

**12-179 DEPARTMENT OF LABOR
BUREAU OF LABOR STANDARDS
BOARD OF OCCUPATIONAL SAFETY AND HEALTH**

**Chapter 2: OCCUPATIONAL SAFETY AND HEALTH STANDARDS FOR
GENERAL INDUSTRY EMPLOYMENT IN THE PUBLIC SECTOR**

Summary: The purpose of this Chapter is to incorporate by reference rules governing Occupational Safety and Health in general industry employment as promulgated by the Federal Occupational Safety and Health Administration at 29 CFR Part 1910 as most recently amended as of ~~July 14, 2021~~ February 13, 2026.

1. Incorporation by Reference

The State Board of Occupational Safety and Health adopts the *General Industry Standards for Occupational Safety and Health* as promulgated by the U.S. Department of Labor, Occupational Safety and Health Administration as Title 29 *Code of Federal Regulations*, Part 1910, revised as of ~~July 14, 2021~~ February 13, 2026.

2. Special Maine Rule (SMR) ME 1910.134 – Respiratory Protection amendments

The attached amendments to 1910.134 adopted May 3, 1999 to become effective in two stages. October 1, 1999 for written program completion; August 2, 2000 for full implementation.

**AMENDMENTS TO
29 CFR 1910.134
ADOPTED MAY 3, 1999**

A) Periodic medical evaluations will be conducted as follows: The medical evaluation will include questions 1-15, Part A section 2 in Appendix C. Any “yes” answers to these questions require a medical follow-up. Part “B” of the medical questionnaire is optional at the discretion of the PLHCP.

B) Periodic medical evaluation shall be administered according to the following schedule:

Employees:	Up through 35 years of age	-	at least every 5 years
	36 to 40 years of age	-	at least every 2 years
	Over 40 years old	-	at least annually

STATUTORY AUTHORITY:

26 M.R.S. Section 565

EFFECTIVE DATE:

February 14, 1989

REPEAL OF PREVIOUS RULE:

January 8, 1992

ADOPTION OF NEW RULE:

January 8, 1992

AMENDED:

September 23, 1993

September 23, 1993 (addenda)

March 21, 1995

March 20, 1997

April 1, 1997

NON-SUBSTANTIVE CORRECTIONS:

June 18, 1997 - removed stray period after “most”

August 28, 1997 - addition of missing March 20, 1997 amendment date

AMENDED:

November 4, 1997 – filing 97-393

August 18, 1998 – filing 98-343

August 25, 1998 – filing 98-359

October 1, 1999 – filing 99-263

August 2, 2000 – filing 2000-253

January 2, 2001 – filing 2000-565

March 29, 2004 - filing 2004-99

July 7, 2008 – filing 2008-280

March 16, 2013 – filing 2013-060

September 28, 2016 – filing 2016-156, added “Industry” to the rule title, among other changes. Corrected and re-posted October 13, 2016.

December 26, 2017 – filing 2017-207

December 26, 2020 – filing 2020-253

November 20, 2021 – filing 2021-232