



North Carolina Department of Labor
Division of Occupational Safety and Health
1101 Mail Service Center
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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 August 31, 2020, 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 (85 FR 53910, August 31, 2020).

The final rule, published in the Federal Register on August 31, 2020 (85 FR 53910), amends its existing construction and shipyard standards for occupational exposure to beryllium and beryllium compounds to clarify certain provisions and simplify or improve compliance. OSHA's final rule was effective September 30, 2020.

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:

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Legal Affairs Division
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Summary of Verbatim Adoptions
Effective February 1, 2021

Occupational Safety and Health Standards

The final rule, published in the Federal Register on August 31, 2020 (85 FR 53910), amends its existing construction and shipyard standards for occupational exposure to beryllium and beryllium compounds to clarify certain provisions and simplify or improve compliance. OSHA's final rule was effective September 30, 2020.

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 1, 2021.**