

~~(2) SUBMIT RECOMMENDED REVISIONS TO THE COMMISSIONER OF LABOR AND INDUSTRY AND THE SECRETARY OF HEALTH AND MENTAL HYGIENE ON OR BEFORE JANUARY 1, 2000 2001.~~

~~(B) THE COMMISSIONER AND OF LABOR AND INDUSTRY IN CONSULTATION WITH THE SECRETARY OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL JOINTLY ADOPT REGULATIONS INCORPORATING THE BOARD'S RECOMMENDATIONS ON OR BEFORE JUNE 1, 2000 2001.~~

5-1003.

~~THE BLOODBORNE PATHOGEN STANDARD SHALL INCLUDE:~~

~~(1) A REVISED DEFINITION OF ENGINEERING CONTROLS THAT INCLUDES ENGINEERED SHARPS INJURY PROTECTION TECHNOLOGY;~~

~~(2) A DEFINITION OF BOTH NEEDLE AND NONNEEDLE ENGINEERED SHARPS INJURY PROTECTION;~~

~~(3) A REQUIREMENT THAT THE ENGINEERED SHARPS INJURY PROTECTION TECHNOLOGY BE INCLUDED AS ENGINEERING OR WORK PRACTICE CONTROLS;~~

~~(4) A WAIVER OF THE ENGINEERED SHARPS INJURY PROTECTION TECHNOLOGY REQUIREMENTS WHEN THE EMPLOYER OR OTHER APPROPRIATE PERSON CAN DEMONSTRATE THAT:~~

~~(I) NO DEVICE IS THEN AVAILABLE IN THE MARKETPLACE TO PERFORM THE MEDICAL PROCEDURE BECAUSE OF LIMITS IN SUPPLY OR IN TECHNOLOGY;~~

~~(II) THE TECHNOLOGY COMPROMISES THE PATIENT'S CARE OR SAFETY;~~

~~(III) THE TECHNOLOGY IS NOT MORE EFFECTIVE IN PREVENTING EXPOSURE INCIDENTS THAN THE ALTERNATIVE USED BY THE EMPLOYER; OR~~

~~(IV) SUFFICIENT INFORMATION IS NOT YET AVAILABLE ON THE SAFETY PERFORMANCE OF THE DEVICE, AND THE EMPLOYER IS ACTIVELY EVALUATING THE DEVICE;~~

~~(5) A REQUIREMENT THAT WRITTEN EXPOSURE CONTROL PLANS:~~

~~(I) ARE DEVELOPED WITH THE INVOLVEMENT OF HEALTH CARE WORKERS; AND~~

~~(II) INCLUDE A PROCEDURE FOR IDENTIFYING AND SELECTING EXISTING ENGINEERED SHARPS INJURY PROTECTION TECHNOLOGY;~~

~~(6) A REQUIREMENT THAT WRITTEN EXPOSURE CONTROL PLANS BE UPDATED ANNUALLY OR AS NECESSARY TO REFLECT PROGRESS IN IMPLEMENTING ENGINEERED SHARPS INJURY PROTECTION REQUIREMENTS;~~