§ 95-128. Coverage.

The provisions of this Article or any standard or regulation promulgated pursuant to this Article shall apply to all employers and employees except:

1. The federal government, including its departments, agencies and instrumentalities;
2. Employees whose safety and health are subject to protection under the Atomic Energy Act of 1954, as amended;
4. Railroad employees whose safety and health are subject to protection under Subtitle V of Title 49 of the United States Code;
5. Employees engaged in all maritime operations;
6. Employees whose employer is within that class and type of employment which does not permit federal funding, on a matching basis, to the State in return of State enforcement of all occupational safety and health issues.

(1973, c. 295, s. 3; 1998-217, s. 27.)