

CHAPTER.....

AN ACT relating to occupational safety; increasing the penalty for certain punishable conduct by an employer that leads to the death of an employee; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 618.685 is hereby amended to read as follows:

618.685 Any employer who willfully violates any requirement of this chapter, or any standard, rule, regulation or order promulgated or prescribed pursuant to this chapter, where the violation causes the death of any employee, shall be punished:

1. For a first offense, by a fine of not more than ~~[\$20,000]~~ **\$50,000** or by imprisonment in the county jail for not more than 6 months, or by both fine and imprisonment.

2. For a second or subsequent offense, by a fine of not more than ~~[\$40,000]~~ **\$100,000** or by imprisonment in the county jail for not more than 1 year, or by both fine and imprisonment.

Sec. 2. This act becomes effective upon passage and approval for the purpose of requesting approval of the amendatory provisions of this act pursuant to 29 U.S.C. § 667(c) and, for all other purposes, on:

1. October 1, 2003, only if, on or before October 1, 2003, the amendatory provisions of this act are approved or determined not to require approval pursuant to 29 U.S.C. § 667(c); or

2. On the date the amendatory provisions of this act are approved or determined not to require approval pursuant to 29 U.S.C. § 667(c), only if the amendatory provisions of this act are approved or determined not to require approval pursuant to 29 U.S.C. § 667(c) after October 1, 2003.