

108TH CONGRESS
1ST SESSION

H. R. 2729

To amend the Occupational Safety and Health Act of 1970 to provide for greater efficiency at the Occupational Safety and Health Review Commission.

IN THE HOUSE OF REPRESENTATIVES

JULY 15, 2003

Mr. NORWOOD introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Occupational Safety and Health Act of 1970 to provide for greater efficiency at the Occupational Safety and Health Review Commission.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Occupational Safety
5 and Health Review Commission Efficiency Act of 2003”.

6 **SEC. 2. OCCUPATIONAL SAFETY AND HEALTH REVIEW**
7 **COMMISSION.**

8 (a) AMENDMENTS.—Section 12 of the Occupational
9 Safety and Health Act of 1970 (29 U.S.C. 661) is amend-
10 ed as follows:

1 (1) In subsection (a), by striking the word
2 “three” and inserting in lieu thereof, the word
3 “five;” and inserting before the word “training” the
4 word “legal”.

5 (2) In subsection (b) by striking all after the
6 words “except that” and inserting in lieu thereof,
7 “the President may extend the term of a member to
8 allow a continuation in service at the pleasure of the
9 President after the expiration of that member’s term
10 until a successor nominated by the President has
11 been confirmed to serve. Any vacancy caused by the
12 death, resignation, or removal of a member before
13 the expiration of a term, for which he or she was ap-
14 pointed shall be filled only for the remainder of such
15 expired term. A member of the Commission may be
16 removed by the President for inefficiency, neglect of
17 duty, or malfeasance in office.

18 (3) Subsection (f) is amended to read as fol-
19 lows:

20 “(f) The Chairman of the Commission is authorized
21 to delegate to any panel of three or more members any
22 or all of the powers of the Commission. For the purpose
23 of carrying out its functions under this chapter, 3 mem-
24 bers of the Commission shall constitute a quorum, except

1 that 2 members shall constitute a quorum for any sub-
2 panel designated by the Chairman under this subsection.”.

3 (b) NEW POSITIONS.—Of the two vacancies for mem-
4 bership on the Commission created by this section, one
5 shall be filled by the President for a term expiring on April
6 27, 2006, and the other shall be filled by the President
7 for a term expiring on April 27, 2008.

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