



North Carolina Department of Labor  
Division of Occupational Safety and Health  
1101 Mail Service Center  
Raleigh, NC 27699-1101  
(919) 707-7806

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**NOTICE OF VERBATIM ADOPTION OF FEDERAL STANDARDS**

In consideration of G.S. 150B-21.5(c) the Occupational Safety and Health Division of the Department of Labor hereby gives notice that:

- Rule changes have been submitted to update the *North Carolina Administrative Code* at 13 NCAC 07F .0201 and 13 NCAC 07F .0501, to incorporate by reference the occupational safety and health related provisions of Title 29 of the *Code of Federal Regulations* Parts 1926 and 1915 promulgated as of September 30, 2019, except as specifically described, and
- The *North Carolina Administrative Code* at 13 NCAC 07A .0301 automatically adopts subsequent amendments to certain parts of the *Code of Federal Regulations*, but Parts 1915 and 1926 are not included.

This update encompasses the following recent verbatim adoption:

- Occupational Safety and Health Standards, 29 CFR amendments to § 1926 and 1915 – Occupational Exposure to Beryllium and Beryllium Compounds in Construction and Shipyard Sectors (84 FR 51377, September 30, 2019).

The final rule is published in the Federal Register on September 30, 2019 (84 FR 51377). Final rule delays compliance deadlines for almost all provisions of the beryllium standards for construction and shipyards to 9/30/2020. Compliance with the permissible exposure limit (PEL) and short-term exposure limit (STEL), which OSHA had been enforcing since 5/11/2018, remain in effect. In addition, OSHA is not revoking the ancillary provisions of these standards as previously proposed, but will publish a new proposed rule for shipyards and construction. OSHA's final rule was effective September 30, 2019.

For additional information, please contact:

Bureau of Education, Training and Technical Assistance  
Occupational Safety and Health Division  
North Carolina Department of Labor  
1101 Mail Service Center  
Raleigh, North Carolina 27699-1101

For additional information regarding North Carolina's process of adopting federal OSHA Standards verbatim, please contact:

Jill F. Cramer, Agency Rulemaking Coordinator  
North Carolina Department of Labor  
Legal Affairs Division  
1101 Mail Service Center  
Raleigh, North Carolina 27699-1101

Summary of Verbatim Adoptions  
Effective February 14, 2020

**Occupational Safety and Health Standards**

The final rule is published in the Federal Register on September 30, 2019 (84 FR 51377). Final rule delays compliance deadlines for almost all provisions of the beryllium standards for construction and shipyards to 9/30/2020. Compliance with the permissible exposure limit (PEL) and short-term exposure limit (STEL), which OSHA had been enforcing since 5/11/2018, remain in effect. In addition, OSHA is not revoking the ancillary provisions of these standards as previously proposed, but will publish a new proposed rule for shipyards and construction. OSHA's final rule was effective September 30, 2019.

The attached amendments of 13 NCAC 07F .0201 and 13 NCAC 07F .0501 are required by 29 CFR 1902.4(a) and G.S. 95-131(a) in order for North Carolina's Occupational Safety and Health program to be as effective as the federal program and to maintain North Carolina's state plan status under the federal Occupational Safety and Health Act of 1970. This rule was adopted in accordance with 150B-21.5(c). Pursuant to the provisions of G.S. 150B-21.3(e), **the effective date of this action is February 14, 2020.**