

### **803 KAR 2:315. Hand and portable powered tools and other hand-held equipment.**

RELATES TO: KRS 338.051, 338.061, 29 C.F.R. 1910.241-1910.244

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. 29 C.F.R. 1910.241 through 1910.244 establishes the federal requirements relating to hand and portable powered tools and other hand-held equipment. This administrative regulation establishes the hand and portable powered tools and other hand-held 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 Secretary, Labor Cabinet or Commissioner, Department of Workplace Standards, Labor Cabinet.
- (3) "C.F.R." means Code of Federal Regulations.
- (4) "Employee" is defined by KRS 338.015(2).
- (5) "Employer" is defined by KRS 338.015(1).
- (6) "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 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; Subpart P.

(16 Ky.R. 697; eff. 12-15-1989; Am. 23 Ky.R. 1719; eff. 12-13-1996; 33 Ky.R. 1719; 2300; eff. 3-9-2007; 35 Ky.R. 1298; 1757; eff. 3-6-2009; TAm eff. 7-12-2012; 46 Ky.R. 2834, 47 Ky.R. 318; eff. 11-4-2020.)