

DATE: October 10, 2022
TO: PRR Lead Task Force
FROM: Helen Cleary
RE: Lead Task Force Meeting Summary: FedOSHA ANPRM – September 27, 2022

On September 27, 2022, six members of the Phylmar Regulatory Roundtable – PRR Lead Task Force met to discuss PRR’s written comments to Federal OSHA on the Advanced Notice of Proposed Rulemaking ([ANPRM](#)): Blood Lead Level for Medical Removal. The **comment period has been extended by 60 days and are now due October 28, 2022**. PRR’s Overview of the ANPRM can be found [here](#). The video/audio of the Task Force meeting can be found [here](#).

In order to submit explicit comments, PRR Staff asked the Task Force to answer a list of [questions](#); the answers will be the basis of PRR’s comments.

ACTION ITEM: Provide feedback and recommendations to Helen Cleary by 10/14/22. In order for PRR to submit written comments, we need member input.

Many thanks to the members of the 2022 Phylmar Regulatory COVID-19 Task Force Members: Breanna Skinner; Brian Anzelc; Brian Heramb; Claude Golden; David Woodard; Edna Lehnert; Hillary Thomas; Jamie Carlile; Jim Weber; Jo Forchione; John Malone; Marc Hendon; Michelle Stewart; Ofelia Perez; Paul Costa; Rod Collins; and Roxana Ramirez. To all of you, your service is much appreciated.

PRR Staff discussed the specific items the ANPRM is asking for:

- Reducing the current triggers in the medical surveillance and medical removal protection provision in general industry and construction
- How current ancillary provisions in the lead standards can be modified to reduce worker Blood Lead Levels (BLLs)
- Blood Lead Triggers for MRP
- Medical surveillance updates, specifically removing the VPP testing
- PEL and Action Level Reduction
- PPE, hygiene, and training provisions
- Safe Harbor Compliance Protocols
- Questions on Employer Procedures and Costs

PRR Staff suggested this is an opportunity to submit recommendations before a rule is drafted.

One Task Force member stated the problem his company has with the California standard is they are being lumped in with employers whose workers are exposed daily while their workers

infrequently work with lead. His company would like to see a frequency and/or duration measurement in the standard similar to the Asbestos Standard which provides a timeframe of less than 30 days per year. It allows the employer to be exempt from certain requirements, but they are still required to do blood monitoring. This company is concerned as well with the degree of the PEL change.

Another Task Force member suggested that the Lead Standard be NCIS or CIS code specific making the standard applicable to specific industries.

Another member brought up the Silica Standard which states if an employer puts certain protective measures in place, there will be no additional sampling or other requirements. This allows workers to complete the job without additional control measures.

PRR Staff suggested formulating the comments around the identification of options for a new approach such as using the Silica model, taking a different approach to manage lead, and taking into consideration the various industries.

One Task Force member commented that it is almost industry-specific with current language.

Additional Resources:

[ICP Analysis of Metal and Metalloid Particulates from Solder Operations](#)
[Metal and Metalloid Particulates in Workplace Atmospheres \(ICP Analysis\)](#)
[Metal and Metalloid Particulates in Workplace Atmospheres \(Atomic Absorption\)](#)

Adjournment: 10:38 am

Next Meeting: TBD