

AIHA YUMA PACIFIC SOUTHWEST SECTION

OSHA Update

January 2013

Ken Atha

Regional Administrator – Region IX

Leadership

Acting Secretary of Labor – Seth Harris



- Assistant Secretary (OSHA)
David Michaels
- Deputy Assistant Secretary (OSHA)
Jordan Barab
- Deputy Assistant Secretary (OSHA)
Richard Fairfax
- Chief of Staff (OSHA)
Deborah Berkowitz

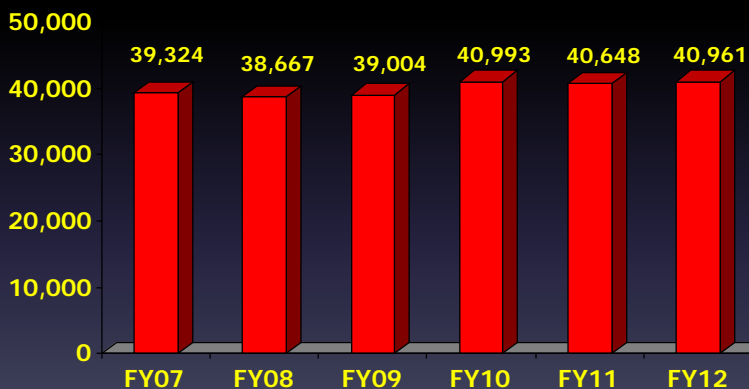
- OSHA Staff: 2,305 (2012)
- Workers: 130 million
- Worksites: 8 million
- Regional Offices: 10
- Local Area Offices: 90

- 4,609 worker fatalities in 2011
- 90 deaths per week
- 13 deaths every day

- Workplace fatalities reduced by over 65%
- Occupational injury and illness rates declined by 67%
- U.S. employment has doubled

Making a Difference

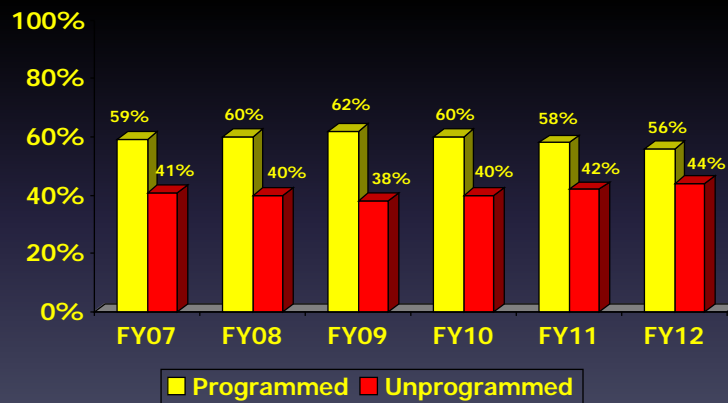
Inspections Conducted



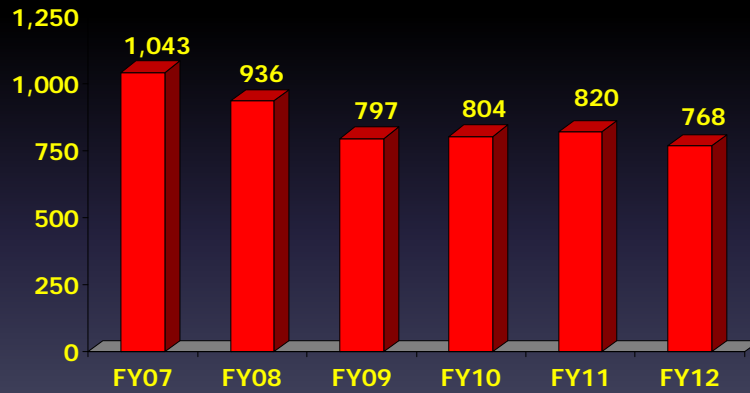
Increased State Plan Oversight

- 27 Plans
- Consistency with Federal Actions
- Enhanced Evaluations

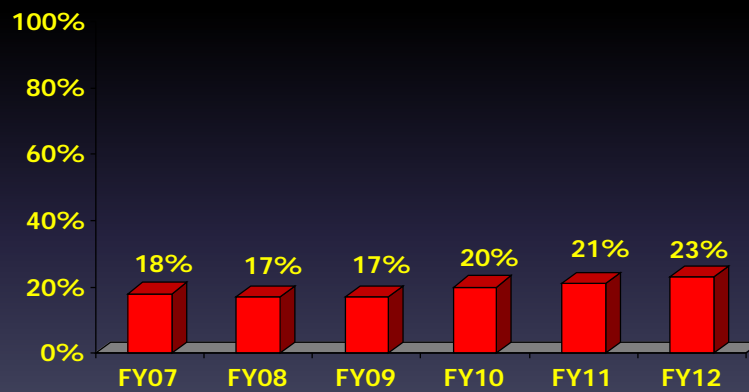
Programmed vs Unprogrammed



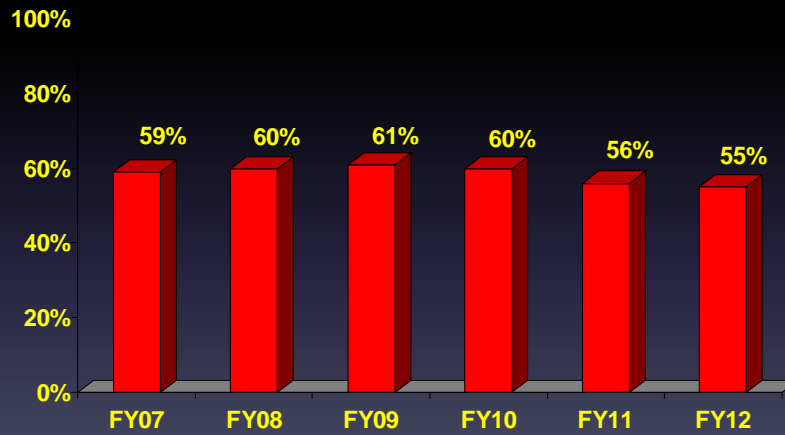
Fatality Inspections



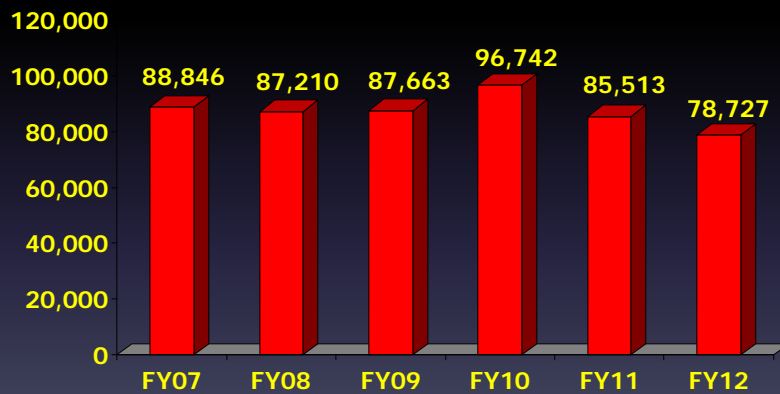
% Complaint Inspections



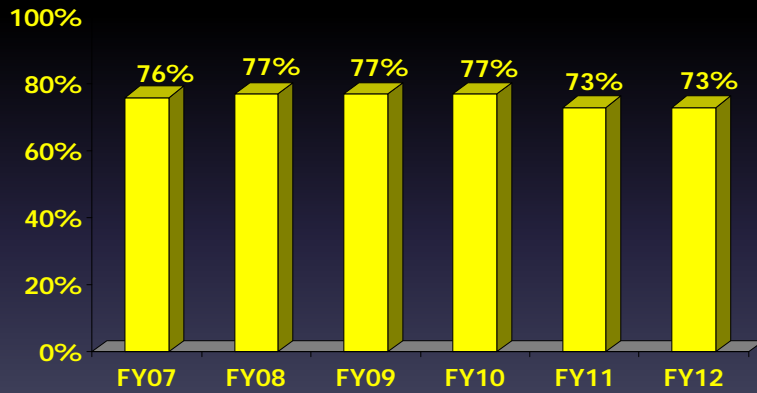
% Construction Inspections



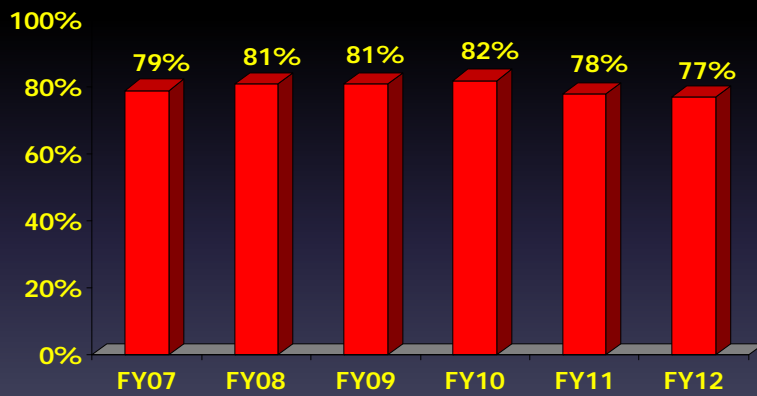
Total Violations Issued



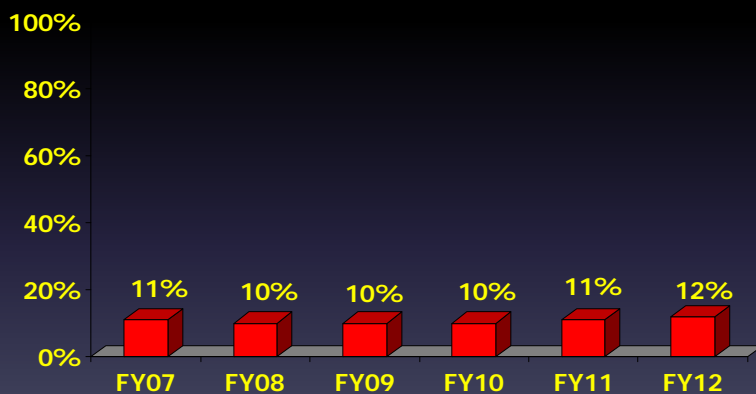
Percent Serious



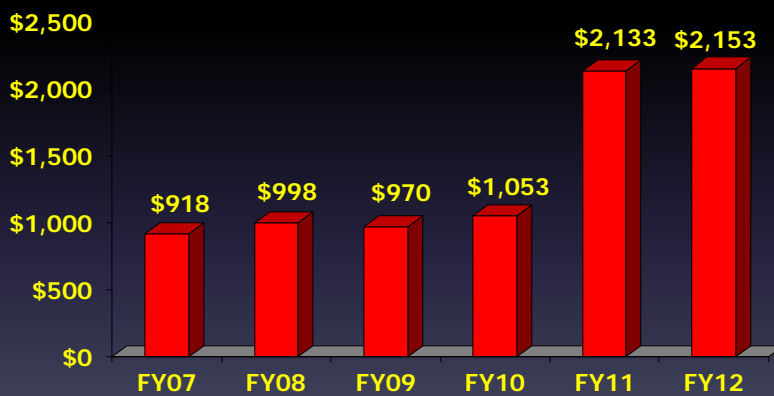
Percent SWR



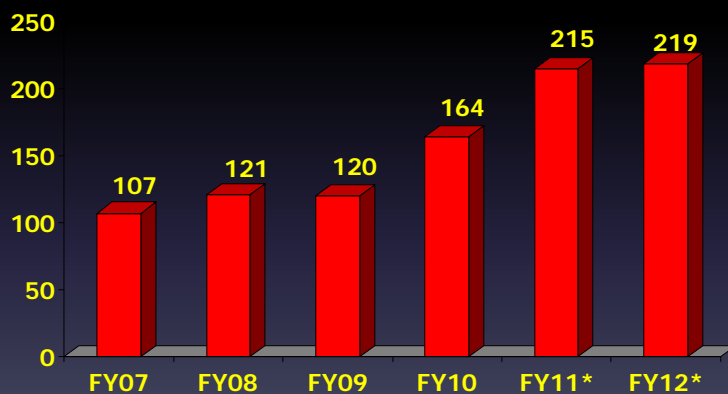
% Not Incompliance Inspections w/ only Other Than-Serious Violations Cited (OIS Data Only)



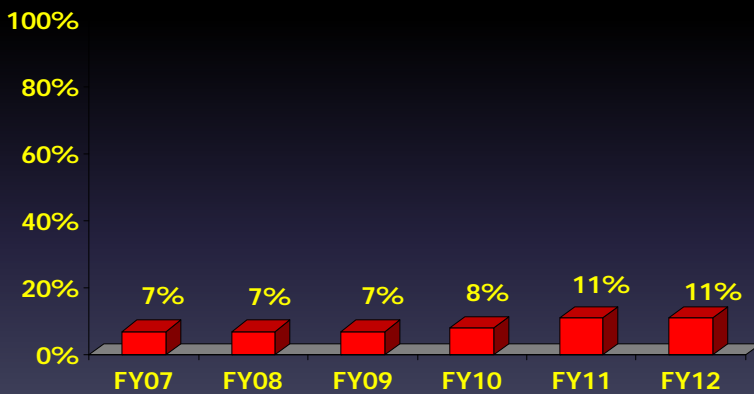
Average Current Penalty Per Serious Violation



Significant Cases



% Inspections With Violations Contested



Top 10 Most Cited Standards (GI & Const.)

- | | |
|--------------------------------------|--|
| 1. <i>Fall Protection</i> | 6. <i>Powered Industrial Trucks</i> |
| 2. <i>Hazard Communication</i> | 7. <i>Lockout/Tagout</i> |
| 3. <i>Scaffolding</i> | 8. <i>Ladders</i> |
| 4. <i>Respiratory Protection</i> | 9. <i>Electrical, General Requirements</i> |
| 5. <i>Electrical, Wiring Methods</i> | 10. <i>Machine Guarding</i> |

Construction only

- | | |
|--|--|
| 1. <i>Fall Protection</i> | 6. <i>Head Protection</i> |
| 2. <i>Scaffolding</i> | 6. <i>Eye & Face Protection</i> |
| 3. <i>Ladders</i> | 6. <i>Aerial Lifts</i> |
| 4. <i>Fall Protection, Training Requirements</i> | 6. <i>Electrical, Wiring Methods</i> |
| 5. <i>Hazard Communication</i> | 6. <i>Specific Excavation Requirements</i> |

Standards in Pre-Rule Stage

- Combustible Dust
- Infectious Diseases
- Injury and Illness Prevention Program
- Reinforced Concrete in Construction and Preventing Backover Injuries and Fatalities
- *Review/Lookback of OSHA Chemical Standards*

Proposed Rules

- Occupational Exposure to Crystalline Silica
- Occupational Exposure to Beryllium
- Bloodborne Pathogens

Final Rules

- Confined Spaces in Construction
- Electric Power Transmission and Distribution;
Electrical Protective Equipment
- Walking Working Surfaces and Personal Fall
Protection Systems (Slips, Trips, and Fall Prevention)

FY 2013

- 42,000 Inspection Goal
 - Hurricane Sandy efforts may cause reduction
- Other OSHA Performance Goals remain the same

NEPs

- Nursing and Residential Care Facilities (April 5, 2012)
- Chemical Facilities (November 29, 2011)
- Primary Metals (June 2, 2011)
- Shipbreaking (November 4, 2010)
- Hexavalent Chromium (February 23, 2010)
- Food Flavorings – Diacetyl (October 30, 2009)

NEPs

- Lead (August 14, 2008)
- Combustible Dust (Reissued March 11, 2008)
- Crystalline Silica (January 24, 2008)
- Amputations (October 27, 2006)
- Trenching (September 9, 1985)
- Isocyanates (Under Development)

Oil & Gas Initiative

- **Developed an OSHA Upstream Oil and Gas Safety Workgroup**
 - Addresses the increasing numbers of fatalities and injuries
 - DEP is leading a staff experienced in oil and gas operations
 - Includes State Plan and Consultation program representatives
 - Examine relevant data
 - Focus on compliance assistance resources
 - Reach out to local industry associations

Ergo

- **OSHA's current ergonomics enforcement**
 - OSHA continues to enforce ergonomics in all industries utilizing the general duty clause.
 - 200-300 inspections coded as ergo per year (2009-2012)
- **Overall (2001 – Oct. 22, 2012) ergonomic inspection data:**
 - Federal OSHA has issued twenty-seven 5(a)(1) citations to 22 companies, plus two Notices of Unsafe or Unhealthful Working Conditions (Federal Agency equivalent)
 - Approximately 873 EHAs to employers (including USPS)

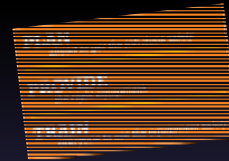
SVEP

SVEP Eligibility Criteria:

- SVEP-Fatality: Fatality/catastrophe + 1 or more willful/ repeat/ failure-to-abate violation (WRFTA)
- SVEP-HEH: ≥ 2 high-gravity WRFTA related to a High-Emphasis Hazard
- SVEP-PSM: ≥ 3 high-gravity WRFTA related to PSM standard
- SVEP-Egregious: any egregious case

Other Worker Protection Efforts

- Workplace Violence
- Falls
- Heat Stress
- Whistleblower Protection





Challenge.gov
Government Challenges, Your Solutions

- **Safety in the Workplace Innovator Award** - University of Tennessee Construction Industry Research and Policy Center and the Department of Industrial and Systems Engineering
- **Safety and Health Data Award:** The United Steelworkers Union
- **Workers' Rights Award:** Montana State Fund (the state's largest workers' compensation insurer)
- **People's Choice Award:** Sidharth Garg

