



**VOSH PROGRAM DIRECTIVE: 12-244**

**ISSUED: May 15, 1991**

**SUBJECT:** Amendment Concerning Revision of Construction Industry Test and Inspection Records

**A. Purpose.**

This Directive transmits the above-referenced amended standard to Field personnel.

**B. Scope.**

This Directive applies to all VOSH personnel and specifically to Occupational Safety Enforcement and Voluntary Compliance personnel.

**C. Action.**

The Assistant Commissioner, Directors and Supervisors shall assure that employers comply with the requirements of the Amendment Concerning Revision of Construction Industry Test and Inspection Records, 1926.552(c)(15) and 1926.903(e).

**D. Effective Date.**

June 22, 1990.

**E. Expiration Date.**

Not Applicable.

**F. Background.**

On September 28, 1987, Federal OSHA published (52 Fed. Reg. 36378) amendments revising the recordkeeping requirements for maintaining Construction Industry test and inspection records, 29 CFR 1926.550(b)(2); 29 CFR 1926.552(c)(15) and 29 CFR 1926.903(e).

The proposed amendment was first considered by the Virginia Safety and Health Codes Board at their meeting on September 18, 1987. The Board voted to reject the amendment. Federal OSHA was notified of the Board's action and they replied that, to maintain an "as effective as" standard, Virginia would have to develop guidelines specifying what information had to be recorded and maintained.

A work group was formed at the Board's direction to review the amendment and to develop recommended changes. The work group met on October 24, 1988 and determined that the only change that needed to be made concerned the records requirements for cranes. The group recommended that crane records document the specific items listed in sections 5-2.1.2 and 5-2.1.3 of ANSI B 30.5-1968,

Safety Code for Crawler, Locomotive and Truck Cranes.

The work group's recommendation was considered by the Board at the November 15, 1989 meeting and it was decided to seek the assistance of the Office of the Attorney General to determine what course of action would be appropriate to accomplish the Board's objectives. The crane records issue was discussed separately from the amendments proposed in this briefing package.

**G. Summary.**

"The final rule eliminated certain requirements under which an employer must prepare and maintain written records. The revised provisions require, instead, that the employer simply prepare a certification record at the time the required work (inspection or test) is done, which includes the date the inspection or test was performed; the signature of the person who performed the work; and the identity of the equipment or machinery that was inspected or tested." (52 Fed. Reg. 36378).

A. Amendment to 1926.552(c)(15) - Material Hoists, personnel hoists and elevators:

"The existing standard requires the employer to inspect and test all hoist functions and safety devices at least every three months following assembly and erection. A similar inspection and test is required following major alterations of an existing installation. The existing standard further requires that records be maintained. However, the existing standard does not state what information should be kept on the record." (52 Fed. Reg. 36381).

This amendment would only require a certification record as summarized above; however, the existing testing and inspection requirements are retained and employers are still required to correct any defects in hoist functions or safety devices found at the time of inspection.

B. Amendment to 1926.903(e) - Underground transportation of explosives:

"The existing standard requires employers to conduct a weekly check of the electrical systems of trucks used to transport explosives underground to detect failure which may constitute electrical hazards. The standard further provides that a written record of the inspection must be kept, but does not state what information this written record must contain." (52 Fed. Reg. 36381).

This amendment only requires a certification record as summarized above; however, the existing weekly inspection requirements have been retained.

Carol Amato  
Commissioner

Hard Copy only Attachment: Amendment Concerning Revision of Construction Industry Test and Inspection Records, 1926.552(c)(15); and 1926.903(e).

55 FR 36382 (September 28, 1987)

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