, 2004, federal OSHA issued a correction to the final rule for Occupational Exposure to 4,4'-Methylenedianiline (MDA) to correct a cross reference to OSHA's standard on emergency action and fire prevention plans. When 29 CFR 1910 Subpart E was revised, the general industry standard (29 CFR 1910.1050) for MDA was corrected, however the construction standard was overlooked.

B. **Action.**

The N.C. Commissioner of Labor adopted this correction verbatim with an effective date of March 14, 2005. Refer to the 12/06/2004 *Federal Register* (Vol. 69, No. 233) for the details related to this correction.

Signed on Original  
Allen McNeely  
Director

4/06/05  
Date of Signature

NC Effective Date: March 14, 2005  
NCAC Number: 13 NCAC 7F.0200

**List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by Reference, Navigation (air).

**The Adoption of the Amendment**

■ In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

**PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS**

■ 1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

**§ 71.1 [Amended]**

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.9L, Airspace Designations and Reporting Points, dated September 2, 2003, and effective September 16, 2003, is amended as follows:

*Paragraph 2004 Jet Routes*

\* \* \* \* \*

**J-180 [Revised]**

From Humble, TX; Daisetta, TX; Sawmill, LA; Little Rock, AR; Foristell, MO.

**J-181 [Revised]**

From Ranger, TX; Okmulgee, OK; Neosho, MO; Hallsville, MO; INT Hallsville 053° and Bradford, IL, 219° radials; to Bradford.

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**J-187 [New]**

From Memphis, TN; Foristell, MO.

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Issued in Washington, DC, on November 29, 2004.

**Reginald Matthews,**

*Manager, Airspace and Rules.*

[FR Doc. 04–26749 Filed 12–3–04; 8:45 am]

**BILLING CODE 4910–13–P**

**DEPARTMENT OF LABOR****Occupational Safety and Health Administration****29 CFR Part 1926**

[Docket No. H040]

RIN 1218–0184

**Methylenedianiline in Construction; Correction**

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Final rule; correction.

**SUMMARY:** OSHA is revising the regulatory text of the

Methylenedianiline (MDA) Standard for Construction to correct a cross reference to OSHA's standard on emergency action plans and fire prevention plans.

**DATES:** This final rule becomes effective January 5, 2005.

**FOR FURTHER INFORMATION CONTACT:**

George Shaw, Acting Director, OSHA Office of Communication, Room N–3647, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; Telephone: (202) 693–1999.

**SUPPLEMENTARY INFORMATION:**

On November 2002, the Agency published a final rule entitled “Exit Routes, Emergency Action Plans, and Fire Prevention Plans (67 FR 67949).” This action was taken in part to clarify and make consistent provisions regrading emergency action plans and fire prevention plans in several general industry standards. In that final rule, OSHA separated the requirements for emergency action plans and fire protection plans into two separate sections, 1910.38 and 1910.39, respectively.

Several general industry health standards were revised at that time to reflect this change. The general industry standard for MDA (29 CFR 1910.1050(d)(1)(iii)) was revised to read as follows: “The plan shall specifically include provisions for alerting and evacuating affected employees as well as elements prescribed in 29 CFR 1910.38 and 29 CFR 1910.39, ‘Emergency actions plans’ and ‘Fire prevention plans,’ respectively.” The same provision in the MDA Standard for Construction (29 CFR 1926.60) was not similarly revised at that time. Since the Agency intended to revise all health standards to reflect this change, OSHA is accordingly correcting the MDA Construction Standard to make it consistent with the revised language in the other health standards. In making this correction, OSHA maintains the safety and health protection provided to employees without increasing the regulatory burden on employers.

**List of Subjects in 29 CFR Part 1926**

Chemicals, Construction industry, Diving, Electric power, Fire prevention, Gases, Government Contracts, Hazardous substances. Health records, Lead, Motor vehicle safety, Noise control, Occupational safety and health, Radiation protection. Reporting and recordkeeping requirements, Signs and symbols.

■ Therefore, OSHA amends 29 CFR part 1926 as follows:

**PART 1926—[CORRECTED]****Subpart D—Occupational Health and Environmental Controls**

■ 1. The authority citation for part 1926 subpart D is revised to read as follows:

**Authority:** Sec. 107, Contract Work Hours and Safety Standards Act (40 U.S.C. 333); secs. 4, 6, and 8, Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657; Secretary of Labor's Order No. 12–71 (36 FR 8754), 8–76 (41 FR 25059), 9–83 (48 FR 35736), 6–96 (62 FR 111), or 5–2002 (67 FR 65008), as applicable, and 29 CFR part 1911.

■ 2. In § 1926.60, paragraph (e)(1)(iii) is revised to read as follows:

**§ 1926.60 Methylenedianiline**

(e) \* \* \*

(1) \* \* \*

(iii) The plan shall specifically include provisions for alerting and evacuating affected employees as well as the applicable elements prescribed in 29 CFR 1910.38 and 29 CFR 1910.39, “Emergency action plans” and “Fire prevention plans,” respectively.

\* \* \* \* \*

**Authority and Signature**

John L. Henshaw, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Ave., NW., Washington, DC 20210, directed the preparation of this notice under the authority granted by: Sections 4, 6(b), 8(c), and 8(g) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); section 107 of the Contract Work Hours and Safety Standards Act (the Construction Safety Act) (40 U.S.C. 333); section 41, the Longshore and Harbor Worker's Compensation Act (33 U.S.C. 941); Secretary of Labor's Order No. 5–2002 (67 FR 65008); and 29 CFR part 1911.

Signed at Washington, DC, this 18 day of November 2004.

**John L. Henshaw,**

*Assistant Secretary of Labor.*

[FR Doc. 04–26739 Filed 12–3–04; 8:45 am]

**BILLING CODE 4510–26–M**

**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 117**

[CGD01–04–142]

**Drawbridge Operation Regulations: Connecticut River, CT**

**AGENCY:** Coast Guard, DHS.