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Cal-OSHA Inspection What to Expect

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Types of Inspection

- Employee or Public Complaint
- Serious injury or incident
 - Fatality
 - Hospitalization of 1 or more employees
 - Amputation
 - Loss of eyesight
 - Chemical exposure
- Programmed
- Voluntary



Types of Inspection

- Complaint
 - Formal - site inspection
 - Informal - letter or phone call - employer must respond verbally and/or in writing within the specified time
- Accident
 - Your report of serious injury
 - First Responders
 - Media
 - Family or concerned party



Types of Inspection

- Programmed Inspection
 - scheduled because of selection criteria chosen by OSHA for industries:
 - above average injury rates
 - above average death rates
 - exposure to toxic substances
 - targeted industries (Optical industry in some states)
 - special emphasis – combustible dust, lead
- Voluntary
 - CAL-OSHA consulting services
https://www.dir.ca.gov/dosh/dosh_publications/ConsultOverview.pdf



Inspection Process

- Inspector arrives at entrance, requests manager
- Opening conference
 - Inspector presents credentials
 - Manager/management team escort inspector to office or conference room
 - Inspector states reason for visit
 - Requests documents
 - IIPP
 - 300 Log and 300-A summary (current and previous 5 years)
 - Hazard assessments (JHAs)
 - Employee training records
 - Safety Data Sheets
- **NOTE:**
 - *It is best to set a positive and cooperative tone.*
 - *You may refuse to allow the inspector entrance but they will return with a warrant and the inspection will not go well for you.*



Inspection Process

- If inspection is due to complaint, escort inspector directly to the specified equipment, process, or department. May expand the scope of the inspection.
- If programmed the inspection may encompass the entire facility.
- Inspector may request to take pictures, videos, and samples.
 - Take the same pictures, videos, and samples
 - Identify any trade secrets or proprietary equipment and processes



Inspection Process

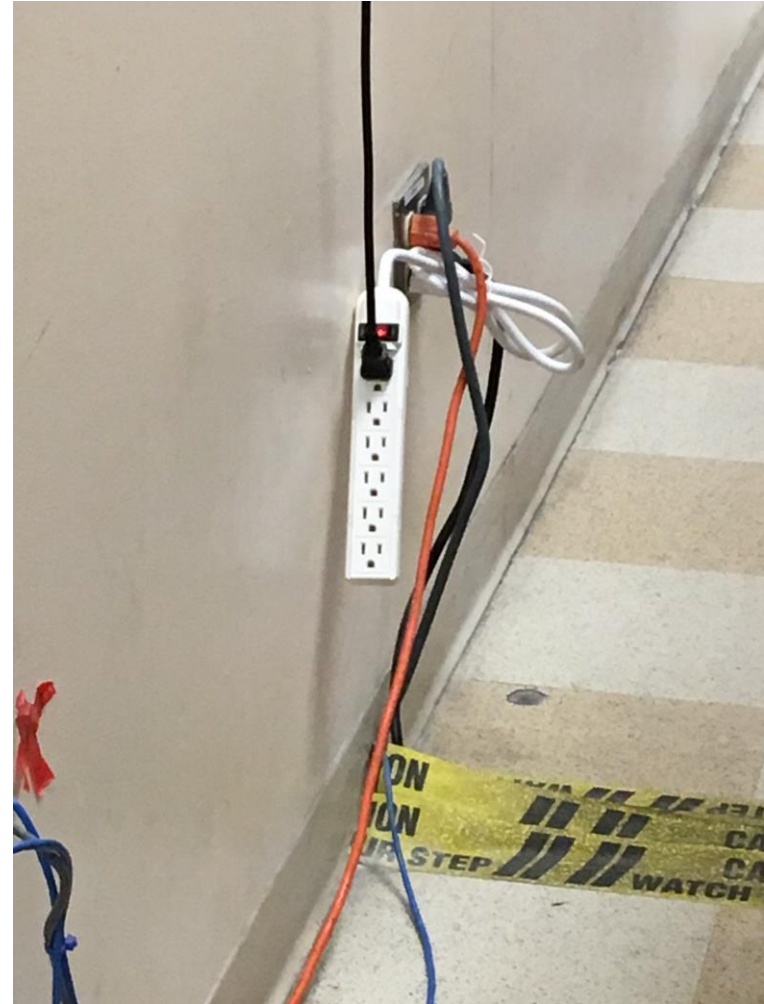
- Employee interviews
 - Inspector may ask to interview 1 or more employees privately – typically 3 - to determine their knowledge and understanding of:
 - The company IIPP
 - Hazard communication and GHS
 - Lockout/tagout
 - Use of PPE



Electrical – Relocatable Power Tap (RPT)



Electrical – Flexible Cords



Electrical Wiring



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Electrical Junction Box



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Electrical Panel



Electrical Panel



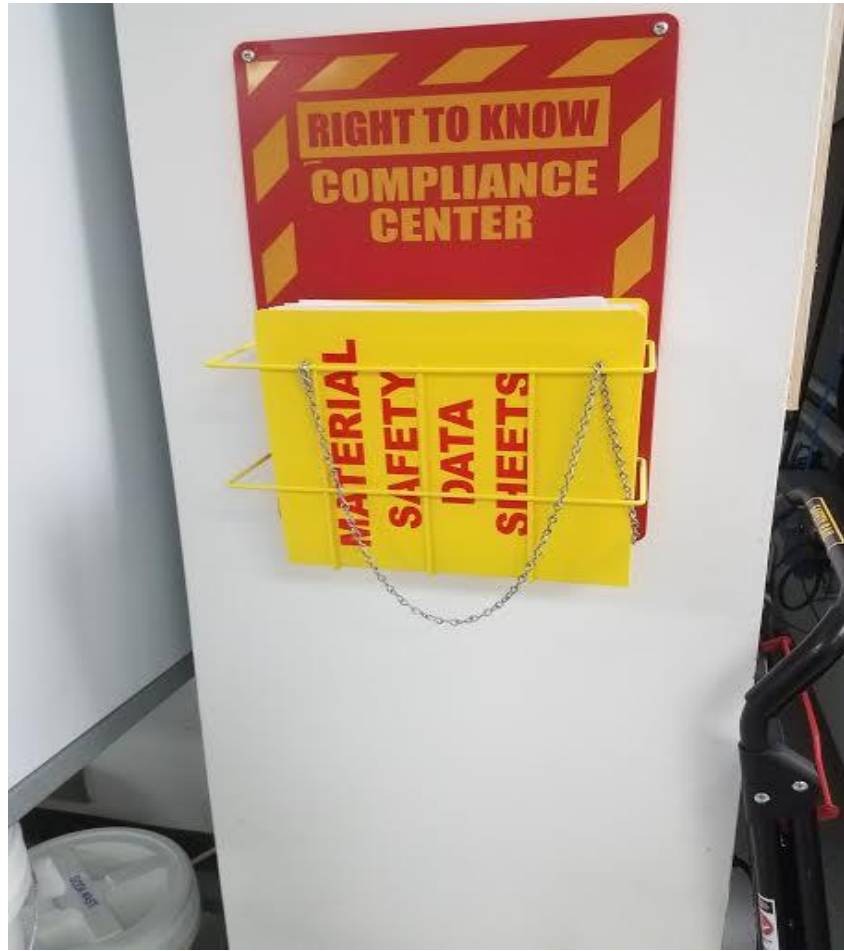
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Electrical Plug



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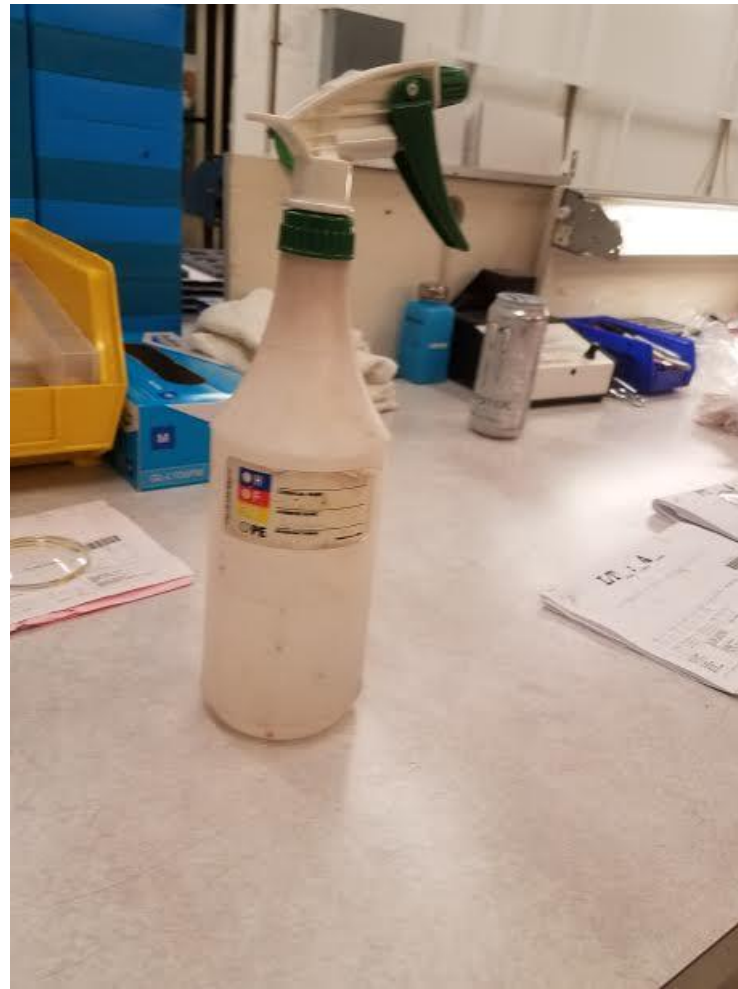
Hazard Communication – Safety Data Sheets



Hazard Communication Labeling



Hazard Communication - Labeling



Hazard Communication - Labeling



Hazard Communication - Labeling



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Sanitation – Food and Beverage



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Hazardous Waste



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Hazardous Waste and HAZCOM

HAZARDOUS WASTE

STATE AND FEDERAL LAW PROHIBITS IMPROPER DISPOSAL
IF FOUND, CONTACT THE NEAREST POLICE OR PUBLIC SAFETY
AUTHORITY, THE U.S. ENVIRONMENTAL PROTECTION AGENCY OR
THE CALIFORNIA DEPARTMENT OF TOXIC SUBSTANCE CONTROL.

ACCUMULATION START DATE: _____ EPA WASTE NO: 7003 _____ CA WASTE NO: 102 _____

HAZARDOUS PROPERTIES: FLAMMABLE CORROSIVE REACTIVE TOXIC

EPA ID NO: _____

NAME: _____

PHONE: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

CONTENT COMPOSITION AND PHYSICAL STATE: Solvent Contaminated Wipes

DOT PROPER SHIPPING NAME: Hazardous Waste Solid NOS

MANIFEST TRACKING NO: _____

UN OR NA NUMBER: _____

NA 3007

(Must be 12 or more digits to comply with 175.301)

HANDLE WITH CARE!

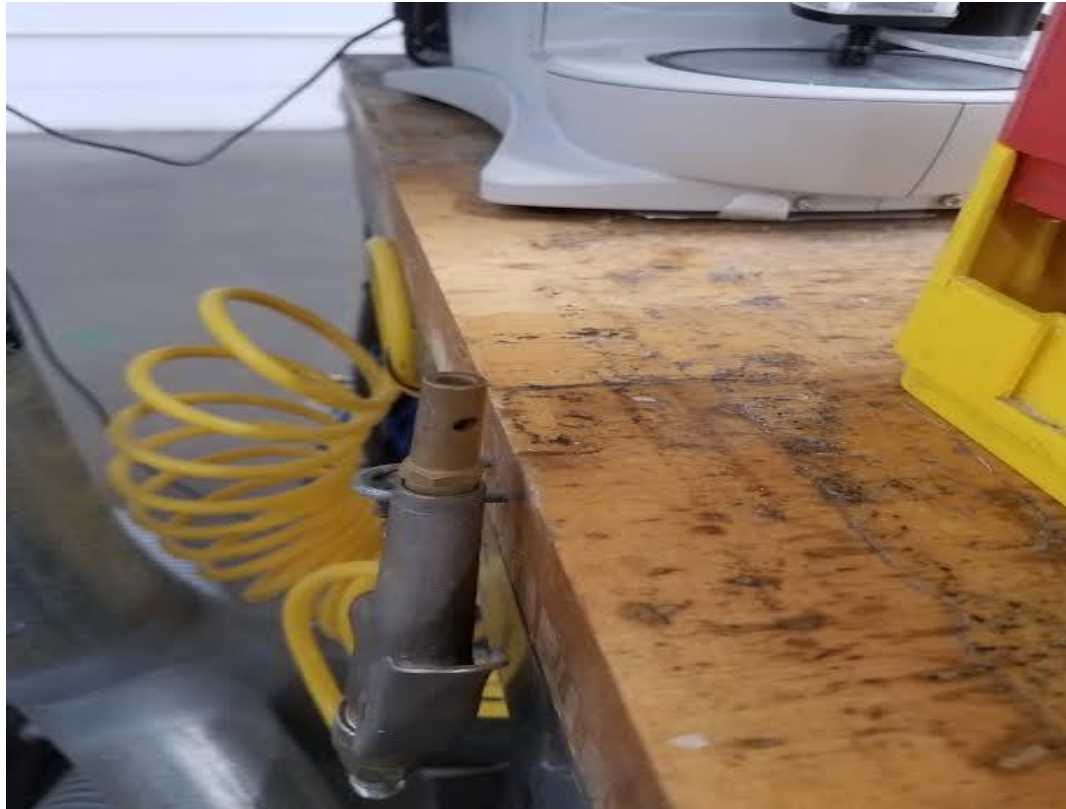


Mezzanine - Load Rating



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Compressed Air Used For Cleaning



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Housekeeping

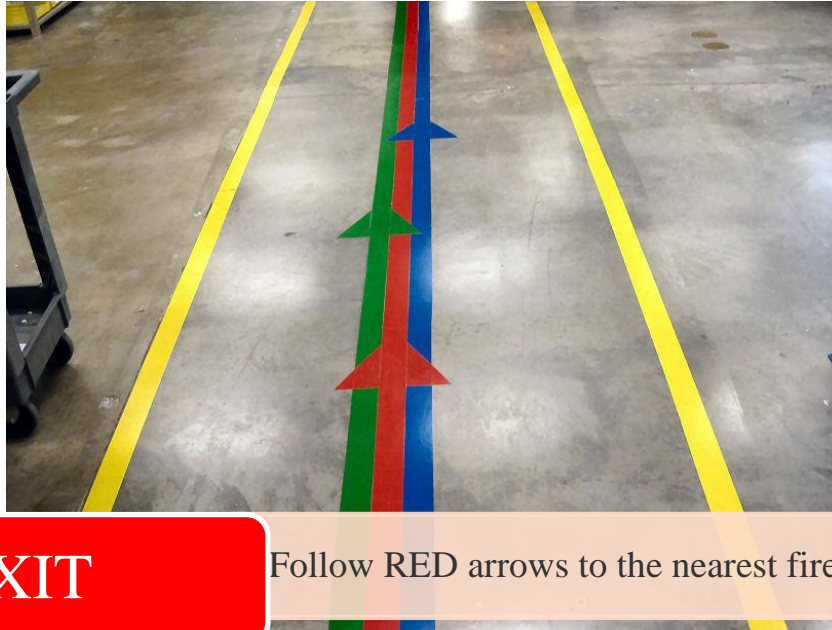


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Illuminated Exit Sign



Emergency Routes Properly Marked



FIRE EXIT

Follow RED arrows to the nearest fire exit.

SAFETY / FIRST AID

• Follow GREEN arrows to First Aid and Safety Information.

WEATHER SHELTER

• Follow the BLUE arrows to the hazardous weather shelter

COMMON AISLE

• Stay within YELLOW lines to keep out of production areas



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Emergency Equipment Monthly Inspection



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Machine Guarding and Interlocks



Machine Safety - Interlock



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Emergency Egress



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Emergency Egress



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Emergency Egress



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Aisle Space



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Ergonomics – New CalOSHA Standard



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Exit Conference

- Inspector will review his/her findings, identifying violations
- Will not state whether there will be any penalties

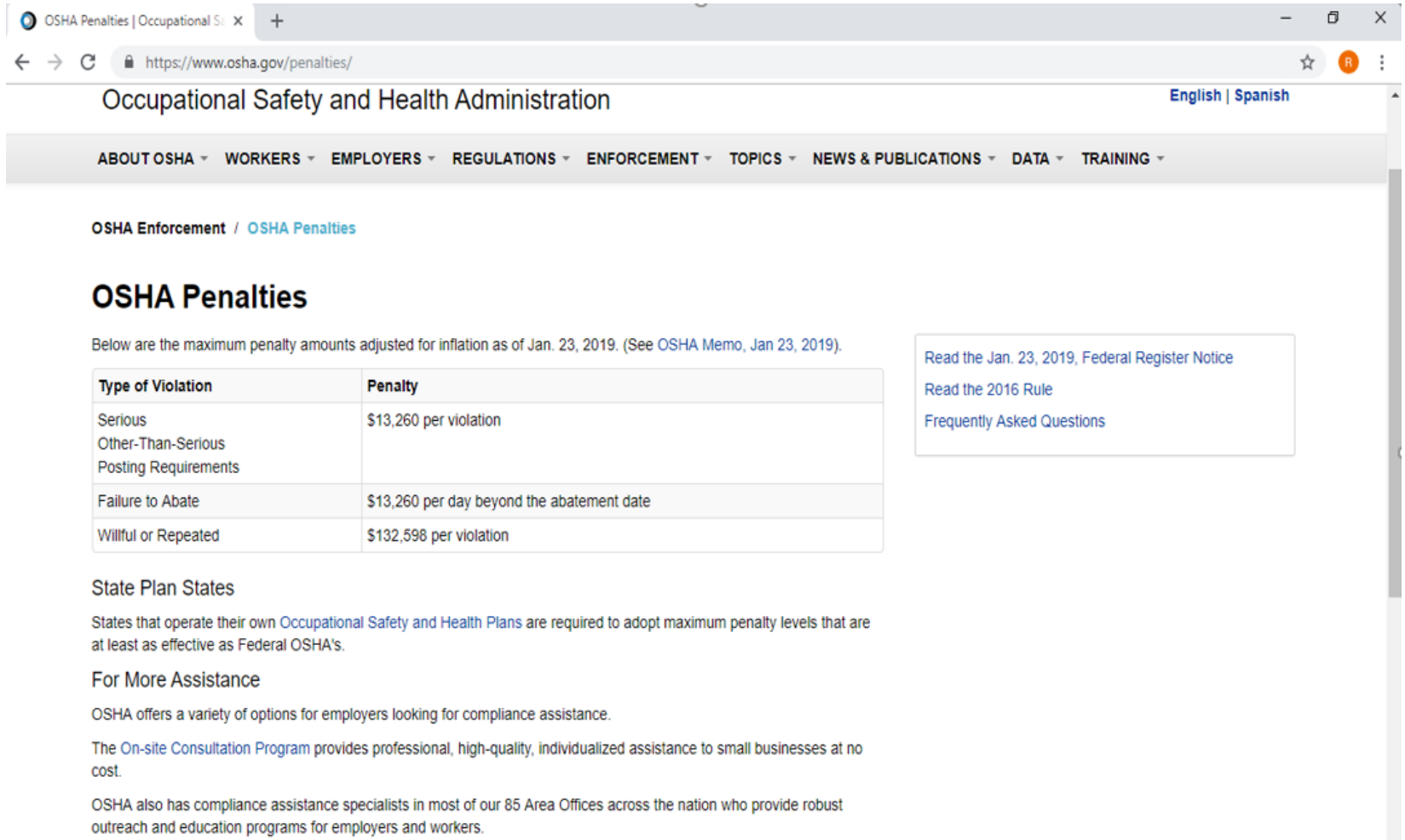


Closing Conference

- May be in person or by phone
- Review results, citations, abatements, penalties, right to appeal
- Types of penalties:
 - Other than serious
 - Serious
 - Failure to abate
 - Willful or repeat



Updated OSHA Penalties



The screenshot shows the OSHA Penalties webpage. The browser address bar displays "https://www.osha.gov/penalties/". The page header includes the OSHA logo and the text "Occupational Safety and Health Administration" with language options for "English | Spanish". A navigation menu lists categories such as "ABOUT OSHA", "WORKERS", "EMPLOYERS", "REGULATIONS", "ENFORCEMENT", "TOPICS", "NEWS & PUBLICATIONS", "DATA", and "TRAINING". The main content area is titled "OSHA Penalties" and includes a sub-header "OSHA Enforcement / OSHA Penalties". Below this, a paragraph states: "Below are the maximum penalty amounts adjusted for inflation as of Jan. 23, 2019. (See OSHA Memo, Jan 23, 2019)." A table follows, detailing the types of violations and their corresponding penalties. To the right of the table, a box contains three links: "Read the Jan. 23, 2019, Federal Register Notice", "Read the 2016 Rule", and "Frequently Asked Questions". Below the table, there are sections for "State Plan States", "For More Assistance", and a paragraph about OSHA's compliance assistance specialists.

OSHA Enforcement / OSHA Penalties

OSHA Penalties

Below are the maximum penalty amounts adjusted for inflation as of Jan. 23, 2019. (See [OSHA Memo, Jan 23, 2019](#)).

Type of Violation	Penalty
Serious Other-Than-Serious Posting Requirements	\$13,260 per violation
Failure to Abate	\$13,260 per day beyond the abatement date
Willful or Repeated	\$132,598 per violation

[Read the Jan. 23, 2019, Federal Register Notice](#)
[Read the 2016 Rule](#)
[Frequently Asked Questions](#)

State Plan States

States that operate their own [Occupational Safety and Health Plans](#) are required to adopt maximum penalty levels that are at least as effective as Federal OSHA's.

For More Assistance

OSHA offers a variety of options for employers looking for compliance assistance.

The [On-site Consultation Program](#) provides professional, high-quality, individualized assistance to small businesses at no cost.

OSHA also has compliance assistance specialists in most of our 85 Area Offices across the nation who provide robust outreach and education programs for employers and workers.



Cal-OSHA Penalties

- Effective January 1, 2000
- Prosecutors may charge misdemeanor for serious, repeat or failure to comply
 - Increase prison time from 6 months to 1 year
 - Increase fines from \$5,000 to \$200,000
- Prosecutors may charge felony if willful violation results in death or permanent injury
 - Up to 3 years in prison
 - Up to \$250,000 in fines
- Eliminate good faith or good history penalty reductions
- Makes host employer responsible for health and safety of contract employees



Fines May be Reduced

- Demonstration of good faith to comply
 - Required documents readily available
 - Employee training current
 - IIPP current and compliant
 - Required written programs current
 - No willful or repeat citations



Hazardous Materials Business Plan (CERS)

- Contains information on
 - Location type and quantity of hazardous materials
 - Stored
 - Used
 - Disposed of
- Required
 - 500 pounds of a solid
 - 55 gallons of a liquid virgin or waste
 - 200 cubic feet of a compress gas



Hazardous Materials Business Plan (CERS)

- Includes
 - Facility Information
 - Chemical Inventory – includes hazardous waste
 - Site Map
 - Emergency Response Procedures Contingency Plan
 - Training Plan





QUESTIONS?

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