

MEMORANDUM



STATE OF WEST VIRGINIA

DEPT. OF HEALTH

DATE: May 15, 1981

TO: Mary J. Lopez
Rules and Regulations
Secretary of State's Office

FROM: Curtis G. Power *C. G. Power*
Assistant Attorney General, Dept. of Health

SUBJECT: Departmental Rules and Regulations

As you had requested some time ago, enclosed is an index of Department of Health rules and regulations. In addition, the following rules and regulations have been promulgated since the last publication by the Michie Company:

Regulations for the Review of Indeterminate Commitments

Mental Health Licensing Regulations

Rules and Regulations for Licensing of Nursing Homes

Regulations--Certificate of Need

Rules and Regulations for Licensing of Personal Care Homes

Rules and Regulations--Instructors in Barbering and Beauty Culture

Rules of Procedure for Contested Case Hearings

Rules and Regulations of the West Virginia Office of Emergency Medical Services

Law Governing the Practice of Barbering and Beauty Culture

CGP:s

Enclosure

CHAPTER 5.

INDUSTRIAL HYGIENE.

New

Article

1. Occupational and Industrial Health Regulations, §§ 1-2.
2. Coin-Operated Dry Cleaning Establishment Regulations, §§ 1-4.
3. Radiological Health Regulations, §§ 1-7.

ARTICLE 1.

OCCUPATIONAL AND INDUSTRIAL HEALTH
REGULATIONS.

Sec.

1. General Provisions.

Sec.

2. Environmental Provisions.

SEC. 1. GENERAL PROVISIONS.

Item 1. Employer Responsibility.

- (a) Every employer shall provide, install, and maintain in good repair such control measures as are required in accordance with the provision of these Rules and Regulations.
- (b) The provisions contained in these Rules and Regulations are for the purpose of defining minimum standards for protection of health of employees. In the event that injury to health has been shown to occur despite compliance with the provisions of these Rules and Regulations, the authority may, in accordance with the best available knowledge, require additional measures.

Item 2. Employee Responsibility.

- (a) Every employee shall use the control measures provided by the employer in accordance with Section 1, Item 1 (a).
- (b) Employees shall not violate, abuse or mishandle control measures provided by the employer for the employee's protection against health hazards.

Item 3. Authority.

- (a) These Rules and Regulations for the control of occupational and industrial health hazards have been adopted by the West Virginia State Board of Health December 6, 1951, in the discharge of its duties under the authority granted by Chapter 16, Article I of the Code of West Virginia.

Item 4. Administration.

- (a) These Rules and Regulations will be administered by the West Virginia State Department of Health hereafter referred to as the authority.