



General Assembly

Substitute Bill No. 5537

February Session, 2008

* _____ HB05537GL _____ 041508 _____ *

AN ACT CONCERNING CONSTRUCTION SAFETY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 31-53b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2008*):

3 (a) Each contract for a public works project entered into on or after
4 July 1, [2007, for the construction, remodeling, refinishing,
5 refurbishing, rehabilitation, alteration or repair of any public building
6 project] 2008, by the state or any of its agents, or by any political
7 subdivision of the state or any of its agents, where the total cost of all
8 work to be performed by all contractors and subcontractors in
9 connection with the contract is at least one hundred thousand dollars,
10 shall contain a provision requiring that, [not later than thirty days after
11 the date such contract is awarded,] each contractor furnish proof with
12 the weekly certified payroll form for the first week each employee
13 begins work on such project to the Labor Commissioner that [all
14 employees performing manual labor] any person performing the work
15 of a mechanic, laborer or worker on [or in] such public [building]
16 works project, pursuant to such contract, [have] has completed a
17 course of at least ten hours in duration in construction safety and
18 health approved by the federal Occupational Safety and Health
19 Administration or, has completed a new miner training program
20 approved by the Federal Mine Safety and Health Administration in

21 accordance with 30 CFR 48 or, in the case of telecommunications
22 employees, [have] has completed at least ten hours of training in
23 accordance with 29 CFR 1910.268.

24 (b) Any [employee] person required to complete a [construction
25 safety and health course required] course or program under subsection
26 (a) of this section who has not completed the course or program shall
27 be subject to removal from the worksite if the [employee] person does
28 not provide documentation of having completed such course or
29 program by the fifteenth day after the date the [employee] person is
30 found to be in noncompliance. The Labor Commissioner or said
31 commissioner's designee shall enforce this section.

32 (c) Not later than January 1, [2007] 2009, the Labor Commissioner
33 shall adopt regulations, in accordance with the provisions of chapter
34 54, to implement the provisions of subsections (a) and (b) of this
35 section. Such regulations shall require that the ten-hour construction
36 safety and health courses required under subsection (a) of this section
37 be conducted in accordance with federal Occupational Safety and
38 Health Administration Training Institute standards, or in accordance
39 with Federal Mine Safety and Health Administration Standards or in
40 accordance with 29 CFR 1910.268, as appropriate. The Labor
41 Commissioner shall accept as sufficient proof of compliance with the
42 provisions of subsection (a) or (b) of this section a student course
43 completion card issued by the federal Occupational Safety and Health
44 Administration Training Institute, or such other proof of compliance
45 said commissioner deems appropriate, dated no earlier than five years
46 before the commencement date of such public works project.

47 [(d) For the purposes of this section, "public building" means a
48 structure, paid for in whole or in part with state funds, within a roof
49 and within exterior walls or fire walls, designed for the housing,
50 shelter, enclosure and support or employment of people, animals or
51 property of any kind, including, but not limited to, sewage treatment
52 plants and water treatment plants. "Public building" does not include
53 site work, roads or bridges, rail lines, parking lots or underground

