

NOTICES OF SUBSTANTIVE POLICY STATEMENTS

The Administrative Procedure Act requires the publication of substantive policy statements issued by agencies (A.R.S. § 41-1013(B)(14)). Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice. Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

INDUSTRIAL COMMISSION OF ARIZONA

[M11-236]

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

The Industrial Commission of Arizona (ICA) has implemented a stay on the enforcement of federal CPL 03-11-002 *Compliance Guidance for Residential Construction*. This CPL implemented a change in enforcement policy regarding fall protection in residential construction. The CPL was adopted by the Arizona Division of Occupational Safety and Health (ADOSH) effective 6/16/2011.

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

The ICA's stay on the enforcement of CPL 03-11-002 is effective June 16, 2011.

3. Summary of the contents of the substantive policy statement:

On June 16, 2011, the Commissioners of the ICA passed a motion to stay enforcement of the foregoing federal directive (CPL 03-11-002) and to continue enforcement of the fall protection standards as enforced prior to the effective date of the new directive (CPL 03-11-002). In effect, the Commission directed ADOSH to maintain the status quo.

4. A statement as to whether the substantive policy statement is a new statement or a revision:

New

5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Darin Perkins, Director of ADOSH

Address: 800 W. Washington St.
Phoenix, AZ 85007

Phone: (602) 542-5795

E-mail: perkins.darin@dol.gov

6. Information about where a person may obtain a copy the substantive policy statement and the costs for obtaining the policy statement:

A copy of the substantive policy statement can be obtained by calling the Industrial Commission Secretary, telephone number (602) 542-4411 or by submitting a written request for a copy to: Industrial Commission Secretary, Industrial Commission of Arizona, 800 W. Washington St., Suite 307, Phoenix, AZ 85007. There is no cost for a single copy which can be mailed, E-mailed, or Faxed to the requestor.