803 KAR 2:312. Compressed gas and compressed air equipment.

RELATES TO: KRS 338.051, 338.061, 29 C.F.R. 1910.169

STATUTORY AUTHORITY: KRS 338.051(3), 338.061

NECESSITY, FUNCTION, AND CONFORMITY: KRS 338.051(3) requires the Kentucky Occupational Safety and Health Standards Board to promulgate occupational safety and health administrative regulations and authorizes the chairman to reference federal standards without board approval if necessary to meet federal time requirements. KRS 338.061 authorizes the board to establish, modify, or repeal standards and reference federal standards. This administrative regulation establishes compressed gas and compressed air equipment standards that are enforced by the Department of Workplace Standards in general industry.

Section 1. Definitions.

(1) "Act" means KRS Chapter 338.

(2) "Assistant secretary" means the Secretary of Labor, Commonwealth of Kentucky or Commissioner, Department of Workplace Standards, Labor Cabinet.

(3) "Employee" is defined by KRS 338.015(2).

(4) "Employer" is defined by KRS 338.015(1).

(5) "Established federal standard" means any operative occupational safety and health standard established by an agency of the United States Government.

(6) "National consensus standard" is defined by KRS 338.015(9).

(7) "Standard" means "occupational safety and health standard" as defined by KRS 338.015(3).

Section 2. Except as modified by the definitions in Section 1 and the requirements of Section 3 of this administrative regulation, general industry shall comply with the federal requirements published by the Office of the Federal Register, National Archives and Records Services, General Services Administration; 29 C.F.R. 1910 Subpart M, Compressed Gas and Compressed Air Equipment.

(16 Ky.R. 1098; eff. 12-15-1989; Am. 20 Ky.R. 2696; eff. 5-11-1994; 23 Ky.R. 1713; eff. 12-13-1996; TAm eff. 8-9-2007; TAm eff. 9-8-2011; 46 Ky.R. 2832, 47 Ky.R. 317; eff. 11-4-2020.)