

CHAPTER 182

OCCUPATIONAL SAFETY AND HEALTH

182.655 Occupational safety and health standards.

182.661 Enforcement.

182.655 OCCUPATIONAL SAFETY AND HEALTH STANDARDS.

Subdivision 1. Standards and variances shall be proposed, granted, adopted, modified or revoked by the commissioner in accordance with the procedures of this section. The standards and variances are exempt from the administrative procedure act but, to the extent authorized by law to adopt rules, the commissioner may use the provisions of section 15.0413, subdivision 3.

[For text of subds 2 to 14, see M.S.1980]

History: 1981 c 253 s 27

182.661 ENFORCEMENT.

Subdivision 1. If, after an inspection or investigation, the commissioner issues a citation under section 182.66, he shall notify the employer by certified mail of the penalty, if any, proposed to be assessed under section 182.666 and that the employer has 15 working days within which to notify the commissioner in writing that he wishes to contest the citation, proposed assessment of penalty, or the period of time fixed in the citation given for correction of violation. A copy of the citation and the proposed assessment of penalty shall also be issued by certified mail to the bargaining representative and, in the case of the death of an employee, to the next of kin if requested and designated representative of the employee if known to the department of labor and industry. If within 15 working days from the receipt of the notice issued by the commissioner the employer fails to notify the commissioner in writing that he intends to contest the citation or proposed assessment of penalty, and no notice contesting either the citation, the type of violation, proposed penalty, or the time fixed for abatement in the citation is filed by any employee or representative of employees under subdivision 3 within such time, the citation and assessment, as proposed, shall be deemed a final order of the board and not subject to review by any court or agency.

[For text of subds 2 to 4, see M.S.1980]

History: 1Sp1981 c 4 art 2 s 16