Organization Name
Clark County Safety Council
Springfield, OH, February 8, 2022

OSHA Update

Dave Ponder CSP, CHST

Compliance Safety and Health Officer
Occupational Safety and Health Administration



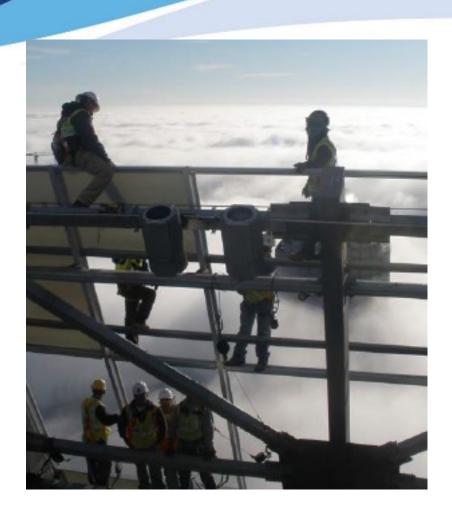
OSHA's Continuing Mission

- OSHA and its state partners, coupled with efforts of employers, safety & health professionals, unions and advocates, have helped dramatically reduce workplace injuries and illnesses.
- Worker fatalities in America are down on average, from 38 workers a day in 1970 to 15 a day in 2019.
- Worker injuries and illnesses are down from 10.9 incidents per 100 workers in 1972 to 2.8 per 100 in 2019.



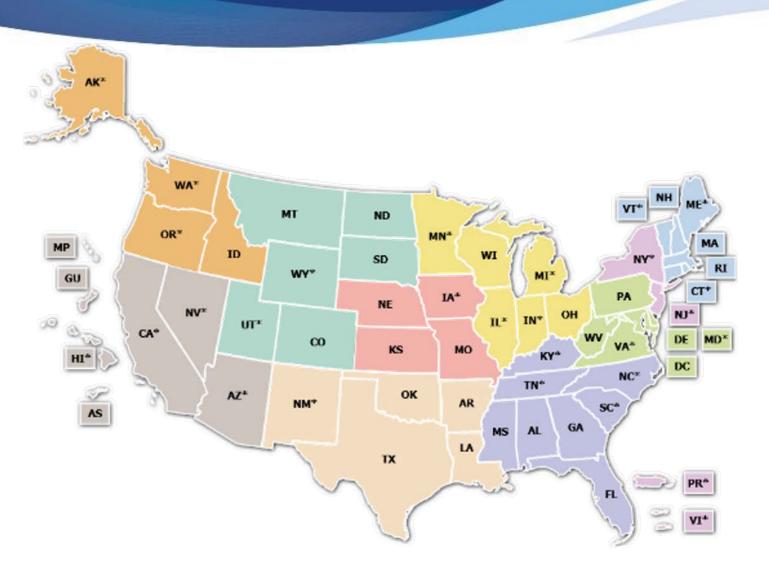
OSHA's Balanced Approach

- Enforcement
- Outreach
- Compliance Assistance





How OSHA is Organized



- Region 1: Boston
- Region 2: New York
- Region 3: Philadelphia
- Region 4: Atlanta
- Region 5: Chicago
- Region 6: Dallas
- Region 7: Kansas City
- Region 8: Denver
- Region 9: San Francisco
- Region 10: Seattle



Regional and Area Office Functions

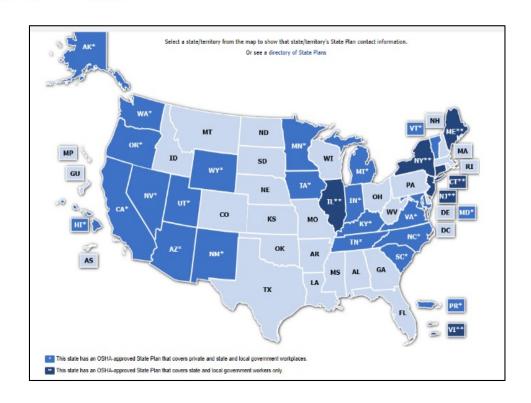
- Inspections
- Compliance Assistance
- Outreach
- Training
- Penalty Collection
- Abatement Assurance





State Plans

- 22 State Plans covering private sector and state/local government workers
- 6 State Plans covering only state/local government workers
- State Plans must be at least as effective as federal OSHA





State Plans Benefits

Benefits of State Plans:

- Protection for government workers
- Meets local needs
- More efficient, flexible, and innovative
- Utilizes state resources
- More control for state governments



Employer Responsibilities

- Provide a workplace free from serious recognized hazards (OSH Act general duty clause)
- Comply with applicable OSHA standards
- Provide safety training required by OSHA standards in a way that workers can understand
- Post the OSHA poster, report fatalities and severe injuries, and comply with injury/illness recordkeeping requirements



OSHA Poster - It's the Law!

- It's Free
- It's Required
- Post in a conspicuous location
- State Plans may have their own versions



OSHA Enforcement



OSHA sets enforcement policy and targeted inspection programs, and responds to fatalities, catastrophes and complaints.



Inspections by Federal OSHA

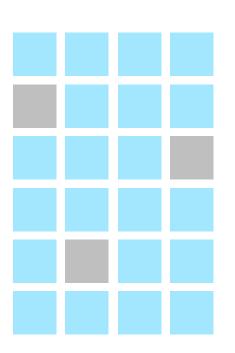


*The COVID-19 global pandemic caused by the novel coronavirus SARS-CoV-2 occurred during this time.



Inspection Types

- Unprogrammed inspections
- Programmed inspections





Unprogrammed Activity

- Imminent Danger
- Fatality/Catastrophe
- Complaints/Referrals





Programmed Activity

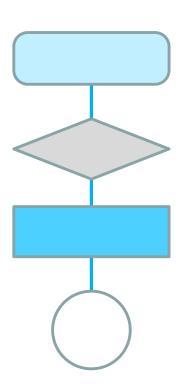
- Special Emphasis Programs
- Site-Specific Targeting

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10100 11 0101 0101
   1100 1011 0000
 10011 001 0 100 10
00101011 011011 10
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The Inspection Process

- Opening Conference
- Walkaround
- Closing Conference
- Contest/Resolution





Violation Elements

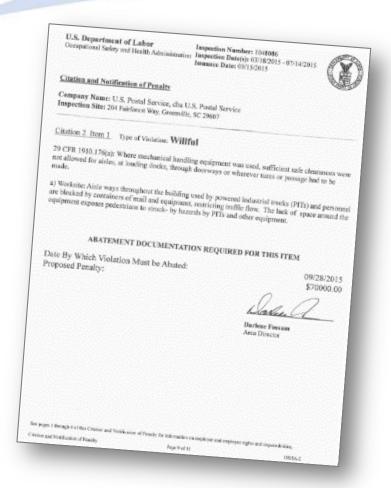
- Applicable Standard
- Existence of Hazard
- Exposure to Hazard
- Employer Knowledge

U.S. Department of Labor Occupational Sudery and Health Administration Inspection Date(s): 03/18/2015 - 03/14/2015 Issuance Date: 09/15/2015 Citation and Notification of Penalty Company Name: U.S. Postal Service, the U.S. Postal Service Inspection Site: 204 Fairforest Way, Greenville, SC 29607 Citation 2 Item 1 Type of Violation: Willful 29 CFR 1910.176(a): Where mechanical handling equipment was used, sufficient sale clearances were not allowed for sistes, at loading docks, shough doorways or wherever turns or precupe had to be a) Weeksite: Aiste ways throughout the building used by powered industrial tracks (PITs) and personnel are blocked by containers of mail and equipment, restricting traffic flow. The lack of space around the equipment exposes pedestriate to struck- by hazards by PTS and other equipment. ABATEMENT DOCUMENTATION REQUIRED FOR THIS FTEM Date By Which Violation Must be Abated: 09/28/2015 \$70000.00 Area Director See pages 1 Brough 6 of this Cristics and Verification of Penalty for information on completer and employee rights and compare a feature. C serior and Notification of Family



Violation Classification

- Other-than-Serious
- Serious
- Repeated
- Willful
- Failure to Abate





Top 10 Violations: FY 2021

Most frequently cited OSHA standards during FY 2021 inspections:

- 1. Fall Protection General Requirements (1926.501)
- 2. Respiratory Protection (1910.134)
- 3. Ladders (1926.1053)
- 4. Scaffolding (1926.451)
- 5. Hazard Communication (1910.1200)

- 6. Lockout/Tagout (1910.147)
- 7. Fall Protection Training Requirements (1926.503)
- 8. Eye and Face Protection (1926.102)
- 9. Powered Industrial Trucks (1910.178)
- **10. Machine Guarding (1910.212)**



Top 10 Violations in Construction FY 2021



- 1. Fall Protection General Requirements (1926.501)
- 2. Ladders (1926.1053)
- 3. Scaffolding (1926.451)
- 4. Fall Protection Training (1926.503)
- 5. Eye and Face Protection (1926.102)

- 6. Head Protection (1926.100)
- 7. General Safety and Health Provisions (1926.20)
- 8. Aerial Lifts (1926.453)
- 9. Specific Excavation Requirements (1926.651)
- 10. Fall Protection Systems Criteria and Practices (1926.502)



Top Ten Violations in General Industry FY 2021

- 1. Respiratory Protection (1910.134)
- 2. Hazard Communication (1910.1200)
- 3. Powered Industrial Trucks (1910.178)
- 4. Control of Hazardous Energy, Lockout/Tagout (1910.147)
- 5. Reporting fatalities, hospitalizations, amputations, and losses of an eye as a result of work-related incidents (1904.39)

- 6. General Requirements, Electrical (1910.303)
- 7. Wiring methods, components, and equipment for general use (1910.305)
- 8. General Requirements, Personal Protective Equipment (1910.132)
- 9. General Duty Clause (OSH Act of 1970, Section 5(a)1)
- 10. General Requirements, Machinery and Machine Guarding (1910.212)



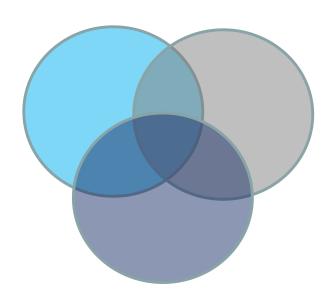
OSHA Penalty Levels: 2021

Type of Violation	New Maximum
Serious andOther-Than-SeriousPosting Requirements	\$13,653 per violation
Willful or Repeated	\$136,532 per violation
Failure to Abate	\$13,653 per day beyond the abatement date



Penalty Adjustment Factors

- History
- Good Faith
- Size





Criminal Referrals

- Criminal sanctions are outlined in the OSH Act
- To obtain a conviction,

 a prosecutor must establish certain
 conditions beyond a reasonable doubt





Safety Pays

- Workplace injuries and fatalities cost our economy \$171 billion in 2019. (NSC Injury Facts)
- Even one workplace injury can have a huge financial impact on small businesses
- Employers with good safety records attract and retain good employees









Estimator Background

Back to OSHA Small Business

OSHA's "\$afety Pays" program can help employers assess the impact of occupational injuries and illnesses on their profitability. This program uses a company's profit margin, the average costs of an injury or illness, and an indirect cost multiplier to project the amount of sales a company would need to cover those costs. The program is intended as a tool to raise awareness of how occupational injuries and illnesses can impact a company's profitability, not to provide a detailed analysis of a particular company's occupational injury and illness costs.

The "\$afety Pays" program will:

- Allow users to pick an injury type from a drop-down list or to enter their workers' compensation costs
- Prompt users for information to do the analysis, including their profit margin and number of injuries
- Generate a report of the costs and the sales needed to cover those costs

BEGIN

For additional information on how "\$afety Pays" works, see Background of the Cost Estimates



Recordkeeping

- Many employers with more than 10 employees are required to keep a record of serious work-related injuries and illnesses.
- Certain low-risk industries are exempted
- Minor injuries requiring first aid only do not need to be recorded.





Recordkeeping Forms

- OSHA Form 300 Log of Work-Related Injuries and Illnesses
- OSHA Form 301 Injury and Illness Incident Report
- OSHA Form 300A Summary of Work-Related Injuries and Illnesses. This form must be posted from Feb. to April every year.



Recordkeeping Webpage



504 Accessibility: This tutorial includes closed captioning. To turn the closed captioning on or off, click the button on the player bar at the bottom of each slide.

Launch Tutorial



Reporting Fatalities and Severe Injuries

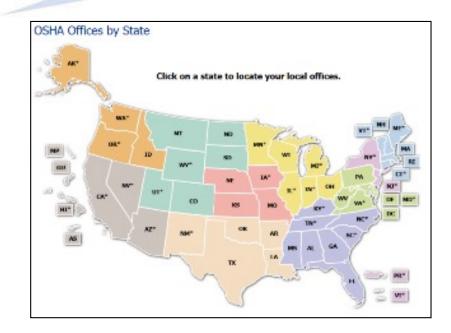
- All employers are required to notify OSHA when an employee is killed on the job or suffers a work-related hospitalization, amputation, or loss of an eye.
- A fatality must be reported within 8 hours.
- An in-patient hospitalization, amputation, or eye loss must be reported within 24 hours.





How to Report Fatalities and Severe Injuries

- During business hours, call the nearest OSHA office
- Or call the OSHA 24-hour hotline 1-800-321-6742 (OSHA)
- Or report online at osha.gov/report





Severe Injury Reporting

Severe injury reporting is designed to:



- Better target the Agency's compliance assistance and enforcement efforts in places where workers are at greatest risk
- Engage more high-hazard employers in identifying and eliminating serious hazards



Electronically Submitting Injury and Illness Data

- Covered employers must electronically submit data from the previous calendar year's OSHA Form 300A using OSHA's Injury Tracking Application by March 2
- Applies to establishments with 250 or more employees that are currently required to keep OSHA injury and illness records, and establishments with 20-249 employees that are classified in certain industries with historically high rates of occupational injuries and illnesses





Worker Rights

Employees have the right to:

- Report unsafe conditions and injuries to management or OSHA
- Assist an OSHA investigation
- Request Training
- Request PPE





Whistleblower Protections

Employers cannot retaliate against workers who exercise their <u>rights</u>.

Retaliation includes:

- Reduction in pay or hours
- Being fired, laid off, or suspended
- Reassignment, discipline, or demotion
- Threats, harassment, and intimidation
- Blacklisting from hiring



Compliance Assistance

OSHA helping employers:

- 24 million visitors to OSHA's website in FY 2021
- √ 311,000 responses to OSHA 1-800 calls for help
- √ 11,900 e-mail requests for assistance answered
- √ 5,700 outreach activities by Regional & Area Offices
- √ 17,600 small businesses helped through Consultation



Compliance Assistance Specialists

- Work out of OSHA's Area Offices
- Provide general information about OSHA's standards and compliance assistance resources
- Available for seminars, workshops, and speaking events





OSHA publications

for every workplace training need





Spanish-Language Resources

- OSHA Webpage
- OSHA Poster
- Publications
- Videos
- 800 Number
- Dictionaries







Seguridad y Salud en el Trabajo iES LA LEY!

Todos los trabajadores tienen el derecho a:

- Un lugar de trabajo seguro.
- . Decir algo a su empleador o la OSHA sobre preocupaciones de seguridad o salud, o reportar una lesión o enfermedad en el trabajo sin sufrir represalias.
- Recibir información y entrenamiento sobre los peligros del trabajo, incluyendo sustancias toxicas en su sitio de trabajo.
- Pedirle a la OSHA inspeccionar su lugar de trabajo si usted cree que hay condiciones peligrosas o insalubres. Su información es confidencial. Algún representante suyo puede comunicarse con OSHA a su nombre.
- Participar lo su representante puede participar) en la inspección de OSHA y hablar en privado con el inspector.
- Presentar una queia con la OSHA dentro de 30 días (por teléfono, por internet, o por correo) si usted ha sufrido represalias por ejercer sus derechos.
- Ver cualquieras citaciones de la OSHA emitidas a su empleador
- Pedir copias de sus registros médicos, pruebas que miden los peligros en el trabajo, y registros de lesiones y enfermedades relacionadas con el trabajo

Este gartal está disponible de la OSHA para gratis.

Liame OSHA. Podemos ayudar.

1-800-321-OSHA (6742) • TTY 1-877-889-5627 • w

Los empleadores deben-

- · Proyeer a los trabajadores un lugar de trabajo libre de peligros reconocidos. Es ilegal discriminar contra un empleado quien ha ejercido sus preocupaciones de segurida
- enfermedad relacionad · Cumplir con todas las n de la OSHA.
- · Reportar a la OSHA todas l relacionadas con el trabais perdida de un pio dentro d · Proporcionar el entrenamie
- los trabajadores en un idiom Mostrar claramente este car
- de trabajo. Mostrar las citaciones de la lugar de la violación alegada

Los empleadores de tamaño pr y corregir los peligros sin citació de los programas de consultaci por la OSHA en cada estado.

APUNTALE las

paredes de zanjas con

suportes, o

Evite los derrumbes

construya bancos en

las paredes de zanjas,

INCLINE 0

de zanjas y salve vidas:

PROTEJA las paredes de zanjas con cajas de zanjas



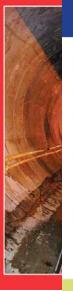


WWW.OSHA.GOV/TRENCHING • 800-321-OSHA (6742) • TTY 877-889-5627

PROTEJA A LOS TRABAJADORES

DENTRO DE ZANJAS





New Compliance Assistance Resources





Occupational Safety and Health Administration

CONTACT US FAQ A TO Z INDEX ENGLISH ESPAÑOL

OSHA V

STANDARDS V

ENFORCEMENT TOPICS >

PICS V HELP A

HELP AND RESOURCES ✓

NEWS V

Q SEARCH OSHA

Employers / New Compliance Assistance Products

New Compliance Assistance Products

The following are some of OSHA's recently issued or updated compliance assistance products. Many publications with an OSHA publication number can be downloaded or ordered from the OSHA Publications page. They can also be ordered by telephone from the OSHA Publications Office at (202) 693-1888 or (800) 321-OSHA (6742).

- COVID-19
- Alerts
- Booklets
- Brochures
- Cards
- Fact Sheets
- Flyers/Handouts
- Handbooks
- Pamphlets
- Posters
- Public Service Announcements
- QuickCards
- Videos



Quarterly New Resources Reports

New Products Archive



OSHA On-Site Consultation Program

- No cost to employers
- Separate from enforcement and confidential
- Identifies workplace hazards
- Advises on compliance with OSHA standards
- Helps employers establish safety and health programs
- More than 670,000 workers removed from hazards in FY 2021



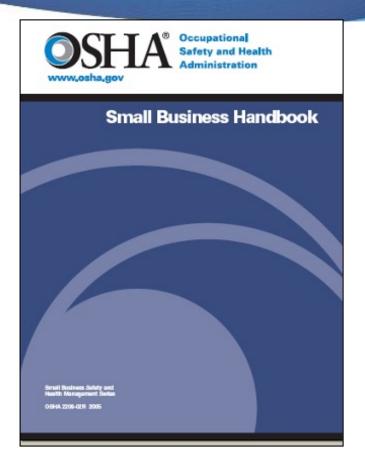


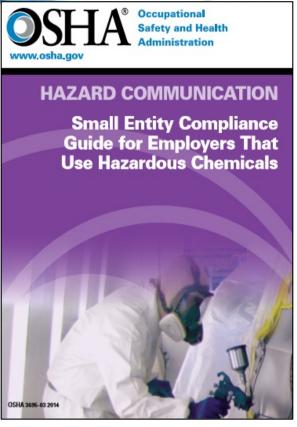
Safety and Health Achievement Recognition Program (SHARP)

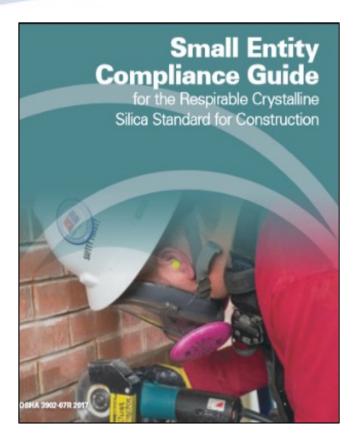
- Recognizes small business employers who have used On-Site Consultation services and operate exemplary safety and health programs
- Companies must meet strict eligibility requirements to be recognized, and receive deferrals from OSHA's programmed enforcement inspections
- 1,130 SHARP sites across U.S.



Help for Small Businesses: Publications









Cooperative Programs

- Alliance Program
- OSHA Strategic Partnership Program
- Voluntary Protection Programs (VPP)
- OSHA Challenge
- On-Site Consultation Program & Safety and Health Recognition Program (SHARP)













OSHA offers the following cooperative programs under which businesses, labor groups, and other organizations can work cooperatively with the Agency to help prevent fatalities, injuries, and illnesses in the workplace. For help on deciding which cooperative programs are right for you, see Find a Cooperative Program. If you are located in a State with an OSHA-approved State Plan, please contact your state agency for information about cooperative programs.



Alliance Program

Through the Alliance Program, OSHA works with groups committed to worker safety and health to prevent workplace fatalities, injuries, and illnesses. OSHA and the groups work together to develop compliance assistance tools and resources, share information with workers and employers, and educate workers and employers about their rights and responsibilities. [More...]

PARTN■ RSHIP

OSHA Strategic Partnership Program (OSPP)

The OSPP provides the opportunity for OSHA to partner with employers, workers, professional or trade associations, labor organizations, and/or other interested stakeholders. Each OSHA Strategic Partnership establishes specific goals, strategies, and performance measures to improve worker safety and health.

[More...]



Voluntary Protection Programs (VPP)

The VPP recognize employers and workers in the private industry and federal agencies who have implemented effective safety and health management systems and maintain injury and illness rates below national Bureau of Labor Statistics averages for their respective industries. [More...]



OSHA Challenge Program

OSHA Challenge provides interested employers and workers the opportunity to gain assistance in improving their safety and health management systems.

Challenge Administrators experienced in safety and health guide Challenge

Participants through a three-stage process to implement an effective system to prevent fatalities, injuries, and illnesses. [More...]



On-site Consultation Program's Safety and Health Achievement Recognition Program

Employers that have a full On-site

Consultation visit and meet other
requirements may be recognized under
SHARP for their exemplary safety and
health management systems. Worksites
that receive SHARP recognition are
exempt from programmed inspections
during the period that the SHARP
certification is valid. [More...]



Alliance Program

Positive Relationships with workers and employers:

- Build trust
- Encourage information sharing
- Promote education





OSHA Strategic Partnership Program

 OSHA and stakeholders collaborate on ways to improve conditions for workers.



- Strategic Partnerships are made at the national, regional, and area office levels
- Successfully reduce worker fatalities, injuries, and illnesses.
- Often involve major construction projects

Voluntary Protection Programs

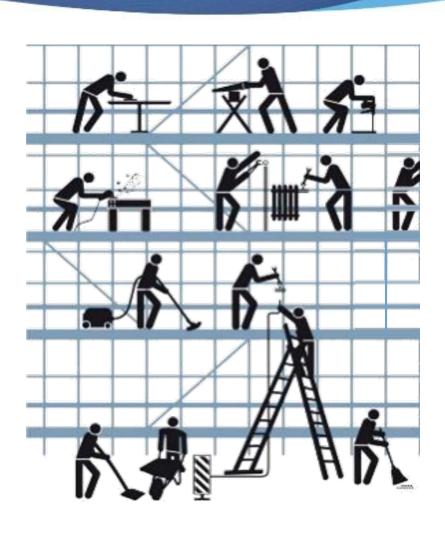
Participants:

- Exceed OSHA standards
- Develop and implement effective safety and health programs
- Mentor other employers and workers
- 1,289 federal and 771 state VPP sites in FY 21





VPP National Impact



- Over 365,000 workers covered
- Injury and illness rates are more than 50% below industry averages



OSHA Challenge

 Avenue to develop or improve safety and health programs



- Volunteer administrators provide mentoring, training and progress tracking
- Currently 32 participants in OSHA Challenge
- 82 employers have gradated from OSHA Challenge;
 30 of these employers achieved VPP recognition



Training and Education

- OSHA Outreach Training Program (10- and 30-hour cards)
- OSHA Training Institute Education Centers
- Susan Harwood Training Grants





Outreach Training Program

- Provides workers with training about common safety and health hazards
 - > Construction
 - > General Industry
 - Maritime Industry
 - ➤ Disaster Site Worker
- Students get OSHA 10-hour or 30-hour course completion card
- More than 1 million students trained in FY 2020







OTI Education Centers

- Over 50 courses available in construction, general, and maritime industries
 - covers OSHA standards, recordkeeping, LOTO, machine guarding, confined space entry, fall protection and Outreach train-the-trainer
- OTI Education Centers annually train over 55,000 students in over 4,500 classes



FY 2022 Outreach Events

- Heat Illness Prevention Campaign (kickoff: spring 2022)
- Stand-Up 4 Grain Safety Week (Apr. 4– 8, 2022)
- National Work Zone Awareness Week (Apr. 11-15, 2022)
- Fall Prevention Stand-Down (May 2022)
- Safe + Sound Week (August 2022)
- Suicide Prevention Awareness Month (Sept. 2022)



Heat Illness Prevention Campaign

- Heat illness sickens thousands and results in the deaths of dozens of workers each year
- Campaign educates employers and workers on danger of working in heat
- Resources include OSHA-NIOSH heat safety app
- Informal launch is May 27, 2022 ("Don't Fry Day" – Friday before Memorial Day)



OSHA Heat Illness
Prevention Campaign



English
Spanish



Stand Up 4 Grain Safety Week

(April 4-8, 2022)

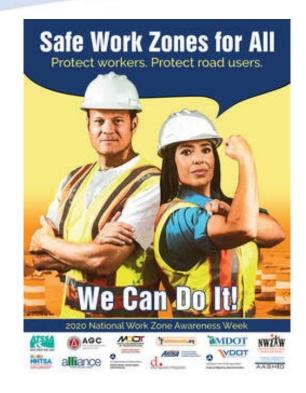


- Annual Stand-Up will be April 4- 8, 2022
- Hosted by OSHA and the National Grain and Feed Association, the Grain Handling Safety Council, and the Grain Elevator and Processing Society



Work Zone Awareness Week (April 11-15, 2022)

- Annual spring campaign held at the start of construction season to encourage safe driving through highway work zones
- OSHA's Roadway Work Zone
 Safety & Health Partners national
 Alliance supports this events





Fall Prevention Campaign

FALLS are the leading cause
 of deaths in construction —
 >36% of all construction fatalities

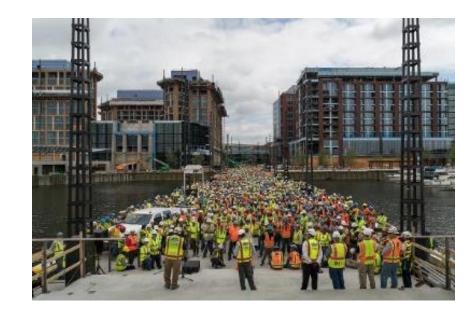


- In 2019, there were 401 fatal falls to a lower level out of 1,102 construction fatalities
- Millions of employers and workers participate in annual National Safety Stand-Down to prevent falls events nationwide



Fall Prevention Stand-Down (May 2022)

- OSHA's 9th Annual Stand-Down to Prevent Falls in Construction
- Open to any organization in any industry





Safe + Sound Campaign

- Goal: Every workplace should have a safety and health program that includes management leadership, worker participation, and a systematic approach to finding and fixing hazards.
- Good for workers and businesses' bottom line
- Targets small and medium-sized businesses
- Safe + Sound Week: August 2022





Safe + Sound Week August 2022

- Nationwide event to raise awareness of value of safety and health programs
- Organizations of any size or in any industry can participate
- OSHA provides suggested activities





Safety and Health Programs

Every effective safety and health program includes three key components:

- Management leadership
- Worker participation
- A systematic approach to finding and fixing workplace hazards





Benefits to the Bottom Line

Safety and health programs help businesses:

- Prevent workplace injuries and illnesses
- Improve compliance with laws and regulations
- Reduce costs, including workers' compensation premiums
- Engage workers
- Enhance social responsibility goals
- Increase productivity and enhance overall business operations





Suicide Prevention Awareness



- Suicide is a complex public health problem that deeply impacts workers, their families, and our communities.
- Worker suicides are especially high among construction workers, due in large part to work-related stresses such as seasonal work, demanding schedules, and workplace injuries.
- OSHA will support Suicide Prevention Awareness Month in September 2022.



Protecting Temporary Workers: A joint responsibility

- Both host employers and staffing agencies have roles in complying with workplace health and safety requirements and they share responsibility for ensuring worker safety and health.
- Legally, both the host employer and the staffing agency are employers of the temporary worker.

Shared control over worker = Shared responsibility for worker



Temporary Workers

- 3 million people are employed by staffing companies every week.
- 17 million temporary and contract employees are hired by U.S. staffing firms over the course of a year.



Why Are Temp Workers At High Risk of Injury?

New workers are at increased risk of injury.

 Host employers don't have the same commitment to temporary employees as to permanent ones.

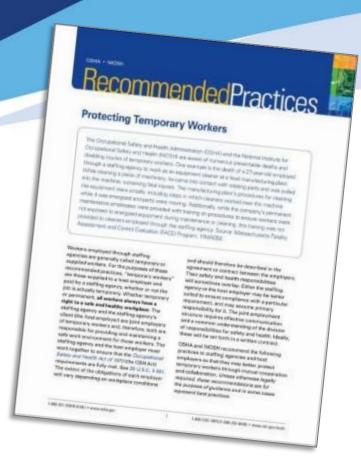
 Employer who bears the risk of the injury (temp agency) does not control safety and health investment.

Temporary Workers: Outreach & Education

Temporary WorkerRecommended Practices

Series of Temporary Worker Initiative Bulletins

 Alliance with American Staffing Association





Protecting Young Workers

Workers of all ages have rights to safe workplaces:

- to raise concerns about hazards without fear of retaliation
- to receive training and PPE
- to ask questions if something seems unsafe





OSHA: Young Workers' Rights Workers' Rights (Spanish)

OSHA: Young (English)



OSHA Rulemaking



Agency Rule List - Fall 2020

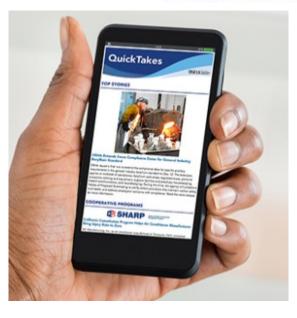
Department of Labor

Agency	Agenda Stage of Rulemaking	Iitle	RIN
DOL/ETA	Proposed Rule Stage	Temporary Employment of H-2B Foreign Workers in Certain Itinerant Occupations in the United States	1205-AB93
DOL/ETA	Proposed Rule Stage	Adjudication of Temporary Need for Herding and Range Livestock Applications Under the H-2A Program	1205-AB99
DOL/ETA	Proposed Rule Stage	Workforce Innovation and Opportunity Act, Joint Rule for Unified and Combined State Plans, Performance Accountability, and the One-Stop System Joint Provisions	1205-AC01
DOL/ETA	Final Rule Stage	Temporary Agricultural Employment of H-2A Nonimmigrants in the United States (Adverse Effect Wage Rates and H-2A Remaining Provisions)	1205-AB89
DOL/ETA	Final Rule Stage	Northern Mariana Islands U.S. Workforce Act of 2018	1205-AB92
DOL/ETA	Final Rule Stage	Strengthening Wage Protections for the Temporary and Permanent Employment of Certain Aliens in the United States	1205-AC00
DOL/EBSA	Proposed Rule Stage	Revisions to Streamline Reporting on the Form 5500 ("Reforming the Form 5500")	1210-AB97
DOL/EBSA	Final Rule Stage	Pension Benefit Statements-Lifetime Income Illustrations	1210-AB20
DOL/EBSA	Final Rule Stage	Adoption of Amended and Restated Voluntary Fiduciary Correction Program	1210-AB64
DOL/EBSA	Final Rule Stage	Grandfathered Group Health Plans and Grandfathered Group Health Insurance Coverage	1210-AB89
DOL/EBSA	Final Rule Stage	Fiduciary Duties Regarding Proxy Voting and Shareholder Rights	1210-AB91
DOL/EBSA	Final Rule Stage	Financial Factors in Selecting Plan Investments	1210-AB95
DOL/EBSA	Final Rule Stage	Additional Policy and Regulatory Revisions in Response to the COVID-19 Public Health Emergency	1210-AB98
DOL/OSHA	Prerule Stage	Emergency Response	1218-AC91
DOLIGOUA	December Officer	Markettal Brown Brown Hadda	4040 4000

See the
Regulatory
Agenda for the
status of OSHA's
rulemaking
(www.reginfo.gov)



OSHA QuickTakes



- Free OSHA e-newsletter delivered twice monthly to more than 300,000 subscribers
- Latest news about OSHA initiatives and products to help employers and workers find and prevent workplace hazards
- Sign up at www.osha.gov



Contact Us

- Toll-free hotline: 1-800-321-OSHA (6742)
- Submit email questions through OSHA's website at www.osha.gov
- Contact your local OSHA Area Office





www.osha.gov 800-321-OSHA (6742)