

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

GENERAL INDUSTRY SAFETY AND HEALTH STANDARD

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 14, 16, 19, 21, and 24 of the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1014, 408.1016, 408.1019, 408.1021, and 408.1024, and Executive Reorganization Order Nos. 1996-1, 1996-2, 2003-1, 2008-4, and 2011-4, MCL 330.3101, 445.2001, 445.2011, 445.2025, and 445.2030)

PART 380 OCCUPATIONAL NOISE EXPOSURE IN GENERAL INDUSTRY

R 325.60101 Applicability, adoption, and availability of standards.

Rule 1. (1) These rules do not apply to the following types of employment:

- (a) Domestic.
- (b) Mining.
- (c) Agriculture.
- (d) Construction.

(2) 29 CFR 1910.95(c) to (n), adopted by reference in subrule (3) of this rule, does not apply to employment in oil and gas well drilling and servicing operations.

(3) The following federal Occupational Safety and Health Administration (OSHA) regulations are adopted by reference in these rules:

(a) 29 CFR 1910.95 "Occupational noise exposure," as amended December 12, 2008.

(b) 29 CFR 1910.95, appendix A "Noise exposure computation," mandatory, as in effect as of the effective date of these rules.

(c) 29 CFR 1910.95, appendix B "Methods for estimating the adequacy of hearing protector attenuation," mandatory, as in effect as of the effective date of these rules.

(d) 29 CFR 1910.95, appendix C "Audiometric measuring instruments," mandatory, as in effect as of the effective date of these rules.

(e) 29 CFR 1910.95, appendix D "Audiometric test rooms," mandatory, as in effect as of the effective date of these rules.

(f) 29 CFR 1910.95, appendix E "Acoustic calibration of audiometers," mandatory, as in effect as of the effective date of these rules.

(g) 29 CFR 1910.95, appendix F "Calculations and application of age corrections to audiograms," non-mandatory, as in effect as of the effective date of these rules.

(h) 29 CFR 1910.95, appendix G "Monitoring noise levels non-mandatory informational appendix," as amended March 7, 1996.

(i) 29 CFR 1910.95, appendix H "Availability of referenced documents," as amended March 7, 1996.

(j) 29 CFR 1910.95, appendix I "Definitions," as amended March 7, 1996.

(4) A reference to American National Standard Institute (ANSI) S1.4 “American National Standard Specification for Sound Level Meters,” 1971 (R1976) edition means “American National Standard Electroacoustics – Sound Level Meters,” 1983 edition.

(5) A reference to ANSI S1.11 “American National Standard Specification For Octave, Half-Octave, and Third-Octave Band Filter Sets,” 1971 (R1976) means “American National Standard Specification For Octave-Band And Fractional-Octave-Band Analog And Digital Filters,” 1986 edition.

(6) A reference to ANSI S3.6 “American Standard Specification For Audiometers,” 1969 edition means “American National Standard Specification For Audiometers,” 1989 edition.

(7) A reference to 29 CFR 1910.1020 means General Industry and Construction Safety and Health Standard Part 470. “Employee Medical Records and Trade Secrets.”

(8) The adopted federal regulations have the same force and effect as a rule promulgated under the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1001 to 408.1094.

(9) The OSHA regulations adopted in these rules are available from the United States Department of Labor, Occupational Safety and Health Administration website, www.osha.gov, at no charge, as of the time of adoption of these rules.

(10) The following standards are adopted by reference in these rules and are available from Global Engineering Documents, 15 Inverness Way East, Englewood, Colorado 80112, telephone number 1-800-854-7179, website: www.global.ihs.com, at a cost as of the time of adoption of these rules, as stated in this subrule:

(a) ANSI S1.4 “American National Standard Electroacoustics – Sound Level Meters,” 1983 edition. Cost: \$120.00.

(b) ANSI S1.11 “American National Standard Specification For Octave-Band And Fractional-Octave-Band Analog And Digital Filters,” 1986 edition. Cost: \$120.00.

(c) ANSI S3.6 “American National Standard Specification For Audiometers,” 1989 edition. Cost: \$120.00.

(11) The standards adopted in these rules are available for inspection at the Department of Licensing and Regulatory Affairs, MIOSHA Regulatory Services Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143.

(12) The standards adopted in these rules may be obtained from the publisher or the Department of Licensing and Regulatory Affairs, MIOSHA Regulatory Services Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143, at the cost charged in this rule, plus \$20.00 for shipping and handling.

(13) The following Michigan Occupational Safety and Health Administration (MIOSHA) standard is referenced in these rules: General Industry and Construction Safety and Health Standard Part 470. “Employee Medical Records and Trade Secrets,” R 325.3451 to R 325.3476. Up to 5 copies of this standard may be obtained at no charge from the Department of Licensing and Regulatory Affairs, MIOSHA Regulatory Services Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143 or via the internet at the following website: www.michigan.gov/mioshastandards. For quantities greater than 5, the cost, as of the time of adoption of these rules, is 4 cents per page.

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