

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Department of Labor

RULE CITATION: 13 NCAC 07F .0201

DEADLINE FOR RECEIPT: June 6, 2025

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may email the reviewing attorney to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following changes be made:

Line 5: The rule provides two dates on which Title 29 was adopted. As published "June 30, 2022" was stricken. As submitted to the RRC, it is not. Which is it?

Lines 4-6: The rule fails to specify where copies of the incorporated material can be obtained and the cost, on the date the rule was adopted, of a copy of the material, as required by G.S. 150B-21.6.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

1 13 NCAC 07F .0201 is amended as published in 39:17 NCR 1109 follows:

2
3 **13 NCAC 07F .0201 CONSTRUCTION**

4 The provisions for the Occupational Safety and Health Standards for Construction, Title 29 of the Code of Federal
5 Regulations Part 1926 promulgated as of June 30, 2022, January 1, 2025, and exclusive of subsequent amendments,
6 are incorporated by reference except as modified or amended in 13 NCAC 07F .0202 through .0207.

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8 *History Note: Authority G.S. 95-131; ~~150B-21.6~~;*

9 *Eff. August 2, 1993;*

10 *Amended Eff. April 14, 2005; March 14, 2005; September 17, 2004; July 1, 2003; December 11,*

11 *2002; August 1, 2002; January 18, 2002; September 1, 2000; February 22, 1999; October 8,*

12 *1998; July 1, 1998; April 8, 1998; March 7, 1997; February 11, 1997; September 1, 1996;*

13 *February 1, 1996; January 1, 1996; October 1, 1995; September 6, 1995;*

14 *Item (5): Subpart U-Blasting and Use of Explosives, was recodified to Rules - .0701-.0716 Eff.*

15 *August 3, 2005;*

16 *Amended Eff. November 22, 2006; August 24, 2006; May 30, 2006;*

17 *Recodified Items (1) - (6) to Rules .0202 - .0207 Eff. December 17, 2007;*

18 *Amended Eff. October 2, 2015; November 20, 2014; October 8, 2014; November 18, 2013;*

19 *November 8, 2013; June 18, 2013; February 5, 2013; June 11, 2012; October 31, 2011; November*
20 *8, 2010; August 19, 2010; July 1, 2010; April 23, 2009; February 13, 2008;*

21 *Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1,*
22 *2016;*

23 *Amended Eff. July 1, 2025; September 1, 2022; March 8, 2021; February 1, 2021; September 23,*
24 *2020; February 14, 2020; October 7, 2019; May 3, 2019; May 1, 2018; July 1, 2017; September*
25 *2, 2016*