

## MSHA/OSHA Citations – To Whom?

Recent conversations/anecdotes have revealed some confusion as to the citation authority of MSHA and OSHA. To dispel any “urban myths,” please note:

**MSHA** – has authority to cite employers for violation of 30 CFR Standards and violations of The Act. MSHA also has authority to cite individual employees for violations, ***but only*** as connected to a Section 104D or 107A MSHA citation/order against the employer.

**OSHA** – has authority to cite employers for violation of 29 CFR Standards and for violations of The Act. OSHA does ***NOT*** have authority to cite employees. OSHA’s regulatory relationship is exclusively with employers.

Questions? Please contact Mylon at 605.220.2342 or [mylon@sdagc.org](mailto:mylon@sdagc.org)