



April 2, 2020

Doug Parker, Chief
 Cal/OSHA / Division of Occupational Safety and Health
 1515 Clay Street, Suite 1901
 Oakland, CA 94612

RE: Urgent Request for Cal/OSHA clarification on COVID-19 reporting

Dear Chief Parker,

On behalf of the listed construction organizations that sent a similar enquiry on March 23, 2020, who represent the majority of California's construction industry employers and employ tens of thousands of workers, **we again write seeking urgent clarification of regulatory policies related to the COVID-19 health crisis.** Specifically, we are seeking clarification from Cal/OSHA on when COVID-19 related illnesses become **recordable** events for construction employers.

Federal OSHA has specifically provided on the recording of a confirmed COVID-19 case:

"COVID-19 can be a recordable illness if a worker is infected as a result of performing their work-related duties. However, employers are only responsible for recording cases of COVID-19 if all of the following are met:

The case is a confirmed case of COVID-19 (see CDC information on persons under investigation and presumptive positive and laboratory-confirmed cases of COVID-19);

The case is work-related, as defined by 29 CFR 1904.5; and

The case involves one or more of the general recording criteria set forth in 29 CFR 1904.7 (e.g. medical treatment beyond first-aid, days away from work)."

As our industry continues to work on critical and essential infrastructure projects throughout the state and as the number of COVID-19 infections rise, we implore Cal/OSHA to provide guidance to our contractors. We strongly believe that adherence to the federal guidance, in order to provide reasonable and uniform guidelines during this unprecedented time is the best course of action.

We understand Cal/OSHA is inundated with requests and work to support and protect Californians during this unprecedented time. As construction employers make every effort to keep their jobsites and workers safe, and to stay in compliance, we appreciate your clear guidance on this important topic.

We are respectfully asking for a response from Cal/OSHA on an immediate basis.

Sincerely,

Mark Breslin
 CEO, United Contractors

Peter Tateishi

CEO, AGC of California

Frank Nunes

CEO, WACA

Timothy Murphy
 CEO, SRBX

Deveny Pala

CEO, SCGMA

Eddie Bernacchi
 NECA

Albert Carrillo

CEO, WWCCA

Jeannie Simpelo

CEO, NCAT

Denise K. Cooper
 President, SCCA

Chris Walker

EVP, SMACNA

Mike Walton

Secretary, CEA