

● **NEVADA OCCUPATIONAL SAFETY AND HEALTH ACT (*HAZARD COMMUNICATION*)**

STATUTORY CITATION: Nev. Rev. Stat. § 618.380

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

GENERAL SUMMARY: Apart from generally obliging employers in the state to establish and maintain a safe workplace, the Nevada Occupational Safety and Health Act requires most employers to notify any worker who has been exposed to toxic materials or harmful physical agents on the job, in concentrations or at levels which exceed those prescribed by an applicable state occupational safety and health standard, and to inform the worker of any action being taken to correct the condition.

PROVISIONS APPLICABLE TO AGRICULTURE: With authority under the state occupational safety and health law, the state industrial relations agency has adopted the standards established by the U.S. Occupational Safety and Health Administration requiring employers to provide information to their employees about the hazardous chemicals to which they are exposed on the job (*see entry, U.S. — Pesticides & Agricultural Chemicals — Hazard Communication*). 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)*. A covered worker who believes that he or she is being or has been exposed to a toxic material in the workplace, and who has been denied notification or related information by the employer involved, should contact NVOSHA.

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY — *None.*