

875—8.2 (88) Definitions. Unless the context clearly requires otherwise, the definitions contained in Iowa Code section 88.3 shall be applicable wherever this chapter uses those terms. Unless the context clearly requires otherwise, the following additional definitions apply to this chapter.

“*Act*” means the Iowa occupational safety and health Act, Iowa Code chapter 88.

“*Compliance officer*” means a compliance safety and health officer employed by Iowa OSHA Enforcement.

“*Consultant*” means an employee of the bureau of consultation and education of the division of labor services.

“*Consultation*” means all activities related to the provision of consultative assistance under this chapter, including off-site consultation and on-site consultation.

“*Division*” means the division of labor services of the department of workforce development.

“*Education*” means planned and organized activity by a consultant to impart information to employers and employees to enable them to establish and maintain employment and a place of employment that are safe and healthful.

“*Employee representative*” means the authorized representative of employees at a site where there is a recognized labor organization representing employees.

“*Hazard correction*” means the elimination or control of a workplace hazard in accordance with the requirements of the Act and rules.

“*Imminent danger*” means a condition or practice in a place of employment that could reasonably be expected to cause death or serious physical harm immediately or before the danger can be eliminated through the procedures set forth in rule 875—8.6(88).

“*Iowa OSHA Enforcement*” means the unit of the division that enforces the occupational safety and health Act.

“*List of Hazards*” means a list of all serious hazards that are identified by the consultant and the correction due dates agreed upon by the employer and the consultant.

“*Off-site consultation*” means consultation provided away from an employer’s work site by means such as training, education, telephone, and correspondence.

“*On-site consultation*” means consultation provided during a visit to an employer’s work site. “On-site consultation” includes a written report to the employer on the findings and recommendations resulting from the visit, and may include training and education needed to address hazards or potential hazards at the work site.

“*Other-than-serious hazard*” means any condition or practice that would be classified as an other-than-serious violation of applicable standards based on criteria contained in the current Iowa Field Operations Manual.

“*Programmed inspection*” means an inspection scheduled based on objective or neutral criteria as set forth in the Iowa Field Operations Manual.

“Recognition and exemption program” means an achievement recognition program to recognize an employer that operates an exemplary program that results in the immediate and long-term prevention of job-related injuries and illnesses at a workplace.

“Serious hazard” means a condition or practice that would be classified as a serious violation of applicable standards based on criteria contained in the current Iowa Field Operations Manual, except that the element of employer knowledge shall not be considered.

“Training” means the planned and organized activity of a consultant to impart skills, techniques and methodologies to employers and their employees to assist them in establishing and maintaining employment and a place of employment that are safe and healthful.

[ARC 8591B, IAB 3/10/10, effective 4/14/10]