

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

[M11-436]

1. **Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**
Arizona Division of Occupational Safety and Health (ADOSH) establish general enforcement policies and procedures, # 2011-01 for conducting inspections related to fall hazards in residential construction.
2. **Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**
The effective date is 01/01/2012.
3. **Summary of the contents of the substantive policy statement:**
This instrument establishes policy guidance and procedures for ADOSH compliance officers and the regulated community regarding criteria that an employer can consider when making a determination that the use of a conventional fall protection (CFP) system is infeasible or creates a greater hazard.

This instruction is not intended to replace or alter the requirements of the OSHA/ADOSH fall protection standards located in 29 CFR 1926, Subpart M, including the specific requirement for residential fall protection located at 29 CFR 1926.501 (b)(13). Furthermore, this instruction does not exempt any employer from duty to comply with those standards.
4. **Federal or state constitutional provision: federal or state statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**
Not applicable
5. **A statement as to whether the substantive policy statement is a new statement or a revision:**
New
6. **The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**
Name: Darin Perkins
Address: 800 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 542-5726
E-mail: perkins.darin@dol.gov
7. **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, telephone number (602) 542-1695 or by submitting a written request for a copy to William Wright, Arizona Division of Occupational Safety and Health, Industrial Commission of Arizona, 800 W. Washington St., Suite 203, Phoenix, AZ 85007. Copies of this guidance can be obtained at a cost of \$.25 per page.