

# LEGAL UPDATE

## OSHA Proposes Rule to Update Powered Industrial Truck Standard

On Feb. 16, 2022, OSHA [proposed](#) a new rule to update the design and construction requirements of the powered industrial truck standard for general and construction industries. This update will incorporate by reference the applicable provisions of the most relevant national consensus standards from the American National Standards Institute/Industrial Truck Standards Development Foundation (ANSI/ITSDF).

In addition, OSHA also proposed an alternative method of compliance for employers that use trucks that are not manufactured in accordance with any of the consensus standards incorporated by reference in the proposed rule.

### Proposed Rule

The proposed rule would maintain the current reference to ANSI B56.1-1969 only for equipment manufactured before the effective date of the final rule. Powered industrial trucks manufactured prior to the effective date of the final rule would be required to meet the design and construction requirements established in either the 1969 edition of the ANSI B56.1 standard or the more recent and applicable ANSI B56 standard.

For all powered industrial trucks manufactured on or after the effective date of the final rule, the proposed rule would require that such equipment meet the design and construction requirements established in the applicable ANSI B56 consensus standard.

Employers that want to use the alternative method of compliance must demonstrate that the truck they use was designed and constructed to provide employee protection that is at least as effective as the national consensus standard incorporated by reference in OSHA's standards.

OSHA has stated that it believes allowing equipment that complies with the design and construction requirements in these applicable ANSI B56 standards would enhance employee safety and provide greater flexibility to employers.

### Important Dates

#### Feb. 16, 2022

OSHA proposed updates to powered industrial truck standard.

#### May 17, 2022

Deadline for submitting written comments, hearing requests and other comments regarding the proposed rule.

*The updated powered industrial truck standard will incorporate by reference the most relevant ANSI/ITSDF standards.*

---

Provided to you by [Winters-Oliver Insurance Agency](#)

This Legal Update is not intended to be exhaustive nor should any discussion or opinions be construed as legal advice. Readers should contact legal counsel for legal advice. ©2022 Zywave, Inc. All rights reserved.



**WINTERS-OLIVER**  
INSURANCE AGENCY, INC.