

SHELL OIL COMPANY

DATE SEPTEMBER 19, 1980

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SUBJECT STATUS OF PROPOSED AND NEW
OSHA REGULATIONS

The attached summary of the "Status of Proposed and New OSHA Regulations" supplements and updates the summary information provided in our June 23, 1980, memorandum on this subject. (Note -- the "Lead Role" column is an internal identifier referring to the HS&E focal point.)

On September 8, 1980, the Louisiana Chemical Association petitioned the U.S. Court of Appeals for the Fifth Circuit for an emergency stay of two sections, (e) and (g), of the OSHA access to medical and industrial hygiene records rule covering access and notification.



K. C. Crawford

Attachment

cc - R. L. Brunner
H. L. Kusnetz
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J. D. Ransdell
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For Information
Shell Pipe Line Corporation - Mr. L. W. Kinison

PLAINTIFF'S EXHIBIT

SH-2468

DPMC-13537

LAM 012166

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STATUS OF PROPOSED AND NEW OSHA REGULATIONS

<u>REGULATION</u>	<u>LEAD ROLE</u>	<u>STATUS</u>
Chemical Substance Identification - Labeling	RHC	Under discussion between CMA and OSHA. Timing somewhat delayed, proposed rule now is expected late September, 1980, together with EPA's complementary rules (one acute, one chronic). Final rules expected in early 1981 (45 FR 36960).
Generic Standard for Pesticides	JDH	Shell's comments on Draft #9, Version D, submitted to NACA for discussion with OSHA. Current activity through NACA remains high. Proposed rule delayed, now expected early 1981 after completion of regulatory analysis (Centaur survey). Final rule in mid-1981 (45 FR 36961).
Walking/Working Surfaces	JLR	Trade association activity. OSHA activity intermittent over four years. Proposed rule likely delayed to spring 1981 per ORC sources.
Abrasive Blasting	CFP	Trade association activity. Proposed rule earlier expected in mid-1980 (45 FR 36967), now likely Fall 1980.
Lock-Out/Tag-Out a. General Industry b. Construction	JLR	Advanced notice of proposed rule making published June 1980. Shell comments submitted to meet September 15, 1980, deadline. Proposed rules expected in early 1981 (General Industry) and late 1980 (Construction) [45 FR 36971]

<u>REGULATION</u>	<u>LEAD ROLE</u>	<u>STATUS</u>
Generic Standard for Carcinogens	RHC	(1) The Houston District Court (Judge Bue) ruled against the A. (and API) in finding that the final rule is a regulation reviewable in a District Court rather than a standard reviewable in an Appellate Court. Future activities will reflect this decision. (2) OSHA published their candidate list of 107 compounds requiring further review. The Category I & II Priority Lists will be prepared later this year and the will also include compounds from EPA's CAG list of 91 compounds. Shell will request OSHA's data base (fact sheets) for some 60-8 compounds. The DEPT committee will prioritize our rebuttal activities.
Access to Medical and Exposure Records	RHC	Final rule became effective August 21, 1980. However, the Louisiana Chemical Association (including Shell) received a two week stay from OSHA. Guidelines have been provided to field locations on this new rule. Litigation is still underway.
Fire Protection Subpart L	JLR	Final rule published September 12, 1980.
Electrical Standards	JLR	Published proposed rule September 25, 1979, as part I of four parts. Shell submitted comments supporting the performance language approach. The final rule for Part I is expected in the fall of 1980.

<u>REGULATION</u>	<u>LEAD ROLE</u>	<u>STATUS</u>
<u>UNCHANGED FROM PRIOR ENTRY</u>		
Noise	Not Assigned (RHC)	OSHA activity intermittent over six years. Final rule in late 1980 (45 FR 36963).
Underground Construction	Not Assigned (RHC)	Trade association activity. Proposed rule expected in late 1980 (45 FR 36968).
Confined Spaces	JLR	Shell submitted a written response to an advanced notice. High trade association activity. Proposed rule expected in late 1980 (45 FR 36970).
Asbestos	Not Assigned (RHC)	OSHA is proposing to lower the current PEL. A notice of proposed rule making is expected this Fall (45 FR 36973).
Chromium	Not Assigned (RHC)	OSHA is proposing to lower the current PEL for hexavalent chromium and include other types of chromium. A notice of proposed rulemaking is expected this Fall (45 FR 36973).

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