

**PROPOSED REGULATION OF THE
DIVISION OF INDUSTRIAL RELATIONS OF
THE DEPARTMENT OF BUSINESS AND INDUSTRY**

LCB File No. R071-15

August 18, 2015

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1-3, NRS 618.295, 618.977 and S.B. 233, Section 2.

A REGULATION relating to public safety; revising

Section 1. NAC 618.9912 is hereby amended to read as follows:

NAC 618.9912 “Valid completion card” defined. “Valid completion card” means ~~an unexpired~~ a completion card issued to a person for:

1. An approved OSHA-10 course; or
2. An approved OSHA-30 course.

Sec. 2. NAC 618.9917 is hereby amended to read as follows:

NAC 618.9917 Requirements for language and format of all courses. All courses described in NAC 618.990 to ~~618.9927~~ **618.992**, inclusive, must be conducted and made available in a language and format that is understandable to each employee.

Sec. 3. NAC 618.9923, 618.9925 and 618.9927 are hereby repealed.

TEXT OF REPEALED SECTIONS

NAC 618.9923 Renewal of valid completion card.

1. An employee may renew a valid completion card for an OSHA-10 course by completing an approved OSHA-10 course or approved OSHA-10 continuing education course before the expiration of the valid completion card. An employee who has renewed a valid completion card for an OSHA-10 course must provide his or her employer with the valid completion card and written proof of completion of an approved OSHA-10 course or approved OSHA-10 continuing education course.

2. An employee may renew a valid completion card for an OSHA-30 course by completing an approved OSHA-30 course or approved OSHA-30 continuing education course before the expiration of the valid completion card. An employee who has renewed a valid completion card for an OSHA-30 course must provide his or her employer with the valid completion card and written proof of completion of an approved OSHA-30 course or approved OSHA-30 continuing education course.

NAC 618.9925 Requirements for continuing education courses provided by employer. § 15 of ch. 432, Stats. 2009)

1. If an employer provides to an employee an approved OSHA-10 continuing education course or an approved OSHA-30 continuing education course, the employer shall:

- (a) Provide to the employee written proof of completion of the course;
- (b) On request, provide to the Division written proof of completion of the course; and

(c) Retain a copy of the written proof of completion of the course for at least 5 years.

2. An employer may provide an approved OSHA-10 continuing education course or an approved OSHA-30 continuing education course online if the course is developed by, or with the assistance of, a qualified continuing education course instructor.

NAC 618.9927 Persons who may provide continuing education courses.

1. No person other than a trainer, as defined in subsection 3 of NRS 618.980, or a qualified continuing education course instructor may provide an OSHA-10 continuing education course or an OSHA-30 continuing education course.

2. The Administrator may determine that a person may act as a qualified continuing education course instructor if the person, without limitation:

(a) Is authorized by the Occupational Safety and Health Administration of the United States Department of Labor as a trainer, including, without limitation, if the person has completed OSHA 500, the Trainer Course for the Construction Industry;

(b) Has 3 years of experience in overseeing matters of occupational safety and health in the field of construction; or

(c) Has 2 years of experience in overseeing matters of occupational safety and health in the field of construction and has:

(1) A college degree in occupational safety and health; and

(2) Been designated as:

(I) A certified safety professional; or

(II) A certified industrial hygienist.