

# MAINE STATE LEGISLATURE

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# 130th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2021

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Legislative Document

No. 248

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S.P. 110

In Senate, January 29, 2021

### An Act Regarding the Board of Occupational Safety and Health

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Submitted by the Department of Labor pursuant to Joint Rule 204.

Received by the Secretary of the Senate on January 27, 2021. Referred to the Committee on Labor and Housing pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator RAFFERTY of York.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 26 MRSA §565**, as amended by PL 1989, c. 712, is further amended to read:

3 **§565. Powers and duties of board**

4 The board shall formulate and adopt reasonable rules, pursuant to Title 5, chapter 375,  
5 subchapter ~~H~~ 2, for safe and healthful working conditions, including rules requiring the use  
6 of personal protective equipment, monitoring and record keeping. The rules ~~so formulated~~  
7 ~~shall~~ must at a minimum conform to federal standards of occupational safety and health, so  
8 that the state program can be federally approved as a public employee only occupational  
9 safety and health program. ~~These rules shall not become effective sooner than 90 days~~  
10 ~~after the date of adoption and promulgation.~~

11 **SUMMARY**

12 This bill allows the Board of Occupational Safety and Health the authority to adopt  
13 emergency rules.