


CANCELLED

**State of Alaska
Department of Labor
Division of Labor Standards and Safety**

AKOSH Program Directive PD 95-15

Date: December 20, 1994

To: All AKOSH Staff 

From: Dennis L. Smythe, CI, Acting Director

Subject: Fall Protection in the Construction Industry, 29 C.F.R. 1926.500 - .503

This program directive, PD 95-15, conveys the attached final rule for 29 C.F.R. 1926.500 through .503, Fall Protection in the Construction Industry, which was published in the Federal Register on August 9, 1994 in Volume 59, No. 152, effective on the national level as of February 6, 1995. This standard is currently part of a package under review by Department of Law, AG File #993-95-0070.

Delays in regulations' processing will prevent the state from officially adopting this standard within the six months allowed by OSHA. The six-month deadline is February 9, 1995. However, a requirement of our OSHA state plan 18(e) certification is that the program enforce this standard under the General Duty Requirement until the standard is adopted at the state level.

The State of Alaska's General Duty Requirement is found in AS 18.60.075(a)(4), which requires that "An employer shall do everything necessary to protect the life, health and safety of employees including, but not limited to: furnishing to each of his employees employment and a place of employment which are free from recognized hazards which, in the opinion of the Commissioner, are causing or are likely to cause death or serious physical harm to his employees." The Alaska Compliance Manual also discusses the General Duty Requirement under Chapter IV, A. 2. (pages IV-5 through IV-22).

Effective February 6, 1995, and until the adoption of a state-specific standard as effective as that adopted under 29 C.F.R. 1926.500 through .503, enforce this standard following established procedures for the General Duty Requirement.

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