

DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY

DIRECTOR'S OFFICE

GENERAL INDUSTRY AND CONSTRUCTION SAFETY AND HEALTH  
STANDARD

Filed with the secretary of state on October 19, 2021

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(9) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of labor and economic opportunity by sections 14, 19, 21, and 24 of the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1014, 408.1019, 408.1021, and 408.1024, and Executive Reorganization Order Nos. 1996-1, 1996-2, 2003-1, 2008-4, 2011-4, and 2019-3, MCL 330.3101, 445.2001, 445.2011, 445.2025, 445.2030, and 125.1998)

R 408.1 and R 408.2 of the Michigan Administrative Code are added, as follows:

PART 505. CORONAVIRUS DISEASE 2019 (COVID-19) FOR HEALTHCARE

R 408.1 Scope, application, and adoption by reference.

Rule 1. (1) These rules apply to all healthcare employers covered in the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1001 to 408.1094, for SARS-CoV-2 coronavirus and COVID-19.

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

- (a) 29 CFR 1910, Subpart U, "COVID-19 Emergency Temporary Standard."
- (b) 29 CFR 1910.502, "Healthcare," effective June 21, 2021.
- (c) 29 CFR 1910.504, "Mini Respiratory Protection Program," effective June 21, 2021.
- (d) 29 CFR 1910.505, "Severability," effective June 21, 2021.
- (e) 29 CFR 1910.509, "Incorporation by Reference," effective June 21, 2021.

(3) 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](http://www.osha.gov), at no charge, as of the time of adoption of these rules.

(4) The regulations adopted in these rules are available for inspection at the Department of Labor and Economic Opportunity, MIOSHA Standards and FOIA Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143.

(5) The regulations adopted in these rules may be obtained from the Department of Labor and Economic Opportunity, MIOSHA Standards and FOIA Section, 530 West Allegan Street, P.O. Box 30643, Lansing, Michigan, 48909-8143. Up to 5 copies of these

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standards may be obtained at no charge. For quantities greater than 5, the cost is 4 cents per page, plus \$20.00 for shipping and handling.

R 408.2 Sunset.

Rule 2. These rules remain in full force and effect until such time as the United States Department of Labor, Occupational Safety and Health Administration standards adopted by reference in R 408.1 are withdrawn, repealed, or rescinded.