



OSHA's Silica Rule Not Affected by Legal Challenges

The silica rule will remain as it reads now

According to The National Law Review and as reported in the Construction Dive newsletter, despite numerous industry legal challenges to the updated silica regulations, the courts have ruled that the regulation will remain in place and unchanged. Employers should already be complying with the regulation and ensuring they are following Table One and conducting any sampling measures they may need to prove they are below the Permissible Exposure Limit (PEL) and Action Level (AL). Substitution of materials and engineering controls should be the first line of defense.

Citations issued for violation of the silica standard will likely be categorized as "serious." This means fines of up to \$12,675 per serious violation. Repeat and willful violations may garner up to \$126,749. It is imperative that contractors with silica exposures research how to comply with the regulation.

More information can be obtained by clicking on the reference link below. As always, contact your Risk Specialist if you need assistance with complying with the new Silica Standard or if you need Industrial Hygiene sampling performed.

References:

<https://www.constructiondive.com/news/osha-silica-rule-outlasts-legal-challenges/513773/>

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