

● **NEVADA OCCUPATIONAL SAFETY AND HEALTH ACT (*FIELD SANITATION*)**

STATUTORY CITATION: Nev. Rev. Stat. §§ 618.005 – 618.990

RELATED REGULATIONS: NVOSHA Operations Manual, Ch. 10, Part I

GENERAL SUMMARY: The Nevada Occupational Safety and Health Act confers broad authority on the state administering agency to develop, implement and enforce occupational safety and health standards applicable to all classes of employment in the state, including agriculture.

PROVISIONS APPLICABLE TO AGRICULTURE: Using the statutory authority referred to above, the state industrial relations agency has adopted the standards established by the U.S. Occupational Safety and Health Administration requiring agricultural employers to provide field workers with drinking water, toilets, and handwashing facilities at the place of employment (*see entry, U.S. — Health & Safety — Agricultural Field Sanitation*). Nevada enforces these standards only on farm operations that employ more than 10 workers on any given day in hand-labor operations in the field, or that maintained a temporary labor camp within the preceding 12 months.

SPECIAL NOTES OR ADVISORIES

RETALIATION — A person may not discharge, discipline or discriminate in any manner against an employee because the employee has filed a complaint, participated in a proceeding, or exercised any other right afforded by these provisions. A worker who is subjected to such reprisals may file a complaint with the enforcement agency at any time within 30 days after such action occurs.

ADMINISTRATION AND ENFORCEMENT

PRIMARY ENFORCEMENT AGENCY — *Nevada Occupational Safety and Health Administration (NVOSHA), Division of Industrial Relations, Nevada Department of Business and Industry, Henderson, Nevada 89074 (702-486-9020)*. Any worker or worker representative who believes a violation of the field sanitation provisions has occurred may request an investigation by notifying NVOSHA. If an inspection confirms failure to provide required sanitation facilities, the agency may issue a citation or notice to the employer involved. A final order for compliance is enforceable in civil court. Violators of the Act are subject to administrative fines.

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY — *None.*