

● NEVADA OCCUPATIONAL SAFETY AND HEALTH ACT

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 requires virtually every employer in the state (1) to maintain a workplace that is free from recognized hazards that could cause death or serious physical harm to employees, (2) to furnish and use safety devices and workplace practices reasonably adequate to keep the place of employment safe, and (3) to take other steps to protect the life, safety and health of employees. The 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 covering roll-over protections on tractors and safety measures on other agricultural equipment (*see entry, U.S. — Health & Safety — Workplace Safety*). Nevada enforces these standards only on farm operations that employ more than 10 workers in a given year 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).*

Representatives of NVOSHA are authorized to inspect any place of employment, either in response to a worker complaint or on the agency's own initiative, in order to assure compliance with the Act and the standards adopted under its authority. The agency will normally issue a citation to an employer found to have committed a violation, fixing a reasonable time for corrective action. Failure or refusal to respond to a citation or final order for abatement may lead to enforcement action in civil court and assessment of administrative fines.

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY — *None.*