

### WHAT TO EXPECT FROM AN OSHA INSPECTION



### OUTLINE

- Introduction to Oregon OSHA
- Different types of OSHA inspections
- The inspection process
- The most cited regulations
- Questions

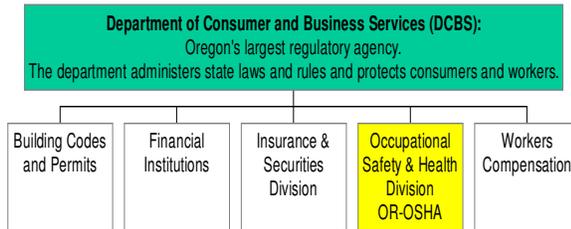


### OREGON - OCCUPATIONAL SAFETY AND HEALTH DIVISION (OR-OSHA)

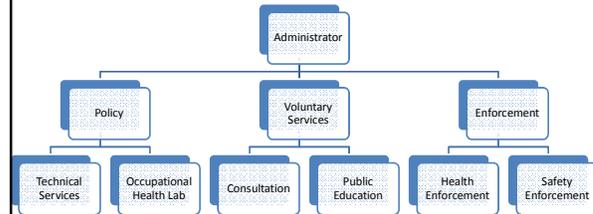
### OR-OSHA'S MISSION STATEMENT:

To advance and improve workplace safety and health for all workers in Oregon.

#### Organizational Structure



#### Oregon OSHA Organizational Structure



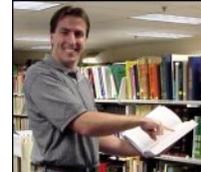
**POLICY/TECHNICAL SERVICES**

- Variations
- Regulation Interpretations
- Questions/Answers
- Technical Information/Regulation History
- Statistical Information



**TRAINING SERVICES:**

- ON-Line Training Classes
- Lecture Style Classes
- Conferences



I found what I was looking for at the OR-OSHA Resource Center!

Oregon OSHA Online Courses

**ONLINE COURSE CATALOG**

**CONSULTATIVE SERVICES:**

- Safety and Health Management Development
- Industrial Hygiene Services/Evaluations
- Safety Systems Evaluations
- Program Development



**ENFORCEMENT SERVICES**

- Pre-Job Inspections
- Complaints
- Referrals
- Inspections
- Abatement Assistance
- Regulatory Education



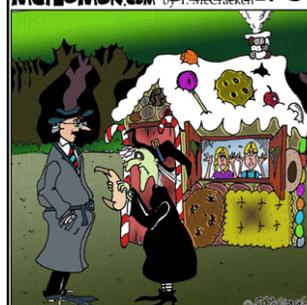
**SAFETY Enforcement Officers/Consultants**



"What code violations?"

- Evaluates things that will "MUNCH-YA, CRUNCH-YA, or EAT-YA"
- Lockout/Tagout
- Electrical
- Equipment Guarding
- Cranes
- Fall Protection
- Industrial Vehicles

**HEALTH Enforcement Officer/Consultant**



"Sorry, but you're in violation of building codes. You can only use lo-cal hi-fiber wood here."

- Evaluates things that are the: "Silent Hazards – things that getch-ya @ 65+"
- Hearing Loss
- Chemical Exposures – Chronic illnesses
- Ergonomics
- Respirators
- Personal Protective Equipment

### Types of Inspections

MCHUMOR.com by T. McCracken



"I haven't found anything wrong yet, but it's OK for you to go ahead and worry a bit longer."

### IMMINENT DANGER



Trench Cave-In  
Oregon OSHA Video

### FATALITY, CATASTROPHE or ACCIDENT

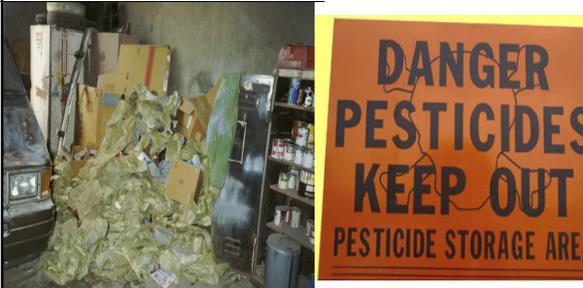


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### COMPLAINTS




### REFERRALS



DANGER  
PESTICIDES  
KEEP OUT  
PESTICIDE STORAGE AREA

### PROGRAMMED INSPECTIONS



# FOLLOW-UP INSPECTIONS



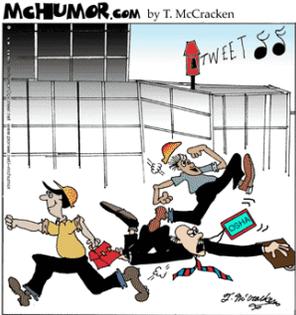
# EMPHASIS

Fall Protection	Excavations
Lead	Tower Cranes
Methylene Chloride	Pesticides
Silica	
Process Safety Management	
Diisocyanates	
Combustible Dusts	



# INSPECTION PROCESS

- Opening Conference
- Facility Walk
- Document Review
- Employee Interviews
- IH Sampling
- Closing Conference

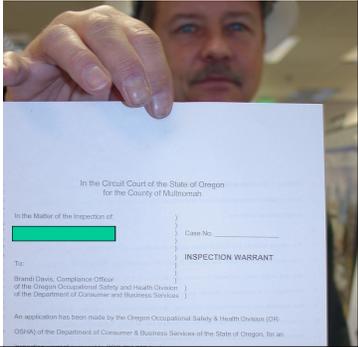


# OPENING CONFERENCE



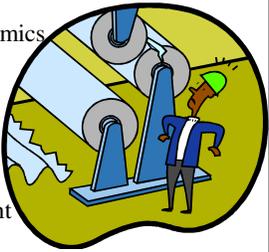
# EMPLOYER RIGHTS

- \* Refuse entry
- \* Participate in inspection process
- \* Attend opening conference
- \* Attend closing conference



# Facility Walk

- Housekeeping
- Workstation Design – Ergonomics
- Machine Guarding
- Electrical Hazards
- Chemical Exposures
- Personal Protective Equipment
- Tools
- Vehicles
- Work Practices



# Red Tags



# Document Review

**Oregon Occupational Safety & Health Division**  
 330 Winter St., S.E., Room 430 • Salem, OR 97301 • (503) 325-2212 • Fax: (503) 325-2444

**Industrial Hygiene Information**  
 Date: 2-19-09 Report number: 27575-09 Employer: \_\_\_\_\_

**Injury and illness records**  
 OSHA 300 Log 2008 copy ✓  
 SOIs  
 Hours worked 2008 copy ✓

**Hazard communication**  
 Written program ✓  
 List of chemicals  
 MSDSs  
 Training records

**First aid**  
 Emergency medical plan

**Safety committee**  
 Minutes last 6 months ✓  
 Quarterly inspection reports

**Confined space**  
 Permit-required confined-space plan  
 Entry records  
 Instruments records/calibration  
 Training records

**Personal protective equipment**  
 Hazard assessment & certification  
 Training records & certification

**Hazardous waste and emergency response**  
 Emergency-response plan  
 Emergency-action plan  
 Medical surveillance  
 Training records

**Air contaminants**  
 Air sampling records  
 Training records/medical surveillance

**Biohazards**  
 Bloodborne pathogen  
 Exposure control plan  
 Hep. B vaccine — declination statements  
 Sharps injury log

**Respiratory protection**  
 Written program  
 Fit testing records  
 Medical-evaluation records  
 Training records

**Noise**  
 Hearing conservation program/audiometric testing program

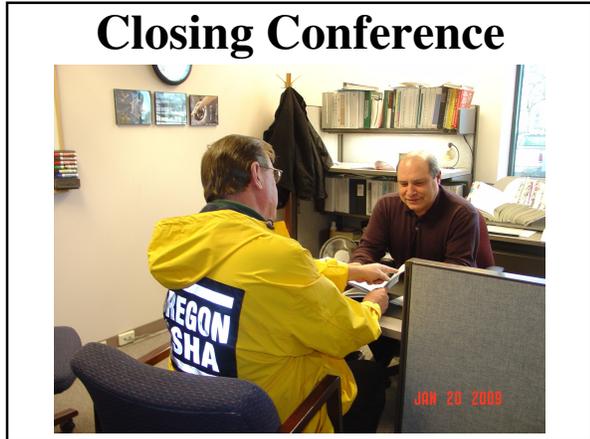
# Employee Interviews



# IH Sampling



# Closing Conference



# TYPES OF VIOLATIONS

- OTHER THAN SERIOUS
- SERIOUS
- REPEAT
- FAILURE TO ABATE
- WILLFUL



## VIOLATION RATING

Probability	Severity	Probability	Severity	
			Serious	Death
	<b>Other than Serious</b>	LOW	\$300	\$1500
LOW	\$0	MEDIUM	\$500	\$2500
HIGH	\$ 300	HIGH	\$ 1250	\$5000

## REPEAT VIOLATIONS

<b>1st Repeat</b>	<b>X 2</b>
<b>2nd Repeat</b>	<b>X 5</b>
<b>3rd Repeat</b>	<b>X 10</b>
<b>4th Repeat</b>	<b>Discretion of Administrator</b>

## FAILURE TO ABATE

Before the State of Oregon Department of Consumer & Business Services  
Oregon Occupational Safety & Health Division (OR-OSHA)  
350 Winter St. NE, Rm. 430  
Salem, OR 97310

In the Matter of the Alleged Violation of ORS 654, the OREGON SAFE EMPLOYMENT ACT }  
To: } **NOTICE OF FAILURE TO CORRECT VIOLATION**

On \_\_\_\_\_, 19\_\_\_\_, Citation Number \_\_\_\_\_ was issued to you in accordance with the provisions of ORS 654, the Oregon Safe Employment Act, notifying you of violation(s) of the Act, and the date(s) by which it was to be corrected.

Based on a reinspection on \_\_\_\_\_, 19\_\_\_\_, it is alleged that you have failed to correct the violation(s) specified below within the time prescribed and you are now accumulating daily penalties.

Item number	Date correction was required	Accumulated non-abatement days	Central office use only		
			Additional days	Penalty per day	Total penalty
			X		
			X		
			X		
			X		
			X		

## WILLFUL VIOLATION

A willful violation is a violation that is committed knowingly by an employer or supervisory employee who, having a free will or choice, intentionally or knowingly disobeys or recklessly disregards the requirements of a statute, regulation, rule, standard or order.

The employer committed an intentional and knowing violation if: An employer representative was aware of the requirements of the OSEAct, or the existence of an applicable rule or regulation, & was also aware of a condition or practice in violation of those requirements.

An employer representative was not aware of the requirements of the OSEAct or rules, but was aware of a comparable legal requirement (e.g., state or local law) & was also aware of a condition or practice in violation of that requirement.

The employer committed a violation with plain indifference to the law

## APPEAL RIGHTS

**EMPLOYERS CAN APPEAL CITATIONS:**

- Must be filed within 30 days
- Can Appeal for any reason:
  - \* PENALTY AMOUNT
  - \* ABATEMENT TIME
  - \* THE ALLEDGED VIOLATION
- Two Avenues for Appeals
  - \* Informal
  - \* Formal



## Top 10 Violations 07-08

- #1: General Fall
- #2: Written Hazard
- #3: Establish a Safety Committee
- #4: Commence Work for
- #5: Employees' Safety or Health Training
- #6: Hazard Meetings
- #7: Assessments
- #8: Adjustments
- #9: Hazard
- #10: Exposure

**Top 10 Health Violations**

#2: Written  
 #4: Medical Evaluation  
 Certification of Hazard  
 to Use Respirator  
 #7: MSHA Ready  
 Assessments  
 #8: Written Hazard  
 Communication  
 #9: Written Respiratory  
 Protection Program  
 and Deluge Showers

**To carry out its responsibilities, OR-OSHA does the following:**

- Inspects places of employment
- Investigates industrial accidents, fatalities or catastrophes
- Issues citations for violations
- Identifies safety and health hazards which may or may not be violations and bring them to the attention of employers and employees
- Issues reasonable correction orders

**To carry out its responsibilities, OR-OSHA does the following:**

- Assists employers and employees in safety and health matters
- Assesses and collect civil monetary penalties for violations
- Holds informal conferences with employers or employees to discuss citations, penalties or correction orders and other safety and health matters without limiting or extending the employer's appeal rights
- Grants or denies extensions of the times set by correction orders

So when your company has  
 an OR-OSHA  
 inspection.....

**WILL THEY - - - - -**

**FLOP**



With a little work -  
**SUCCEED**

