

screened, have self-closing doors that can be closed and latched from the inside and shall be constructed to insure privacy.

(iii) Toilet and handwashing facilities shall be accessibly located and in close proximity to each other. The facilities shall be located within a one-quarter-mile walk of each hand laborer's place of work in the field.

(iv) Where due to terrain it is not feasible to locate facilities as required above, the facilities shall be located at the point of closest vehicular access.

(v) Toilet and handwashing facilities are not required for employees who perform field work for a period of three (3) hours or less (including transportation time to and from the field) during the day.

(3) *Maintenance.* Potable drinking water and toilet and handwashing facilities shall be maintained in accordance with appropriate public health sanitation practices, including the following:

(i) Drinking water containers shall be constructed of materials that maintain water quality, shall be refilled daily or more often as necessary, shall be kept covered and shall be regularly cleaned.

(ii) Toilet facilities shall be operational and maintained in clean and sanitary condition.

(iii) Handwashing facilities shall be refilled with potable water as necessary to ensure an adequate supply and shall be maintained in a clean and sanitary condition; and

(iv) Disposal of wastes from facilities shall not cause unsanitary conditions.

(4) *Reasonable use.* The employer shall notify each employee of the location of the sanitation facilities and water and shall allow each employee reasonable opportunities during the workday to use them. The employer also shall inform each employee of the importance of each of the following good hygiene practices to minimize exposure to the hazards in the field of heat, communicable diseases, retention of urine and agricultural residues:

(i) Use the water and facilities provided for drinking, handwashing and elimination;

(ii) Drink water frequently and especially on hot days;

(iii) Urinate as frequently as necessary;

(iv) Wash hands both before and after using the toilet; and

(v) Wash hands before eating and smoking.

(d) *Dates*—(1) *Effective date.* This standard shall take effect on May 30, 1987.

(2) *Startup dates.* Employers must comply with the requirements of paragraphs:

(i) Paragraph (c)(1), to provide potable drinking water, by May 30, 1987;

(ii) Paragraph (c)(2), to provide handwashing and toilet facilities, by July 30, 1987;

(iii) Paragraph (c)(3), to provide maintenance for toilet and handwashing facilities, by July 30, 1987; and

(iv) Paragraph (c)(4), to assure reasonable use, by July 30, 1987.

[52 FR 16095, May 1, 1987]

Subparts J–L [Reserved]

Subpart M—Occupational Health

§ 1928.1027 Cadmium.

See § 1910.1027, *Cadmium*.

[61 FR 9255, Mar. 7, 1996]

PART 1949—OFFICE OF TRAINING AND EDUCATION, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Subpart A—OSHA Training Institute

Sec.

1949.1 Policy regarding tuition fees.

1949.2 Definitions.

1949.3 Schedule of fees.

1949.4 Procedure for payment.

1949.5 Refunds.

AUTHORITY: Secs. 8, 26, Occupational Safety and Health Act of 1970 (29 U.S.C. 657, 670); 31 U.S.C. 9701; Secretary of Labor's Order No. 9–83 (48 FR 35736).

SOURCE: 49 FR 32066, Aug. 10, 1984, unless otherwise noted.

Subpart A—OSHA Training Institute

§ 1949.1 Policy regarding tuition fees.

(a) The OSHA Training Institute shall charge tuition fees for all private

§ 1949.2

sector students attending Institute courses.

(b) The following private sector students shall be exempt from the payment of tuition fees.

(1) Associate members of Field Federal Safety and Health Councils.

(2) Students who are representatives of foreign governments.

(3) Students attending courses which are required by OSHA for the student to maintain an existing designation of OSHA certified outreach trainer.

(c) Additional exemptions may be made by the Director of the OSHA Training Institute on a case by case basis if it is determined that the students exempted are employed by a non-profit organization and the granting of an exemption from tuition would be in the best interest of the occupational safety and health program. Individuals or organizations wishing to be considered for this exemption shall make application to the Director of the OSHA Training Institute in writing stating the reasons for an exemption from payment of tuition.

[56 FR 28076, June 19, 1991]

§ 1949.2 Definitions.

Any term not defined herein shall have the same meaning as given it in the Act. As used in this subpart:

Private sector students means those students attending the Institute who are not employees of Federal, State, or local governments.

§ 1949.3 Schedule of fees.

(a) Tuition fees will be computed on the basis of the cost to the Government for the Institute conduct of the course, as determined by the Director of the Institute.

(b) Total tuition charges for each course will be set forth in the course announcement.

§ 1949.4 Procedure for payment.

(a) Applications for Institute courses shall be submitted to the Institute Registrar's office in accordance with instructions issued by the Institute.

(b) Private sector personnel shall, upon notification of their acceptance by the Institute, submit a check payable to "U.S. Department of Labor" in the amount indicated by the course an-

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nouncement prior to the commencement of the course.

§ 1949.5 Refunds.

An applicant may withdraw an application and receive full reimbursement of the fee provided that written notification to the Institute Registrar is mailed no later than 14 days before the commencement of the course for which registration has been submitted.

PART 1952—APPROVED STATE PLANS FOR ENFORCEMENT OF STATE STANDARDS

Subpart A—General Provisions and Conditions

- Sec.
- 1952.1 Purpose and scope.
- 1952.2 Definitions.
- 1952.3 Developmental plans.
- 1952.4 Injury and illness recording and reporting requirements.
- 1952.5 Availability of the plans.
- 1952.6 Partial approval of State plans.
- 1952.7 Product standards.
- 1952.8 Variations, tolerances, and exemptions affecting the national defense.
- 1952.9 Variances affecting multi-state employers.
- 1952.10 Requirements for approval of State posters.
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Subpart B [Reserved]

Subpart C—South Carolina

- 1952.90 Description of the plan as initially approved.
- 1952.91 Developmental schedule.
- 1952.92 Completion of developmental steps and certification.
- 1952.93 Compliance staffing benchmarks.
- 1952.94 Final approval determination.
- 1952.95 Level of Federal enforcement.
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Subpart D—Oregon

- 1952.100 Description of the plan as initially approved.
- 1952.101 Developmental schedule.
- 1952.102 Completion of developmental steps and certification.
- 1952.103 Compliance staffing benchmarks.
- 1952.104 [Reserved]
- 1952.105 Level of Federal enforcement.
- 1952.106 Where the plan may be inspected.
- 1952.107 Changes to approved plans.