STATE COMPLIANCE EXHIBIT

TEXAS

Safety & Environmental Management Program | 2026 Edition

Exhibit To	NM&C Safety & Environmental Management Program (PRG-SAF-10282026-01)
Jurisdiction	**Federal OSHA**
Version	1.1
Effective Date	November 16, 2026
Next Scheduled Review	November 16, 2027

HOW THIS EXHIBIT WORKS

This exhibit is part of the NM&C Safety & Environmental Management Program for all commercial construction projects and facility maintenance service calls located in Texas. The master program applies in full; this exhibit adds the Texas requirements that go beyond, or differ from, the federal OSHA baseline used in the master.

When this exhibit, the master program, a local rule, a customer requirement or a contract differ, the most protective requirement applies. This exhibit summarizes key requirements and is not a complete list of every state or local law. Fill-in fields are highlighted in yellow.

1 OSHA JURISDICTION AND SERIOUS INJURY REPORTING

Coverage for NM&C work	Federal OSHA (no State Plan; private sector covered by federal OSHA)
Serious injury and fatality reporting	Federal rule applies: report fatalities within 8 hours and in-patient hospitalization, amputation or eye loss within 24 hours to federal OSHA (1-800-321-OSHA, area office, or osha.gov/report).
Master program sections	Section 35 (Reporting), Section 38 (Recordkeeping) and Section 43 (State Compliance Exhibits).

2 TEXAS REQUIREMENTS

Item / Topic	Requirement
2.1 OSHA Jurisdiction	Texas has no OSHA-approved State Plan; federal OSHA covers private employers, and severe-injury reporting follows 29 CFR 1904.39. (OSHA - State Plans (Texas))
2.2 Written Program, Committees and Training	None beyond federal - Texas imposes no general written safety program, safety committee or construction training-card mandate on private contractors. (OSHA - State Plans (Texas))
2.3 Heat, Cold and Wildfire Smoke	No state heat rule. HB 2127 (2023), in effect since Sept. 1, 2023, bars cities and counties from regulating in fields occupied by the Labor Code and other listed codes unless expressly authorized, and lets injured persons or trade groups sue; it is widely read to preempt local construction water-break ordinances. (HB 2127 (88R) enrolled text)
2.4 Heat, Cold and Wildfire Smoke	HB 2127 litigation status (Oct. 2026): the Third Court of Appeals reversed the 2023 ruling that struck the law down and dismissed the cities' suit for lack of standing (rehearing denied Apr. 15, 2026); the cities' petition for review is pending at the Texas Supreme Court (No. 26-0521). The law stays in effect meanwhile. (Supreme Court of Texas - Case 26-0521 (City of Houston v. State))

2.5 Permits, Licenses and Utility Locates	Notify Texas811 no earlier than 14 days and no later than 48 hours (excluding weekends and legal holidays) before excavating; Saturday notices allow work to start Tuesday at 11:59 a.m. (Tex. Util. Code 251.151). (Tex. Util. Code 251.151)
2.6 Asbestos, Lead and Environmental	Asbestos abatement contractors, supervisors and workers need Texas DSHS licenses, and the combined NESHAP/Texas Asbestos Health Protection Rules notification must be postmarked at least 10 working days (Mon.-Fri.) before renovation or demolition, except emergencies or ordered demolitions. (Texas DSHS - Asbestos Notification Instruction Guide)
2.7 Asbestos, Lead and Environmental	Report environmental emergencies, discharges, spills and air releases to the State of Texas Spill-Reporting Hotline and SERC, 1-800-832-8224 (24 hours). (TCEQ - Spills, Discharges, and Releases)
2.8 Workers' Compensation Injury Reporting	Insured employers must file DWC Form-001 with their carrier within 8 days after an employee misses more than one day of work from an injury, or after notice of an occupational disease or a death, and give the employee a copy (Tex. Labor Code 409.005). (Texas DWC - Employer FAQ)
2.9 Driving	No statewide handheld ban; Texas bans reading, writing or sending electronic messages while driving unless stopped (Tex. Transp. Code 545.4251) and handheld use in signed school crossing zones (545.425). (Tex. Transp. Code 545.4251)

3 PROJECT START-UP CHECKLIST

Project / Customer	Enter	**Work Order / Project No.**	Enter
Site Address	Enter	**City / County**	Enter
NM&C Project Manager	Enter	**Date Reviewed**	Enter

Requirement	Applies?	Action Taken / Notes
2.1 OSHA Jurisdiction: Texas has no OSHA-approved State Plan; federal OSHA covers private employers, and severe-injury reporting…	Yes / No / N/A	Action / notes
2.2 Written Program, Committees and Training: None beyond federal - Texas imposes no general written safety program, safety committee or construction…	Yes / No / N/A	Action / notes
2.3 Heat, Cold and Wildfire Smoke: No state heat rule. HB 2127 (2023), in effect since Sept. 1, 2023, bars cities and counties from regulating…	Yes / No / N/A	Action / notes
2.4 Heat, Cold and Wildfire Smoke: HB 2127 litigation status (Oct. 2026): the Third Court of Appeals reversed the 2023 ruling that struck the…	Yes / No / N/A	Action / notes
2.5 Permits, Licenses and Utility Locates: Notify Texas811 no earlier than 14 days and no later than 48 hours (excluding weekends and legal holidays)…	Yes / No / N/A	Action / notes
2.6 Asbestos, Lead and Environmental: Asbestos abatement contractors, supervisors and workers need Texas DSHS licenses, and the combined…	Yes / No / N/A	Action / notes
2.7 Asbestos, Lead and Environmental: Report environmental emergencies, discharges, spills and air releases to the State of Texas Spill-Reporting…	Yes / No / N/A	Action / notes
2.8 Workers' Compensation Injury Reporting: Insured employers must file DWC Form-001 with their carrier within 8 days after an employee misses more than…	Yes / No / N/A	Action / notes
2.9 Driving: No statewide handheld ban; Texas bans reading, writing or sending electronic messages while driving unless…	Yes / No / N/A	Action / notes
Local (city or county) safety, permit or training requirements confirmed	Yes / No / N/A	Describe local rules

4 REFERENCES

- OSHA - State Plans (Texas)
- HB 2127 (88R) enrolled text
- Tex. Util. Code 251.151

- Texas DSHS - Asbestos Notification Instruction Guide
- TCEQ - Spills, Discharges, and Releases
- Texas DWC - Employer FAQ
- Tex. Transp. Code 545.4251
- Supreme Court of Texas - Case 26-0521 (City of Houston v. State)

5 REVIEW AND APPROVAL

Role	Printed Name and Signature	Date
NM&C Project Manager	Name / Signature	Date
Safety Department	Name / Signature	Date