

REGULATION ADOPTED TO CARRY OUT THIS TITLE, THE COMMISSIONER OR AUTHORIZED REPRESENTATIVE SHALL, WITH REASONABLE PROMPTNESS, ISSUE A CITATION TO THE EMPLOYER.

(2) IF AN EMPLOYER TO WHOM A CITATION IS ISSUED IS A UNIT OF THE STATE GOVERNMENT, THE COMMISSIONER OR AUTHORIZED REPRESENTATIVE SHALL SEND A COPY OF THE CITATION TO THE SECRETARY OF THE PRINCIPAL DEPARTMENT TO WHICH THE UNIT IS ASSIGNED OR, IF THE UNIT IS NOT PART OF A PRINCIPAL DEPARTMENT, THE HEAD OF THE UNIT.

(B) CONTENTS OF CITATION.

EACH CITATION UNDER THIS SECTION SHALL:

(1) BE IN WRITING;

(2) DESCRIBE, WITH PARTICULARITY, THE NATURE OF THE ALLEGED VIOLATION;

(3) REFERENCE THE PROVISION OF THIS TITLE, ORDER, OR OCCUPATIONAL SAFETY AND HEALTH STANDARD OR OTHER REGULATION THAT THE EMPLOYER IS ALLEGED TO HAVE VIOLATED; AND

(4) SET A REASONABLE PERIOD FOR ABATEMENT AND CORRECTION OF THE ALLEGED VIOLATION.

(C) POSTING OF CITATION.

IN ACCORDANCE WITH ANY REGULATION THAT THE COMMISSIONER ADOPTS TO CARRY OUT THIS TITLE, AN EMPLOYER WHO IS ISSUED A CITATION SHALL POST THE CITATION OR A COPY OF IT CONSPICUOUSLY AT OR NEAR EACH PLACE WHERE THE CITATION ALLEGES A VIOLATION OCCURRED.

(D) LIMITATIONS PERIOD.

NO CITATION MAY BE ISSUED AFTER 6 MONTHS AFTER THE OCCURRENCE OF A VIOLATION.

(E) DE MINIMIS VIOLATIONS.

THE COMMISSIONER MAY ESTABLISH, BY REGULATION, PROCEDURES FOR ISSUANCE OF A NOTICE INSTEAD OF A CITATION FOR A DE MINIMIS VIOLATION THAT HAS NO DIRECT OR IMMEDIATE RELATIONSHIP TO SAFETY OR HEALTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 89, § 36.