

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1077 Session of
1989

INTRODUCED BY DALEY, KASUNIC, KOSINSKI, ITKIN, COLAIZZO,
E. Z. TAYLOR, ROBINSON, BILLOW, KUKOVICH, TRELLO, PISTELLA
AND STABACK, APRIL 10, 1989

REFERRED TO COMMITTEE ON LABOR RELATIONS, APRIL 10, 1989

AN ACT

1 Amending the act of May 18, 1937 (P.L.654, No.174), entitled, as
2 amended, "An act to provide for the safety and to protect the
3 health and morals of persons while employed; prescribing
4 certain regulations and restrictions concerning places where
5 persons are employed, and the equipment, apparatus,
6 materials, devices and machinery used therein; prescribing
7 certain powers and duties of the Department of Labor and
8 Industry relative to the enforcement of this act; and fixing
9 penalties," further providing for general safety and health
10 requirements.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 2 of the act of May 18, 1937 (P.L.654,
14 No.174), entitled, as amended, "An act to provide for the safety
15 and to protect the health and morals of persons while employed;
16 prescribing certain regulations and restrictions concerning
17 places where persons are employed, and the equipment, apparatus,
18 materials, devices and machinery used therein; prescribing
19 certain powers and duties of the Department of Labor and
20 Industry relative to the enforcement of this act; and fixing
21 penalties," amended or added July 13, 1953 (P.L.438, No.97) and

1 October 7, 1976 (P.L.1107, No.225), is amended to read:

2 Section 2. General Safety and Health Requirements.--(a) All
3 establishments shall be so constructed, equipped, arranged,
4 operated, and conducted as to provide reasonable and adequate
5 protection for the life, limb, health, safety, and morals of all
6 persons employed therein.

7 (b) All belts, pulleys, gears, chains, sprockets, shafting,
8 and other mechanical power transmission apparatus, stationary
9 engines, electrical equipment, and apparatus shall be properly
10 guarded to protect workers from injury.

11 (c) All cranes, hoists, steam or electric shovels, plant
12 railroads, and other apparatus or devices used for moving,
13 lifting, lowering, and transporting material shall be designed,
14 constructed, equipped, and operated as to eliminate dangerous
15 conditions.

16 (d) The point of operation on all saws, planers, jointers or
17 other power driven woodworking machines and all power presses,
18 planers, shapers, and other power driven machine tools, and
19 dangerous parts of any other machines or devices shall be
20 provided with guards of a type approved by the department.
21 Laundry machines, extractors, washers, ironers, and other
22 machines or apparatus shall be provided with guards where,
23 because of accident hazard, they are required by the department.

24 (e) All toxic and noxious dusts, fumes, vapors, gases,
25 fibers, fogs, mists or other atmospheric impurities, created in
26 connection with any manufacturing process, emitted into or
27 disseminated throughout areas where persons are employed in such
28 quantities as, in the opinion of the department, would injure
29 the health of employes or create other dangerous conditions,
30 shall be removed at the point of origin, or, where this is

1 impractical, personal protective devices, including surgical
2 masks, shall be provided and worn by persons subjected to such
3 hazards.

4 (f) All pits, quarries, mines other than coal mines,
5 trenches, excavations, and similar operations shall be properly
6 shored, braced, and otherwise guarded, operated, and conducted
7 as to provide reasonable and adequate protection to workers
8 employed therein.

9 (g) All building construction, demolition, and cleaning,
10 including window cleaning, shall be conducted in a manner as to
11 avoid accident hazards to workers or the public. Scaffolds,
12 ladders, material hoists, window cleaning devices, safety belts,
13 and other equipment used in such operations, shall be designed,
14 manufactured, constructed, and erected as to be safe for the
15 purpose intended. All stairs, open-sided floors, platforms, and
16 runways shall be provided with proper railings and toe-boards.

17 (h) When employes, due to the nature of employment, are
18 subject to injury from flying particles, falling objects, sharp
19 or rough surfaces or materials, hot, corrosive or poisonous
20 substances, acids or caustics and injurious light rays or
21 harmful radioactive materials, they shall be provided with and
22 shall wear goggles, other head and eye protectors, gloves,
23 leggings, and other personal protective devices.

24 (i) All plant, scenic or other railroad operations other
25 than those common carrier railroads presently subject to the
26 jurisdiction of the Public Utility Commission shall be
27 maintained and operated in such a manner as to prevent
28 unreasonable or unnecessary hazards to workers or the public.
29 Motive power, rolling stock, and roadbeds shall be designed,
30 manufactured and maintained so as to be safe for its intended

- 1 purpose and provide maximum safety to the public and the
- 2 employees involved.
- 3 Section 2. This act shall take effect in 60 days.