

Confidential

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Summary
mandatory
The following portion of a letter taken from letter of 12/4/75 to P. Kommarath from the Dept. of Labor, more specifically from the second page, the important part:

"Thus 29 CFR 1910. 1017K mandates that employers institute a medical surveillance program for each employee exposed to vinyl chloride in excess of the action level. While employers are required to provide an opportunity for medical examinations to such employees, the Standard does not require employees to submit to medical examinations. Accordingly, an employer affording an employee an opportunity for medical examinations would not be subject to citation under the Act after employee refuses to take the examination. This refers to the section requiring records of examinations and his statement is as follows: This sub-section prescribes that employers obtain a statement from the examining physician regarding each employee's suitability for continued exposure to vinyl chloride after any examination. The sub-section does not require the employer to obtain copies of the results of the specific medical tests administered to the employee."

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