



*Providing nonpartisan legal, research, and fiscal analysis services to the Minnesota Senate*

---

## **S.F. No. 3850 – Minnesota Occupational Safety and Health Policy**

**Author:** Senator Sandra L. Pappas

**Prepared by:** Carlon Doyle Fontaine, Senate Counsel (651/296-4395)

**Date:** February 29, 2024

---

**S.F. 3850** makes housekeeping, clarifying, and technical changes to Minnesota Occupational Safety and Health policy provisions.

**Section 1** amends definitions within the warehouse distribution worker safety law to clarify the general definitions of “employee” and “employer” found in section 182.651, apply.

**Section 2** specifies that Occupational Safety and Health Review Board (OSHRB) meetings and hearings are not subject to open meeting requirements under Chapter 13D for the purpose of board member deliberation to reach its decision on an appeal or petition.

**Section 3** clarifies the authority and scope of review for OSHRB.

**Section 4** makes clear that all appeals from OSHRB to the Minnesota Court of Appeals are covered by the Minnesota Administrative Procedure Act (Chapter 14), including appeals of OSHRB decisions on petitions to vacate final orders of the commissioner.

**Section 5** clarifies the Minnesota OSHA (MNOSHA) factors, but does not change the factors, to consider when assessing fines.

**Section 6** allows the commissioner of labor and industry to share active and inactive civil investigative data with a city or county attorney for purposes of enforcing OSHA provisions.

**Section 7** amends the definitions of “warehouse distribution center” and “meatpacking site” within the ergonomics law.

**Section 8** clarifies that an ergonomics program is required when an employer has employees at the sites specified, including at a licensed health care facility, warehouse distribution center, or meatpacking site.