

34A-2-301 Places of employment to be safe -- Willful neglect -- Penalty.

- (1) An employer may not:
- (a) construct, occupy, or maintain any place of employment that is not safe;
 - (b) require or knowingly permit any employee to be in any employment or place of employment that is not safe;
 - (c) fail to provide and use safety devices and safeguards;
 - (d) remove, disable, or bypass safety devices and safeguards;
 - (e) fail to obey orders of the commission;
 - (f) fail to obey rules of the commission;
 - (g) fail to adopt and use methods and processes reasonably adequate to render the employment and place of employment safe; or
 - (h) fail or neglect to do every other thing reasonably necessary to protect the life, health, and safety of the employer's employees.
- (2) Compensation as provided in this chapter shall be increased 15%, except in case of injury resulting in death, when injury is caused by the willful failure of an employer to comply with:
- (a) the law;
 - (b) a rule of the commission;
 - (c) any lawful order of the commission; or
 - (d) the employer's own written workplace safety program.

Amended by Chapter 131, 2003 General Session