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| **MOSH STANDARDS NOTICE:** 21-1 | **EFFECTIVE DATE:** August 27, 2021 |
| **SUBJECT:** COVID-19 Emergency Temporary Standard (COVID ETS) | **ISSUANCE DATE:** August 27, 2021 |
| **CANCELLATION:** None | **EXPIRATION:** Effective from date above until the COVID ETS expires or replaced by a new Standard |

# Purpose: To adopt the COVID-19 Emergency Temporary Standard, 29 CFR §1910, Subpart U

# Scope: MOSH-wide

# Contact: Chief of MOSH Compliance Services.  See MOSH Website for Current Information <http://www.dllr.maryland.gov/labor/mosh/>

# Reference:

1. OSHA Directive 2021-02 (CPL 02) Inspection Procedures for the COVID-19 Emergency Temporary Standard
2. Current MOSH Field Operations Manual (FOM)

Background: On August 16, 2021 Joint Committee on Administrative, Executive, and Legislative Review (AELR) granted approval of the Emergency Action submitted by the Commissioner of Labor and Industry to adopt the federal COVID Emergency Temporary Standard.  A new Chapter was created in COMAR to house this and any future emergency actions.  This action was published in the Maryland Register on August 27, 2021, Volume 48, Issue 18 [21-121-E]:

COMAR 09.12.29 Emergency Temporary Standards

*.01 Purpose.*

*This chapter establishes Emergency Temporary Standards for employers in Maryland.*

*.02 Incorporation by Reference of Federal Standard.*

*A. In this chapter, the following documents are incorporated by reference.*

*B. Documents Incorporated — COVID Emergency Temporary Standard. All amendments and revisions to 29 CFR §1910, Subpart U, that appeared in the Federal Register on June 21, 2021 (86 FR 32620-32628), as amended, are adopted by reference with the following substitutions:*

 *(1) Where “Assistant Secretary” appears, substitute “Assistant Commissioner of MOSH”;*

 *(2) Where “OSH Act” appears, substitute "Maryland Occupational Safety and Health Act"; and*

 *(3) Where "OSHA" appears, substitute "MOSH" for "OSHA”, except for references to “OSHA injury” and “illness records”.*

**Action:**

1. Supervisors shall ensure that this notice is reviewed with all compliance officers and consultants.

2. MOSH compliance and consultation personnel shall become familiar with and enforce and advise covered employers and employees.

By and Under the Authority of:

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Michael A. Penn CSP, SMS

Acting Assistant Commissioner

cc: Matthew S. Helminiak, Commissioner, Division of Labor and Industry