NAWIC Joint Webinar

Facilitator
Karen Mitchell, CBT, CIS, CIT
National Chair,
NAWIC Safety & Health Awareness Committee

January 27, 2022
COVID-19 Vaccine Mandate

• OSHA Emergency Temporary Standard
  – Employers with 100 or more employees must require proof of full vaccination status or regular COVID testing.

• OSHA Pursuing Issuing Permanent Standard

• Vaccine Mandate Stay by U.S. Supreme Court

COVID-19 Vaccine Mandate

How to Respond:

• Develop compliance policies in coordination with employment counsel per state regulations.

• Keep up with legal COVID policy rulings.

• Follow best practices for preventing COVID spread in your workplace and daily life.
OSHA’s Top 10 Most Cited Violations

FY 2021

Presenter
Marjorie Del Toro
CEO/President

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Video: Spot the safety hazards
Introduction

• Every year, OSHA releases its top 10 list of most cited violations.

• Many of these violations result from a lack of an effective safety written program and general good housekeeping.

• Good housekeeping not only results in a cleaner workplace but also creates efficiency in productivity.
OSHA’s Top 10 Most Cited

Guess the Pictograms

1 2 3 4 5
6 7 8 9 10
<table>
<thead>
<tr>
<th>Rank</th>
<th>Violation</th>
<th>Code</th>
<th>Violations</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Fall Protection - General Requirements</td>
<td>29 CFR 1926.501</td>
<td>5,295</td>
</tr>
<tr>
<td>2</td>
<td>Respiratory Protection</td>
<td>29 CFR 1910.134</td>
<td>2,527</td>
</tr>
<tr>
<td>3</td>
<td>Ladders</td>
<td>29 CFR 1926.1053</td>
<td>2,026</td>
</tr>
<tr>
<td>4</td>
<td>Scaffolding</td>
<td>29 CFR 1926.451</td>
<td>1,948</td>
</tr>
<tr>
<td>5</td>
<td>Hazard Communication</td>
<td>29 CFR 1910.1200</td>
<td>1,947</td>
</tr>
<tr>
<td>6</td>
<td>Lockout/Tagout</td>
<td>29 CFR 1910.147</td>
<td>1,698</td>
</tr>
<tr>
<td>7</td>
<td>Fall Protection - Training Requirements</td>
<td>29 CFR 1926.503</td>
<td>1,666</td>
</tr>
<tr>
<td>8</td>
<td>Eye and Face Protection</td>
<td>29 CFR 1926.102</td>
<td>1,452</td>
</tr>
<tr>
<td>9</td>
<td>Powered Industrial Trucks</td>
<td>29 CFR 1910.178</td>
<td>1,420</td>
</tr>
<tr>
<td>10</td>
<td>Machine Guarding</td>
<td>29 CFR 1910.212</td>
<td>1,113</td>
</tr>
</tbody>
</table>
Employees working on or around machines at the workplace should be trained on the general requirements and hazards associated.

29 CFR 1910.212
Employees required to operate forklifts at the workplace must be trained prior.

29 CFR 1910.178(L)
Employees required to wear personal protective equipment (PPE), specifically eye and face protection must be trained on the safety features and limitations of the PPE.

29 CFR 1926.102
Employees required to wear fall protection equipment at the jobsite must be trained on the safety guidelines and hazards associated.

29 CFR 1926.503(a)
All effected employees must be trained on the knowledge and skills required for the safe application, usage, and removal of the energy controls.

29 CFR 1910.147(c)(7)
Employees must be trained on the hazards associated of all hazardous chemicals in their work area at the time of their initial assignment, and whenever a new chemical hazard the employees have not previously been trained about is introduced into their work area.

29 CFR 1910.1200(h)(3)
Employees who work on or around scaffolding must be trained prior.

Employees must be deemed competent if they are erecting, dismantling, inspecting.

29 CFR 1926.451(f)(7)
Employees who use ladders for their job duties must be trained prior.

There is so much to know about ladders safety. Each ladder design warrants its unique set of hazards and limitations.

29 CFR 1926.1053
Employees required to wear respirators for their job duties must be trained, medically cleared, and fit tested prior to using a respirator.

29 CFR 1910.134(k)
Employers must perform a workplace assessment to determine if fall protection or fall equipment is needed.

29 CFR 1926.501(1)
OSHA General Duty Clause (Safety Net)

• **Section 5(a)(1)** of the OSH Act, often referred to as the General Duty Clause, requires *employers* to "furnish to each of his employees' employment and a place of employment which are free from recognized hazards that are causing or are likely to cause death or serious physical harm to his employees".

• **Section 5(a)(2)** requires *employees* to "comply with occupational safety and health standards promulgated under this Act".
Do You Need Written Programs?

OSHA requires employers to develop/implement safety programs for serious activities performed in the workplace, such as:

» Lockout/Tagout
» Material Handling Equipment
» Fall Protection
» Confined Space Entry
» Hazard Communication
Hierarchy of Hazard Controls

- **Elimination**
  - Physically remove the hazard

- **Substitution**
  - Replace the hazard

- **Engineering Controls**
  - Isolate people from the hazard

- **Administrative Controls**
  - Change the way people work

- **PPE**
  - Protect the worker with Personal Protective Equipment
Remember to P.A.C.E. Yourself

- Plan Ahead
- Assess the worksite often
- Communicate effectively
- Eliminate hazards (if possible)
Introduction
Any Questions?

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OSHA in 2022

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National Chair, NAWIC OSHA Alliance
NAWIC OSHA ALLIANCE TOPICS

Safe & Sound
Penalties Increase
National Safety Stand Down
Heat – NEP
Temporary Workers - NEP
Trench and Excavation - NEP
Safe & Sound Campaign

Engage workers in your safety and health program by taking the All In On Safety Challenge!

Identify a safety activity that helps build a more diverse and accepting workplace.
Recognize workers who participate with a certificate and appreciation card.

Download your virtual challenge coin and share your participation in your workplace or on social media using #AllinonSafety and #SafeAndSoundAtWork.

https://www.osha.gov/sites/default/files/Activity_Worker_Participation_2_Workers_Rights.pdf
NATIONAL SAFETY STAND DOWN

- Anyone can participate
- Share your Stand-Down story on social media, with the hashtag: #StandDown4Safety.
- Employers able to provide feedback about their Stand-Down and download a Certificate of Participation
- Fact sheets, toolbox talks and publications
- https://www.osha.gov/stop-falls-stand-down

Join the National Safety Stand-Down
To Prevent Falls in Construction
MAY 2-6, 2022
OSHA PENALTIES INCREASE

• Rule effective 01/15/2022. The increased penalty levels apply to any penalties assessed after 01/15/2022.

<table>
<thead>
<tr>
<th>Type of Violation</th>
<th>Penalty</th>
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<tbody>
<tr>
<td>Serious</td>
<td>$14,502 per violation</td>
</tr>
<tr>
<td>Other-Than-Serious</td>
<td></td>
</tr>
<tr>
<td>Posting Requirements</td>
<td></td>
</tr>
<tr>
<td>Failure to Abate</td>
<td>$14,502 per day beyond the abatement date</td>
</tr>
<tr>
<td>Willful or Repeated</td>
<td>$145,027 per violation</td>
</tr>
</tbody>
</table>

https://www.osha.gov/penalties
3 NEPs in 2022

• National Emphasis Programs (NEPs) are temporary programs that focus OSHA's resources on specific hazards and high-hazard industries.

• NEPs are evaluated using inspection data, injury & illness data, NIOSH reports, analysis of inspection findings, and other available information sources.
The safety message comes down to three key words: Water. Rest. Shade.


Resources include:

– NIOSH smartphone app
HEAT RESOURCES

National Integrated Heat Health Information System: https://nihhis.cpo.noaa.gov/


Videos & Graphics: https://www.osha.gov/heat/video-graphics
TEMPORARY WORKERS

• Temporary workers include a variety of groups:
  – Staffing agencies
  – Temporary employer need
  – Gig workers
  – Project work

• Conduct Safety and Health Training and Project Orientation

• Injury and Illness Prevention Program

• Program Assessment

• Incidents, Injury and Illness Investigation

• OSH Act 5(a)

• OSHA3735
TRENCHES

OSHA has made reducing trenching and excavation hazards the Agency's Priority Goal. Trench collapses, or cave-ins, pose the greatest risk to workers' lives.
TRENCHES

• Ensure safe access & egress.
• Keep materials 2’ from the edge
• Look for standing water or atmospheric hazards.
• Never enter a trench unless it has been properly inspected.

• Key issues:
  – Competent person
  – Documented inspections
  – Soil typed
  – Protection
  – By the numbers:
    • 18”
    • 2’
    • 4’
    • 5’
TRENCHING RESOURCES

OSHA TRENCH E-TOOL: HTTPS://WWW.OSHA.GOV/ETOOLS/CONSTRUCTION/TRENCHING

STANDARDS: HTTPS://WWW.OSHA.GOV/TRENCHING-EXCAVATION/CONSTRUCTION

ADDITIONAL RESOURCES: HTTPS://WWW.OSHA.GOV/TRENCHING-EXCAVATION/RESOURCES
Any Questions?

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Other Items on OSHA’s Agenda

- Process Safety Management and Prevention of Major Chemical Accidents (Pre-rule)
- Emergency Response (Pre-rule)
- Crystalline Silica Standard Revisions (Proposed Rule)
- Lock-Out/Tag-Out Update (Proposed Rule)
Other Items on OSHA’s Agenda

- Personal Protective Equipment Fit (Proposed Rule)
- Tracking of Workplace Injuries and Illnesses (Proposed Rule)
- Welding in Confined Spaces (Proposed Rule)
- Walking Working Surfaces (Final Rule)
Stay Informed!

- Subscribe to OSHA QuickTakes.
- Follow the NAWIC Safety & Health Awareness Facebook page.
- Contact any of us with questions, comments, or suggestions.
Contact Information

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