

Occupational Safety and Health Admin., Labor

§ 1910.1

- 1910.305 Wiring methods, components, and equipment for general use.
- 1910.306 Specific purpose equipment and installations.
- 1910.307 Hazardous (classified) locations.
- 1910.308 Special systems.
- 1910.309-1910.330 [Reserved]

SAFETY-RELATED WORK PRACTICES

- 1910.331 Scope.
- 1910.332 Training.
- 1910.333 Selection and use of work practices.
- 1910.334 Use of equipment.
- 1910.335 Safeguards for personnel protection.
- 1910.336-1910.360 [Reserved]

SAFETY-RELATED MAINTENANCE REQUIREMENTS

- 1910.361-1910.380 [Reserved]

SAFETY REQUIREMENTS FOR SPECIAL EQUIPMENT

- 1910.381-1910.398 [Reserved]

DEFINITIONS

- 1910.399 Definitions applicable to this subpart.

APPENDIX A TO SUBPART S TO PART 1910—REFERENCE DOCUMENTS

APPENDIX B TO SUBPART S TO PART 1910—EXPLANATORY DATA [RESERVED]

APPENDIX C TO SUBPART S TO PART 1910—TABLES, NOTES, AND CHARTS [RESERVED]

Subpart T—Commercial Diving Operations

GENERAL

- 1910.401 Scope and application.
- 1910.402 Definitions.

PERSONNEL REQUIREMENTS

- 1910.410 Qualifications of dive team.

GENERAL OPERATIONS PROCEDURES

- 1910.420 Safe practices manual.
- 1910.421 Pre-dive procedures.
- 1910.422 Procedures during dive.
- 1910.423 Post-dive procedures.

SPECIFIC OPERATIONS PROCEDURES

- 1910.424 SCUBA diving.
- 1910.425 Surface-supplied air diving.
- 1910.426 Mixed-gas diving.
- 1910.427 Liveboating.

EQUIPMENT PROCEDURES AND REQUIREMENTS

- 1910.430 Equipment.

RECORDKEEPING

- 1910.440 Recordkeeping requirements.
- 1910.441 Effective date.

APPENDIX A TO SUBPART T TO PART 1910—EXAMPLES OF CONDITIONS WHICH MAY RE-

STRICT OR LIMIT EXPOSURE TO HYPERBARIC CONDITIONS
APPENDIX B TO SUBPART T TO PART 1910—
GUIDELINES FOR SCIENTIFIC DIVING

Subparts U-Y [Reserved]

- 1910.901-1910.999 [Reserved]

SOURCE: 39 FR 23502, June 27, 1974, unless otherwise noted.

Subpart A—General

AUTHORITY: Secs. 4, 6, 8, Occupational Safety and Health Act of 1970 (29 U.S.C. 653, 655, 657); Secretary of Labor's Order Numbers 12-71 (36 FR 8754), 8-76 (41 FR 25059), 9-83 (48 FR 35736), 1-90 (55 FR 9033), or 6-96 (62 FR 111), as applicable.

Sections 1910.7 and 1910.8 also issued under 29 CFR Part 1911. Section 1910.7(f) also issued under 31 U.S.C. 9701, 29 U.S.C. 9a, 5 U.S.C. 553; Pub. L. 106-113 (113 Stat. 1501A-222); and OMB Circular A-25 (dated July 8, 1993) (58 FR 38142, July 15, 1993).

§ 1910.1 Purpose and scope.

(a) Section 6(a) of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1593) provides that "without regard to chapter 5 of title 5, United States Code, or to the other subsections of this section, the Secretary shall, as soon as practicable during the period beginning with the effective date of this Act and ending 2 years after such date, by rule promulgate as an occupational safety or health standard any national consensus standard, and any established Federal standard, unless he determines that the promulgation of such a standard would not result in improved safety or health for specifically designated employees." The legislative purpose of this provision is to establish, as rapidly as possible and without regard to the rule-making provisions of the Administrative Procedure Act, standards with which industries are generally familiar, and on whose adoption interested and affected persons have already had an opportunity to express their views. Such standards are either (1) national consensus standards on whose adoption affected persons have reached substantial agreement, or (2) Federal standards already established by Federal statutes or regulations.

(b) This part carries out the directive to the Secretary of Labor under section

§ 1910.2

6(a) of the Act. It contains occupational safety and health standards which have been found to be national consensus standards or established Federal standards.

§ 1910.2 Definitions.

As used in this part, unless the context clearly requires otherwise:

(a) *Act* means the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1590).

(b) *Assistant Secretary of Labor* means the Assistant Secretary of Labor for Occupational Safety and Health;

(c) *Employer* means a person engaged in a business affecting commerce who has employees, but does not include the United States or any State or political subdivision of a State;

(d) *Employee* means an employee of an employer who is employed in a business of his employer which affects commerce;

(e) *Commerce* means trade, traffic, commerce, transportation, or communication among the several States, or between a State and any place outside thereof, or within the District of Columbia, or a possession of the United States (other than the Trust Territory of the Pacific Islands), or between points in the same State but through a point outside thereof;

(f) *Standard* means a standard which requires conditions, or the adoption or use of one or more practices, means, methods, operations, or processes, reasonably necessary or appropriate to provide safe or healthful employment and places of employment;

(g) *National consensus standard* means any standard or modification thereof which (1) has been adopted and promulgated by a nationally recognized standards-producing organization under procedures whereby it can be determined by the Secretary of Labor or by the Assistant Secretary of Labor that persons interested and affected by the scope or provisions of the standard have reached substantial agreement on its adoption, (2) was formulated in a manner which afforded an opportunity for diverse views to be considered, and (3) has been designated as such a standard by the Secretary or the Assistant Secretary, after consultation with other appropriate Federal agencies; and

29 CFR Ch. XVII (7-1-01 Edition)

(h) *Established Federal standard* means any operative standard established by any agency of the United States and in effect on April 28, 1971, or contained in any Act of Congress in force on the date of enactment of the Williams-Steiger Occupational Safety and Health Act.

§ 1910.3 Petitions for the issuance, amendment, or repeal of a standard.

(a) Any interested person may petition in writing the Assistant Secretary of Labor to promulgate, modify, or revoke a standard. The petition should set forth the terms or the substance of the rule desired, the effects thereof if promulgated, and the reasons therefor.

(b)(1) The relevant legislative history of the Act indicates congressional recognition of the American National Standards Institute and the National Fire Protection Association as the major sources of national consensus standards. National consensus standards adopted on May 29, 1971, pursuant to section 6(a) of the Act are from those two sources. However, any organization which deems itself a producer of national consensus standards, within the meaning of section 3(9) of the Act, is invited to submit in writing to the Assistant Secretary of Labor at any time prior to February 1, 1973, all relevant information which may enable the Assistant Secretary to determine whether any of its standards satisfy the requirements of the definition of "national consensus standard" in section 3(9) of the Act.

(2) Within a reasonable time after the receipt of a submission pursuant to paragraph (b)(1) of this section, the Assistant Secretary of Labor shall publish or cause to be published in the FEDERAL REGISTER a notice of such submission, and shall afford interested persons a reasonable opportunity to present written data, views, or arguments with regard to the question whether any standards of the organization making the submission are national consensus standards.

§ 1910.4 Amendments to this part.

(a) The Assistant Secretary of Labor shall have all of the authority of the