

HOUSE BILL No. 2616

By Committee on Commerce, Labor and Economic Development

2-11

1 AN ACT concerning workplace safety; authorizing the secretary of labor
2 to enter into an agreement regarding state enforcement of federal
3 occupational safety and health act standards.

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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) In accordance with the provisions of §18 of the federal
7 occupational safety and health act of 1970, 29 U.S.C. § 667, the secretary
8 of labor is hereby authorized to:

9 (1) Submit a state plan for the state that provides for safe and
10 healthful employment by the adoption of standards and means for
11 enforcement of the standards that are at least as effective as those
12 standards and means for enforcement of the standards as are provided by
13 the federal occupational safety and health act of 1970, compiled in 29
14 U.S.C. §§ 651-678;

15 (2) to enter into agreements necessary to carry out the purposes of
16 this subsection;

17 (3) to make agreements with other states and with the United States
18 government, or its agencies, and to accept funds from the federal
19 government, or its agencies, or any other source for research studies,
20 investigation, planning and other purposes related to the duties of the
21 secretary pursuant to this subsection; and any funds so received shall be
22 remitted to the state treasurer in accordance with the provisions of K.S.A.
23 75-4215, and amendments thereto. Upon receipt of each such remittance,
24 the state treasurer shall deposit the entire amount in the state treasury to
25 the credit of the occupational health and safety - federal fund or used in
26 accordance with or at the direction of the contributing federal agencies.
27 Expenditures from such fund may be made for any purpose in keeping
28 with the responsibilities, functions and authority of the secretary. Warrants
29 on such fund shall be drawn in the same manner as required of other state
30 agencies upon vouchers signed by the secretary; and

31 (4) cooperate with the federal government in ways that are reasonably
32 designed to carry out the purposes of this subsection.

33 (b) The secretary of labor shall submit to the president of the senate
34 and to the speaker of the house of representatives on or before January 12,
35 2015, a report including the following information pertaining to the
36 proposed state plan referenced in subsection (a):

- 1 (1) An outline of the proposed state plan;
- 2 (2) a list of changes in statutes and rules and regulations required by
- 3 the federal government as part of the proposed state plan;
- 4 (3) a list of additional staff and positions required to implement the
- 5 proposed state plan; and
- 6 (4) a projected date by which a cooperative agreement contemplated
- 7 by subsection (a)(1) will be ready to be executed.
- 8 Sec. 2. This act shall take effect and be in force from and after its
- 9 publication in the statute book.