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Barry –

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1. Internet blurb on Port Authority
2. NY workers comp statute 1936
3. Converse case: 1943
4. Industrial Code Rule 23 1959
5. " " " 1962
6. " " " 1963
7. " " " 1972
8. Industrial Code Rule 12 1961
9. NYS Dept of Labor – Silicosis & It's Prevention 1938 (see pgs 7, 9, 13, 34-35, 50-52 [workers comp statute])

Jerry Fruchter

NY

NY Labor Law via the Industrial Code (Rule 23: Protection of Persons Employed in Construction and Demolition work) required owners, contractors & subcontractors to provide workers with "safe working conditions" / "safe place to work"

see 11/1/59 § 23-1, p. 14
4/2/62 § 23-1 p. 17
8/1/63 § 23.1, p. 1
6/1/72 § 23-1.3 p. 544

The same Rule 23 required protection from dusts:

11/1/59 § 23-3.14, p 18 "Control of Dust & Gases"
4/2/62 § 23-3.14, p 21 "Control of Dust & Gases"
8/1/63 § 23.3(n), p 6 "Control of Dust & Gases"
6/1/72 § 23-1.4 (14) "Dangerous Air Contaminants"

Another Industrial Code Rule (Rule 12: Control of Air Contaminants in factories) establishes at least as of 4/15/61 that asbestos was included and the TLV was 5 mppcf.

see, 4/15/61 Rule 12
§ 12-27 p 28 "Evidence of Dangerous Air Contaminants
p 32 -- "Mineral Dusts"

- Exposure in the two cases in this group in which the Port Authority was the property owner during construction that lead to exposure(s) was mid-1960's → early 1970's.