

105TH CONGRESS
1ST SESSION

S. J. RES. 25

Disapproving the rule of the Occupational Safety and Health Administration relating to occupational exposure to methylene chloride.

IN THE SENATE OF THE UNITED STATES

APRIL 10, 1997

Mr. COCHRAN (for himself, Mr. HUTCHINSON, Mr. NICKLES, and Mr. SHELBY) introduced the following joint resolution; which was read twice and referred to the Committee on Labor and Human Resources

JOINT RESOLUTION

Disapproving the rule of the Occupational Safety and Health Administration relating to occupational exposure to methylene chloride.

Whereas when the Occupational Safety and Health Administration published on January 10, 1997, its final rule on occupational exposure to methylene chloride it redefined the size of small business without appropriate consultation;

Whereas the Small Business Reauthorization and Amendments Act of 1994 (Public Law 103–403) requires the Occupational Safety and Health Administration to apply to the Small Business Administration to use an alternative definition of small entities that may be affected by the Administration's rule;

Whereas the Occupational Safety and Health Administration did not consult with the Office of Advocacy of the Small Business Administration while performing the economic analysis for the rule when proposed;

Whereas section 601 of title 5, United States Code (relating to regulatory flexibility) requires consultation with the Office of Advocacy before using an alternative definition of small business; and

Whereas more than 90 percent of the businesses that would be affected by the Administration's rule are classified as small businesses in the regulations of the Small Business Administration: Now, therefore, be it

1 *Resolved by the Senate and House of Representatives*
 2 *of the United States of America in Congress assembled,*
 3 That the Congress disapproves the rule submitted by the
 4 Occupational Safety and Health Administration relating
 5 to the occupational exposure to methylene chloride, and
 6 such rule shall have no force or effect.

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