

WEST VIRGINIA LEGISLATIVE RULES
DEPARTMENT OF LABOR
CHAPTER 21-3
SERIES IV

Title: Hazardous Chemical Substances

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WEST VIRGINIA LEGISLATIVE RULES
DEPARTMENT OF LABOR
CHAPTER 21-30
SERIES IV e 4

Title: Hazardous Chemical Substances

Section 1. General

1.1 Scope - These legislative rules and regulations are promulgated by the Commissioner of Labor as required under §21-3-18 of the West Virginia Code, to establish and maintain a list of chemical substances and materials which have been determined or are suspected to be hazardous or toxic to the health of employees who may be exposed to them in the course of employment.

1.2 Authority - W. Va. Code 21-3-18

1.3 Filing Date - December 31, 1982

1.4 Effective Date - December 31, 1982

Section 2. Listing of Hazardous Substances

2.1 Incorporate by Reference - The Commissioner of Labor hereby incorporates by reference the Listing of Hazardous Substances which has been selected in accordance with 29 Code of Federal Register 1910.1000, Subpart Z.

2.2 The preceding list will be updated, at least annually, giving due consideration to any changes made or proposed by the Secretary of Labor of the United States.

2.3 Warning notice posted in the work area shall be printed or type-written in letters of sufficient size and contrast as to be readily visible and legible. Such warning notice shall include common symptoms of overexposure.

2.4 Any producer or user aggrieved by the inclusion or exclusion of any hazardous chemical substance on the list may petition the Commissioner of the State Department of Labor for a possible revision or revisions of said list. The expense of any such determination, if the Commissioner so decides, shall be borne by the party seeking said determination, and the burden of proof shall also be on said party.

Ed. Note: The Listing is available from the Secretary of State's office or the WV Dept. of Labor

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(Plus all the volunteer
help we can get)

TO: Andy Brown
AGENCY: Department of Labor
FROM: JUDY COOPER, DIRECTOR ADMINISTRATIVE LAW DIVISION
DATE: Nov. 20, 1990

THE ATTACHED RULE RECENTLY FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF YOUR RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 4 TITLE Hazardous Chemical Substances

* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: William D. Hoffman P.
TITLE OF PERSON SIGNING: Director of Safety & Health
DATE: 12-4-90

* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____
TITLE OF PERSON SIGNING: _____
DATE: _____