

received). The standard was effective November 9, 1994; and notice of its adoption was published by the State on November 9, 1994.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Occupational Exposure to Asbestos; as published in the **Federal Register** (59 FR 41057, dated August 10, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested September 14, 1994; hearing scheduled for October 6, 1994; (no comments were received). The standard was effective November 9, 1994; and notice of its adoption was published by the State on November 9, 1994.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Hazardous Waste Operations and Emergency Response; as published in the **Federal Register** (59 FR 43270, dated August 12, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested September 28, 1994; hearing scheduled for October 20, 1994; (no comments were received). The standard was effective November 23, 1994; and notice of its adoption was published by the State on November 23, 1994.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Logging Operations; as published in the **Federal Register** (59 FR 51741, dated October 12, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested November 9, 1994; hearing scheduled for December 1, 1994; (no comments were received). The standard was effective February 1, 1995; and notice of its adoption was published by the State on February 1, 1995.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Safety Standards for Fall Protection in the Construction Industry; as published in the **Federal Register** (59 FR 40729, dated August 9, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested September 14, 1994; hearing scheduled for October 6, 1994; (no comments were received). The standard was effective November 9, 1994; and notice of its adoption was published by the State on November 9, 1994.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Occupational Exposure to Asbestos; as published in the **Federal Register** (59 FR 41131, dated August 10, 1994). This standard, which is

contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested September 14, 1994; hearing scheduled for October 6, 1994; (no comments were received). The standard was effective November 9, 1994; and notice of its adoption was published by the State on November 9, 1994.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Hazardous Waste Operations and Emergency Response; as published in the **Federal Register** (59 FR 43275, dated August 22, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested September 28, 1994; hearing scheduled for October 20, 1994; (no comments were received). The standard was effective November 23, 1994; and notice of its adoption was published by the State on November 23, 1994.

In the February 21, 1995 letter, the State also submitted State standards comparable to: Logging Operations; as published in the **Federal Register** (59 FR 51748, dated October 12, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1983), was promulgated after public comments requested November 9, 1994; hearing scheduled for December 1, 1994; (no comments were received). The standard was effective February 1, 1995; and notice of its adoption was published by the State on February 1, 1995.

By letter dated November 8, 1994, from Walter H. Johnson, Deputy Labor Commissioner, to Alonzo L. Griffin, Area Director, and incorporated as part of the Plan, the State submitted State standards comparable to: Reporting of fatality or multiple hospitalization incidents; as published in the **Federal Register** (59 FR 15594, dated April 1, 1994). This standard, which is contained in Chapter 88 of the Code of Iowa (1993), was promulgated after public comments requested July 26, 1994; hearing scheduled for July 28, 1994; (no comments were received). The standard was effective October 26, 1994; and notice of its adoption was published by the State on October 26, 1994.

2. *Decision.* All of the above State submissions have been compared to federal standards and it has been determined that they are identical to the comparable federal standard and should therefore be approved. Having reviewed the State submission, in comparison with the Federal standards, it has been determined that the State standards, with the exception of 1904.8, are identical to the comparable Federal

standards and should therefore be approved.

OSHA has determined that the State standard for 347-4.8(88) is at least as effective as the comparable Federal standard, as required by section 18(c)(2) of the Act. OSHA has also determined that the differences between the State and Federal standards are minimal and that the standards are thus substantially identical. OSHA therefore approves this standard; however, the right to reconsider this approval is reserved should substantial objections be submitted to the Assistant Secretary.

3. *Location of Supplement for Inspection and Copying.* A copy of the standard supplement, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Directorate of Federal/State Operations, Office of State Programs, Room N3700, 200 Constitution Avenue, NW, Washington, DC 20210; Office of the Regional Administrator, Occupational Safety and Health Administration, 406 Federal Office Building, 911 Walnut Street, Kansas City, Missouri 64106; and Division of Labor Services, 1000 East Grand Avenue, Des Moines, Iowa 50319.

4. *Public Participation.* Under 29 CFR 1953.2(c) of this Chapter, the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds that good cause exists for not publishing the supplement to the Iowa State Plan as a proposed change and for making the Regional Administrator's approval effective upon publication for the following reasons:

1. The standards are identical to the comparable Federal standards, with the exception of 1904.8, and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with the procedural requirements of State law and further public participation and notice would be unnecessary.

This decision is effective August 4, 1995.

(Section 18, Public Law 91-596, 84 Stat. 1608 [29 U.S.C. 667])

Signed at Kansas City, Missouri, this 11th day of July, 1995.

Marcia Drumm,

Acting Regional Administrator.

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