

MONTANA

STATUTES : (1)

MONTANA CODE:

TITLE 39: LABOR
CHAPTER 71: WORKERS' COMPENSATION

Terms

References

Industrial Hygiene	1
Industrial Hygienist	0
Certified Industrial Hygienist - CIH	0
Certified Associate Industrial Hygienist	0
Construction Health and Safety Technician – CHST	0
Industrial Hygienist in Training - IHIT	0
AIHA Lab Accreditation Program	0
American Industrial Hygiene Association - AIHA	0
American Board of Industrial Hygiene - ABIH	0
American Conference of Governmental Industrial Hygienists – ACGIH	0
Occupational Health and Safety Technologist – OHST	0
Associate Safety Professional – ASP	0
Certified Safety Professional – CSP	0
Board of Certified Safety Professionals – BCSP	0

MONTANA

RULES AND REGULATIONS: (1)

ADMINISTRATIVE RULES OF MONTANA:

DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER: NOISE, ASBESTOS CONTROL, METHAMPHETAMINE CLEANUP

<u>Terms</u>	<u>References</u>
Industrial Hygiene	0
Industrial Hygienist	0
Certified Industrial Hygienist - CIH	0
Certified Associate Industrial Hygienist	0
Construction Health and Safety Technician – CHST	0
Industrial Hygienist in Training - IHIT	0
AIHA Lab Accreditation Program and related	2
American Industrial Hygiene Association - AIHA	0
American Board of Industrial Hygiene - ABIH	0
American Conference of Governmental Industrial Hygienists – ACGIH	0
Occupational Health and Safety Technologist – OHST	0
Associate Safety Professional – ASP	0
Certified Safety Professional – CSP	0
Board of Certified Safety Professionals – BCSP	0

MONTANA STATUTES

<http://leg.mt.gov/bills/mca/39/71/39-71-1503.htm>

MONTANA CODE

TITLE 39: LABOR

CHAPTER 71: WORKERS' COMPENSATION

39-71-1503. Safety consultation. (1) As used in this part, "safety consultation services" means assistance rendered by an insurer or the department to advise and aid an employer in the identification, evaluation, and control of existing and potential accidental and occupational health problems. The services may be delivered in person, by mail, electronically, or by telephone, based upon need.

(2) Safety consultation services include but are not limited to:

(a) surveys consisting of onsite identification and subsequent evaluation of exposures relative to employees, materials, equipment, work methods, processes, and facilities;

(b) recommendations expressed in the form of communications to an employer, with reference to control of exposures to occupational accident, injury, or illness and to improvement of safety programs and systems;

(c) education and training programs, including aids, programs, and materials made available to assist in the control of exposures;

(d) consultations to advise employers relative to risk, exposure, and experience in the employer's business;

(e) accident analysis consisting of review of reported accidents to determine cause and trends; and

(f) **industrial hygiene** services, including recognition, evaluation, and control of chemical, physical, and biological exposures.

MONTANA RULES/REGULATIONS

<http://www.mtrules.org/gateway/ruleno.asp?RN=17%2E74%2E354>

ADMINISTRATIVE RULES OF MONTANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

CHAPTER: NOISE, ASBESTOS CONTROL,

METHAMPHETAMINE CLEANUP

SUBCHAPTER: ASBESTOS CONTROL

17.74.354 INSPECTION REQUIREMENTS FOR DEMOLITION AND RENOVATION ACTIVITIES

(1) Prior to any demolition or renovation of a facility, the owner or operator shall ensure the facility or part of the facility where demolition or renovation actions will occur is thoroughly inspected by a department-accredited asbestos inspector in accordance with this subchapter.

(2) The owner or operator shall ensure that a copy of the inspection report is kept on site during the asbestos project. The owner shall ensure that the report is kept on site during subsequent renovations or demolition. The inspection report must be made available to the department upon request.

(3) A department-accredited asbestos inspector conducting an inspection in accordance with this subchapter shall:

(4) For inspections conducted under (3), the inspector shall ensure that:

(a) bulk samples are analyzed by persons or **laboratories with proficiency demonstrated by current successful participation in a nationally recognized testing program** such as the National Institute of Standards and Technology (NIST), National Voluntary Laboratory Accreditation Program (NVLAP), the **round robin for bulk samples administered by the American Industrial Hygiene Association (AIHA)**, or an equivalent testing program accepted in writing by the department prior to analysis;

(b) except for wallboard system samples, bulk samples are not composited for analysis, but are analyzed for asbestos content by polarized light microscopy (PLM) using the "Method for the Determination of Asbestos in Bulk Building Materials" (EPA/600/R-93/116) or another method acceptable to the department; and

(c) the sample analytical report includes:

(i) results of the analysis;

(ii) method of analysis;

(iii) name and address of each laboratory performing an analysis;

(iv) the laboratory's accreditation number;

(v) the date of analysis; and

(vi) the name and signature of the person performing the analysis.

<http://www.mtrules.org/gateway/ruleno.asp?RN=17%2E74%2E357>

17.74.357 STANDARDS AND METHODS FOR CLEARING ASBESTOS PROJECTS AND REQUIREMENTS FOR PERSONS CLEARING ASBESTOS PROJECTS

(1) At the conclusion of any asbestos project conducted in a facility, the owner of the facility or the owner's designee shall ensure that final visual inspection and air clearance sampling are conducted in all asbestos project work areas.

(7) **Air samples required by this rule may be analyzed only by laboratories accredited by the American Industrial Hygiene Association (AIHA)** or laboratories that participate in the **AIHA proficiency analytical testing (PAT)** program and that have received a "proficient" rating for asbestos PCM samples, or another laboratory accepted in writing by the department. For sampling and sample analysis, a quality assurance program must be implemented as described in the NIOSH 7400 method or another quality assurance program accepted in writing by the department. PAT results must be submitted to the department upon request.

(8) PCM analyses required by this rule may be conducted only by a person certified in the NIOSH 582 or 582E sample collection and analytical method and who participates in a round robin quality assurance/quality control program for PCM analysts or another certification or quality assurance/quality control program accepted in writing by the department in advance.

(9) TEM sample analyses required by this rule must be conducted by a laboratory accredited by the National Voluntary Laboratory Accreditation Program or a laboratory accredited by an equivalent accreditation program that is accepted in advance by the department in writing.