

COMBUSTIBLE AGENTS OR TO A DEFICIENCY OF OXYGEN, INCLUDING BUT NOT LIMITED TO, ENCLOSED OR OPEN-TOPPED TANKS, PROCESS OR REACTION VESSELS, BASINS, BINS, PITS, TUBS, SILOS, VATS, DEGREASERS, DUCTS, SEWERS, TUNNELS, AND PIPELINES, AND IN WHICH THE WORK TO BE PERFORMED OR SERVICES PROVIDED CONSISTS OF CLEANING, PAINTING, REPAIRING, MAINTENANCE, SERVICE, INSPECTION, OR OTHER SIMILAR WORK.

32.

(D) A PERSON AS DEFINED IN SECTION 29(B)(3) AND (4) OF THIS SUBTITLE MAY NOT CAUSE OR PERMIT ANY INDIVIDUAL AS DEFINED IN SECTION 29(C)(3) AND (4) OF THIS SUBTITLE TO PERFORM WORK OR PROVIDE SERVICES IN A "CONFINED SPACE" AS DEFINED IN THIS--SUBSECTION---FOR--THE--PURPOSES--OF--THIS SUBSECTION--A--"CONFINED-SPACE"--MEANS--A--SPACE--WHICH--BY--DESIGN HAS--LIMITED--OPENINGS--FOR--ENTRY--AND--EXIT--AND--IS--NOT--INTENDED FOR--CONTINUOUS--EMPLOYEE--OCCUPANCY,--INCLUDING--BUT--NOT--LIMITED TO,--ENCLOSED--OR--OPEN--TOPPED--TANKS,--PROCESS--OR--REACTION VESSELS,--BASINS,--BINS,--PITS,--TUBS,--SILOS,--VATS,--DEGREASERS, DUCTS,--SEWERS,--TUNNELS,--AND--PIPELINES,--AND--IN--WHICH--THE--WORK TO--BE--PERFORMED--OR--SERVICES--PROVIDED--CONSIST--OF--CLEANING, PAINTING,--REPAIRING,--MAINTENANCE,--SERVICE,--INSPECTION,--OR OTHER--SIMILAR--WORK SECTION 29(J) OF THIS SUBTITLE, UNLESS WRITTEN AUTHORIZATION HAS BEEN GRANTED BY THE COMMISSIONER BASED ON A SATISFACTORY SHOWING THAT WORK PRACTICES IN EFFECT WILL PROVIDE PROTECTION FOR THE SAFETY AND HEALTH OF THE WORKER. THE EMPLOYER MAY, IN THE ALTERNATIVE, APPLY FOR AN ORDER FOR A VARIANCE AS PROVIDED IN THIS SUBTITLE. THIS SUBSECTION DOES NOT ALTER CONTRACTUAL RELATIONSHIPS BETWEEN A CONTRACTOR AND A SUBCONTRACTOR IN EXISTENCE ON JUNE 30, 1981.

(E)--THIS--SUBTITLE--DOES--NOT--ALTER--CONTRACTUAL RELATIONSHIPS--THAT--EXIST--BETWEEN--A--CONTRACTOR--AND--A SUBCONTRACTOR.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1981.

Approved May 12, 1981.

CHAPTER 339

(Senate Bill 1118)

AN ACT concerning

Occupational Safety and Health

FOR the purpose of providing for notice to the Commissioner of Labor and Industry within a certain time before the start of certain work by a subcontractor; and defining the ~~term~~ terms "subcontractor" and "confined space".