

**OCCUPATIONAL SAFETY  
AND HEALTH STANDARDS BOARD**

2520 Venture Oaks Way, Suite 350  
Sacramento, CA 95833  
(916) 274-5721  
[www.dir.ca.gov/oshsb](http://www.dir.ca.gov/oshsb)

**MISSION STATEMENT**

*The mission of the Occupational Safety and Health Standards Board is to promote, adopt, and maintain reasonable and enforceable standards that will ensure a safe and healthy workplace for California workers.*

**AGENDA****OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD MEETING**

**PLEASE NOTE:** In accordance with section 11123 of the Government Code, Board members as well as members of the public may elect to participate via videoconference.

**May 21, 2026  
10:00 a.m.**

**In-Person:**

Ronald Reagan State Building  
Auditorium  
300 South Spring Street  
Los Angeles, CA 90013

**Videoconference:**

1. Go to <https://tkoworks.zoom.us/j/87501250331>
2. Enter Webinar ID: 875 0125 0331
3. Join the meeting through the Zoom application OR through your web browser
4. Videoconference will be opened to the public at 9:50 a.m.



**Teleconference:**

1. Dial 1 (669) 444-9171
2. Enter Webinar ID: 875 0125 0331 and follow the prompts
3. Teleconference will be opened to the public at 9:50 a.m.

**Live video stream and audio stream (English and Spanish):**

1. Go to <https://videobookcase.com/california/oshsb/>
2. Video stream and audio stream will launch as the meeting starts at 10:00 a.m.

**Public Comment Queue:**

If attending the Occupational Safety and Health Standards Board (Board) meeting in person, you will be added to the public comment queue upon completing a comment card on the day of the meeting.

If attending the meeting remotely and you wish to comment on agenda items, you may submit a request to be added to the public comment queue either in advance of or during the meeting through one of the following methods:

**ONLINE:** Provide your information through the online comment queue portal at <https://videobookcase.org/oshsb/public-comment-queue-form/>

**PHONE:** Call **(510) 868-2730** to access the automated comment queue voicemail and provide†: 1) your name as you would like it listed; 2) your affiliation or organization; and 3) the topic you would like to comment on.

*† Information requested is voluntary and not required to address the Board.*

**I. CALL TO ORDER AND INTRODUCTIONS**

- A. Spanish translation instructions

**II. REMARKS FROM THE CHAIR**

**III. PRESENTATIONS**

- A. Engineered Stone Silicosis in California: CDPH Updates

Amy Heinzerling, MD, MPH  
Chief, Emerging Workplace Hazards Unit  
Occupational Health Branch, California Department of Public Health

- Public Comment
- Board Member Comments and Questions

## IV. BUSINESS MEETING

**Note:** The purpose of the Business Meeting is for the Board to conduct its monthly business. All matters on this agenda are subject to discussion and action as determined to be appropriate by the Board Chair.

For item D below, public comment will be limited to two minutes per speaker or four minutes for speakers requiring concurrent English translation.

### A. PROPOSED PETITION DECISION FOR ADOPTION

1. Western Occupational and Environmental Medical Association (WOEMA)  
[Petition 609](#)

Petitioner requests to amend title 8, section 5204 Occupational Exposures to Respirable Crystalline Silica through expedited rulemaking process to prohibit all fabrication and installation tasks on engineered stone that contains more than 1% crystalline silica. The Petitioner states that this action is necessary in light of the continuing epidemic of silicosis that is causing disabling disease and death among California fabrication workers as a result of their workplace exposure to silica dust from engineered stone containing crystalline silica and will open the market for safer products, which are already commercially available. They add that the most effective approach to preventing occupational disease is elimination of hazardous products and substitution with safer and less toxic materials.

The Petitioner believes that the evidence is now clear that engineered stone containing crystalline silica is too toxic to fabricate and install safely, and education and enforcement alone will not be sufficient to curtail the escalating occupational health emergency caused by this product. Among their rationale is that the progressive nature and relatively short latency of silicosis among workers exposed to engineered stone dust suggests unique toxicity that cannot be attributed solely to the high levels of respirable crystalline silica produced by these materials. As long as exposure to crystalline silica dust from engineered stone continues, they expect the total number of silicosis cases and deaths to continue to grow unless there is expedited Cal/OSHA rulemaking that effectively prohibits all fabrication and installation (processing that generates dust) of engineered stone. Petitioner notes that a recent Australian

government evaluation confirmed that Australia's prohibition is largely working as expected, creating a rapid change in the market and new opportunities for safer products, while protecting workers from exposure to respirable crystalline silica. If the Standards Board adopts the Australian approach and implements revisions to section 5204 that prohibit all fabrication and installation tasks on all engineered stone that contain more than 1% crystalline silica, it is highly likely that these safer products will be made immediately available in the California market, without significant economic consequences for fabrication businesses and their workers.

#### B. PROPOSED VARIANCE DECISIONS FOR ADOPTION

- [Consent Calendar](#)
- Vote on consent calendar

#### C. REPORTS

- Executive Officer's Report
- Legislative Update
- Cal/OSHA Report
- State Response Subcommittee Report

#### D. PUBLIC COMMENT ON NON-AGENDA ITEMS OR TO PROPOSE NEW OR REVISED STANDARDS

This portion of the meeting is open to any interested person proposing new or revised standards to the Board or commenting on occupational safety and health issues (Labor Code section 142.2) not on the agenda. The Board is prohibited to act on items that are not noticed on the agenda but may refer items to staff for future consideration.

Public comment will be limited to two minutes per speaker or four minutes for speakers requiring concurrent English translation.

The Board encourages comments on occupational safety and health matters not included on the monthly agenda. If you have a comment and cannot attend during the non-agenda comment period, OSHSB staff will do their best to read emailed comments into the record.

Please send your non-agenda comment to [oshsb\\_nacomments@dir.ca.gov](mailto:oshsb_nacomments@dir.ca.gov) by 5:00 PM the day prior to the meeting. Your comment should be clear, concise and 500 words or less.

Any individual or group wanting to make a presentation during the Public Meeting should visit <https://www.dir.ca.gov/oshsb/presentations-for-oshsb.html> for further information.

#### E. COMMENTS BY BOARD MEMBERS

Any Board member may identify a topic of interest during the Board meeting. However, the Board may not substantially discuss or act on any matter raised during the meeting that is not included on this agenda, except to decide to place the matter on the agenda of a future meeting. (GC sections 11125 & 11125.7(a).).

#### F. CLOSED SESSION

- Public comment on Closed Session Agenda Items

##### Pending Decisions

- Permanent Variance No. 20-V-096 (Tutor Perini/O&G JV)
- Permanent Variance No. 23-V-580 (Dragados)
- Permanent Variance No. 20-V-300 (Pepsi Bottling Group, LLC)

##### Matters Pending Litigation

- Western States Petroleum Association (WSPA) v. California Occupational Safety and Health Standards Board (OSHSB), et al. United States District Court (Eastern District of California) Case No. 2:19-CV-01270
- WSPA v. OSHSB, et al., County of Sacramento, CA Superior Court Case No. 34-2019-00260210

##### Personnel

#### G. RETURN TO OPEN SESSION

- Report from closed session

H. ADJOURNMENT OF THE MEETING

**Next Meeting:** June 18, 2026  
Hampton Inn & Suites Napa  
945 Hartle Court  
Napa, CA 92262  
10:00 a.m.

## CLOSED SESSION

- If necessary, consideration of personnel matters. (GC section 11126(a)(1)).
- If necessary, consideration of pending litigation pursuant to GC section 11126(e)(1).
- If necessary, to deliberate on a pending decision. (GC section 11126(c)(3)).

## PUBLIC COMMENT

### Public Hearing

During the Public Hearing, members of the public may provide comments regarding standards that have been noticed to the public for a 45-day comment period. An individual wishing to comment must complete a speaker comment card. Efforts will be made to accommodate everyone who signs up to speak. However, given time constraints, there is no guarantee that all who have signed up will be able to address the Board.

Each individual who submits a comment card will get up to two minutes to speak. The Board Chair may extend the speaking time allotted when practical. The total time for public comment is 120 minutes unless extended by the Board Chair.

### Business Meeting Non-Agendized

During the Business Meeting Non-Agendized, members of the public can address the Board on items of interest that are within the Board's jurisdiction but are not on the noticed agenda. The Board is not permitted to take action on items that are not on the noticed agenda but may refer items to staff for future consideration. The Board reserves the right to limit the time for speakers.

## DISABILITY ACCOMMODATION NOTICE

Under Government Code section 11123(a), all meetings of a state body are open and public, and all persons are permitted to attend any meeting of a state body, except as otherwise provided in the Bagley-Keene Open Meeting Act.

If disability-related modifications or accommodations are required to participate in the meeting, please contact the Diversity and Inclusion Office at [DIO@DIR.CA.GOV](mailto:DIO@DIR.CA.GOV). To ensure the availability of your requested accommodation, please submit your request at least 10 days in advance.

Please contact the [California Relay Service](#) by dialing 711 or (800) 735-2929 (TTY) or (800) 855-3000 (TTY-Spanish).

## TRANSLATION

Requests for translation services should be made no later than five (5) days before the meeting. Request may be made to by email to [oshsb@dir.ca.gov](mailto:oshsb@dir.ca.gov).