

**DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES**

**BUREAU OF SAFETY AND REGULATION**

**CONSTRUCTION SAFETY STANDARDS COMMISSION**

(By authority conferred on the construction safety standards commission by sections 19 and 21 of Act No. 154 of the Public Acts of 1974, as amended, being SS408.1019 and 408.1021 of the Michigan Compiled Laws)

**PART 45. Fall Protection**

**R 408.44501 Scope**

Rule 4501. (1) This part sets forth the minimum requirements and criteria for fall protection in construction workplaces, their applications, and definitions that are applicable to these rules.

(2) These rules do not apply where an employee is making an inspection, an investigation, or an assessment of workplace conditions before the actual start of construction work or after all construction work has been completed.

(3) The provisions of 29 C.F.R. SS 1926.501 are adopted by reference in R. 408.44502. The provisions set forth the workplaces, conditions, operations, and circumstances for which fall protection is required, except for the following modifications:

(a) The specifications for fall protection requirements for an employee working on a scaffold are contained in construction safety standard Part 12.Scaffolds, being R 408.41201 et seq. of the Michigan Administrative Code.

(b) The specifications for fall protection requirements for an employee working on certain types of derricks are contained in construction safety standard Part 10. Lifting and Digging, being R 408.410101a et seq. of the Michigan Administrative Code and Part 32. Aerial Lift Platforms, being R 408.43201 et seq. of the Michigan Administrative Code.

(c) The specifications for fall protection requirements for an employee performing steel erection work on buildings are contained in construction safety standard Part 26. Steel and Precast Erection, being R 408.42601 et seq. of the Michigan Administrative Code.

(d) The specifications for fall protection requirements for an employee working certain types of equipment used in tunneling operations are contained in construction safety standard Part 14. Tunnels, Shafts, Cofferdams, and Caissons, being R 408.41401 et seq. of the Michigan Administrative Code.

(e) The specifications for fall protection requirements for an employee engaged in the construction of electric transmission and distribution lines and equipment are contained in construction safety standard Part 16.Power Transmission and Distribution, being R 408.41601 et seq. of the Michigan Administrative Code.

(f) The specifications for fall protection requirements for an employee working on stairways and ladders are contained in construction safety standard Part 11.Fixed and Portable Ladders, being R 408.41201 et seq. of the Michigan Administrative Code.

(4) The provisions of 29 C.F.R. SS1926.502 are adopted by reference in R 408.44502. The provisions of 29 C.F.R. SS1926.502 set forth the requirements for the installation, construction, and proper use of fall protection, except for the following modifications.

(a) The performance requirements for a guardrail system and for the performance requirements for falling object protection used on scaffolds are contained in construction safety standard Part 12. Scaffolds, being R 408.41201 of the Michigan Administrative Code.

(b) The performance requirements for stairways, stair rail systems, and handrails are contained in construction safety standard Part 11.Fixed and Portable Ladders and Part 21. Guarding of Walking and Working Areas, being R 408.41101 and R 408.42101 et seq., respectively, of the Michigan Administrative Code.

(c) Additional performance requirements for personal climbing equipment, lineman's body belts, safety straps, and lanyards are contained in construction safety standard Part 6. Personal Protective Equipment, being R 408.40601 et seq. of the Michigan Administrative Code.

(5) The provisions of 29 C.F.R. SS1926.503 are adopted by reference in R 408.44502. The provisions of 29 C.F.R. SS1926.503 set forth the requirements for training in the installation and use of fall protection systems.

History: 1996 AACS.

Editor's Note: An obvious error in R 408.44501 was corrected at the request of the promulgating agency, pursuant to Section 56 of 1969 PA 306, as amended by 2000 PA 262, MCL 24.256. The rule containing the error was published in Administrative Code Supplement, 1998-2000. The memorandum requesting the correction was published in Michigan Register, 2014 MR 10.

**R 408.44502 Adoption by reference of federal standard.**

Rule 4502. The provisions of 29 C.F.R. SS1926.500 through 1926.503 are adopted in these rules by reference. The adopted regulations are available from the United States Department of Labor, 801 South Waverly, Room 306, Lansing, Michigan 48917, or from the Michigan Department of Consumer and Industry Service, Safety Standards Division, 7150 Harris Drive, Box 30015, Lansing, Michigan 48909, at no charge as of the time of adoption of these rules.

History: 1996 AACS.