

SENATE BILL No. 1161

November 9, 2016, Introduced by Senator BIEDA and referred to the Committee on
Regulatory Reform.

A bill to amend 1974 PA 154, entitled
"Michigan occupational safety and health act,"
by amending section 61 (MCL 408.1061), as amended by 2015 PA 199.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 61. (1) An employer shall make, keep, and preserve
2 accurate and timely records and reports of work illnesses and
3 injuries and report the information to the appropriate department
4 in a form and in accordance with rules promulgated by the
5 departments under authority of this act for the purpose of
6 developing information regarding the causes and prevention of
7 occupational illnesses and injuries. **A RECORD OR REPORT OF AN**
8 **AMPUTATION OR FATALITY SHALL BE RETAINED FOR 50 YEARS.**

9 (2) An employer shall maintain accurate records of employee
10 exposures to potentially toxic substances or harmful physical

1 agents that are required to be monitored or measured by standards
2 promulgated by the commissions. An employee or former employee
3 shall have access to those records that indicate the employee's or
4 former employee's own exposure to toxic materials or harmful
5 physical agents.

6 (3) An employer shall promptly notify an employee who was or
7 is being exposed to toxic materials or harmful physical agents in
8 concentrations or at levels that exceed those prescribed by a rule
9 or standard promulgated under this act, and shall inform an
10 employee who is being exposed to those toxic materials or harmful
11 physical agents of the corrective action being taken.

12 (4) This act does not negate the record keeping and reporting
13 requirements prescribed by sections 18 and 24 of the occupational
14 safety and health act of 1970, Public Law 91-596, 29 USC 667 and
15 673.

16 Enacting section 1. This amendatory act takes effect 90 days
17 after the date it is enacted into law.