NEVADA DEPARTMENT OF CORRECTIONS
ADMINISTRATIVE REGULATION
364

RESPIRATORY PROTECTION PROGRAM

Supersedes: AR 364 (Temporary, 05/29/13)
Effective Date: 10/15/13

AUTHORITY:

OSHA 29, CFR 1910.134, 1910.139, NRS 209.131

RESPONSIBILITY:

1. Director/Deputy Director will direct Wardens in writing to appoint a Program Administrator at each institution/facility to oversee the institution's/facility's Respiratory Protection Program. The Director/Deputy Director will direct Wardens in writing to provide the resources necessary to effectively implement and maintain the program.

2. A Program Administrator (PA) shall be assigned by the Warden at each institution/facility. The PA shall be responsible for oversight of the institution/facility respiratory protection program.

3. Warden/Associate Warden/Lieutenant/Sergeant shall be responsible for the respiratory protection program being implemented and adhered to at their particular institution/facility.

4. Each employee shall be responsible to wear a respirator when and where required and in the manner in which they were trained.

5. The Compliance Enforcement Unit will conduct periodic evaluations of each facility to verify the provisions of this program are being implemented and maintained.

364.01 MEDICAL EVALUATION

Employees who are required to wear a respirator must pass a medical exam before being permitted to wear a respirator on the job. Employees shall be prohibited from wearing a respirator until a physician has determined that they are medically able to do so. Any employee refusing the medical evaluation will be prohibited from working in an area requiring use of a respirator. Not following this procedure may result in employee discipline. A licensed physician contracted through the State of Nevada will provide the medical evaluations.

364.02 TYPES OF RESPIRATORS

1. The two basic types of air purifying respirators used by NDOC:

   A. Filter or air purifying element – means a component used in respirators to remove solid or liquid aerosols from the inspired air such as the common disposable particulate respirator referred to as the N95.

   B. Air-purifying respirator – means a respirator with an air-purifying filter, cartridge, or canister that removes specific air contaminates by passing ambient air through the air-purifying element.

2. The use of any other Respiratory Protection Device requires an Operational Procedure (OP) developed by the institution that meets or exceeds Occupational Safety and Health Administration standard 29 CFR 1910.134. The OP must be submitted by the institution to the Compliance Enforcement Unit; and approved by the Compliance Enforcement Unit.

364.03 DOCUMENTATION AND RECORDKEEPING

1. A copy of this written respiratory protection program and the OSHA standard will be kept in the Program Administrators office and shall be available for review.

2. The Program Administrator will keep copies of all fit testing records and forward the originals to the Employee Development section. These records will be updated as new employees are trained, as existing employees receive refresher training, and as new fit tests are conducted.

3. Employee Development section will maintain the following records:

   A. Training records

   B. Fit testing records received from the Program Administrator

   C. Physician's written approval regarding each employee's ability to wear a respirator

4. The completed medical questionnaire and the physician's documented findings are confidential and will remain at the contracted physician's office.

APPLICABILITY

1. This administrative regulation requires an operational procedure.

2. This administrative regulation requires an audit.

James G. Cox, Director

10/15/13
Date