

on appeal to the Secretary. If there are no exceptions filed to the decisions of the administrative law judge, the administrative law judge's decision shall be published in the FEDERAL REGISTER as a final decision and served upon the parties.

§ 1955.46 Finality for purposes of judicial review.

Only a final decision by the Secretary under §1955.44 shall be deemed final agency action for purposes of judicial review. A decision of an administrative law judge which becomes final for lack of appeal is not deemed final agency action for purposes of 5 U.S.C. 704.

§ 1955.47 Judicial review.

The State may obtain judicial review of a decision by the Secretary in accordance with section 18(g) of the Act.

PART 1956—STATE PLANS FOR THE DEVELOPMENT AND ENFORCEMENT OF STATE STANDARDS APPLICABLE TO STATE AND LOCAL GOVERNMENT EMPLOYEES IN STATES WITHOUT APPROVED PRIVATE EMPLOYEE PLANS

Subpart A—General

Sec.

- 1956.1 Purpose and scope.
- 1956.2 General policies.

Subpart B—Criteria

- 1956.10 Specific criteria.
- 1956.11 Indices of effectiveness.

Subpart C—Approval, Change, Evaluation and Withdrawal of Approval Procedures

- 1956.20 Procedures for submission, approval and rejection.
- 1956.21 Procedures for submitting changes.
- 1956.22 Procedures for evaluation and monitoring.
- 1956.23 Procedures for certification of completion of development and determination on application of criteria.
- 1956.24 Procedures for withdrawal of approval.

Subpart D—General Provisions and Conditions [Reserved]

Subpart E—Connecticut

- 1956.40 Description of the plan.
- 1956.41 Where the plan may be inspected.
- 1956.43 Developmental schedule.
- 1956.44 Completion of developmental steps and certification.

Subpart F—New York

- 1956.50 Description of the plan as initially approved.
- 1956.51 Developmental schedule.
- 1956.52 Completed developmental steps.
- 1956.53 Determination of operational effectiveness. [Reserved]
- 1956.54 Location of plan for inspection and copying.
- 1956.55 Changes to approved plans.

Subpart G—New Jersey

- 1956.60 Description of the plan as initially approved.
- 1956.61 Developmental schedule.
- 1956.62 Completion of developmental steps and certification. [Reserved]
- 1956.63 Determination of operational effectiveness. [Reserved]
- 1956.64 Location of plan for inspection and copying.

Subpart H—The Virgin Islands

- 1956.70 Description of plan as approved.
- 1956.71 Developmental schedule.
- 1956.72 Changes to approved plan. [Reserved]
- 1956.73 Determination of operational effectiveness. [Reserved]
- 1956.74 Location of basic State plan documentation.

AUTHORITY: Section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667), 29 CFR 1902, 1952, and 1955, and Secretary of Labor's Order 5-2002 (67 FR 65008, October 22, 2002).

SOURCE: 41 FR 12429, Mar. 4, 1977, unless otherwise noted.

Subpart A—General

§ 1956.1 Purpose and scope.

(a) This part sets forth procedures and requirements for approval, continued evaluation, and operation of State plans submitted under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter called the Act) for the development and enforcement of State standards applicable to State and local government employees in States without approved private employee plans. Although section