

Stark County Safety Council Newsletter

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STARK COUNTY

SAFETY COUNCIL
A committee of the Canton Regional Chamber of Commerce

OSHA REGULATES THE OIL AND GAS INDUSTRY

BY JACQUELINE BOLLAS CALDWELL, ESQ.

The Occupational Safety and Health Administration (“OSHA”) website has a separate page specifically for “Oil and Gas Well Drilling, Servicing and Storage.” This web page has a number of helpful tools for employers in this industry, including “Recommended Practices and Guidelines” and an e-tool page specifically for the oil and gas industry.

Also instructive is OSHA’s list of “frequently cited standards” for SIC 138, “Oil and Gas Field Services.” The top ten most frequently cited standards for this industry for the period October 2010 through September 2011 are set forth in the chart below, along with number of times cited, number of inspections, and final penalties (not initial proposed penalties):

Standard	#Cited	#Insp	\$Penalty	Description
Total	991	262	2592999	
19100023	86	61	301981	Guarding floor and wall openings and holes.
19100146	72	19	178656	Permit-required confined spaces
5A0001	72	64	333195	General Duty Clause
19100305	66	39	200375	Wiring methods, components, and equipment for general use
19100303	56	30	99910	General requirements – electrical
19100132	49	43	138299	General requirements – personal protective equipment
19101200	48	29	52005	Hazard Communication
19100151	45	42	128535	Medical services and first aid
19100157	41	34	67190	Portable fire extinguishers
19100178	37	26	93464	Powered industrial trucks

Please contact Jacqueline Bollas Caldwell at 330-244-2864 or at jcaldwell@kwgd.com with any questions you have regarding this article.

Note: This general summary of the law should not be used to solve individual problems since slight changes in the fact situation may require a material variance in the applicable legal advice.

Safety Council Officers & Contributing Members

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Ohio BWC Representatives: Robin Watson (robin.w.1@bwc.state.oh.us) and Steve Hanna (Stephen.h.1@bwc.state.oh.us)

Today's Program: March 8, 2012

Topic: Employers Should Not Have a “Chip” on Their Shoulder When it comes to “Return to Work Programs.”

Speaker: Linda Beachy,
Safety Coordinator/SGE,
Frito Lay Inc.

Spotlight Company:



ABOUT THE MARCH SPOTLIGHT COMPANY

CareWorks Consultants Inc. is an Ohio based workers compensation Third Party Administrator(TPA) headquartered in Dublin Ohio. CareWorks Consultants, is one of Ohio’s largest workers’ compensation risk consulting and claims management service providers with nearly 30,000 clients. Our service model is a team based approach that has helped us maintain one of the highest client retention rates in the industry. Our knowledgeable associates and advanced technologies have enabled us to provide best in class service to help our clients reduce the impact of workers’ compensation costs on their bottom line. For more information on our services, group rating and retrospective group rating please contact Bob Nicoll/ 330.418.1824 or robert.nicoll@ccitpa.com.

Safety Council Mission Statement: To provide a forum for safety and health information, education and networking in Stark County, through leadership, innovation, facilitation, program, and support, in partnership with other public and private organizations.

VIOLENCE IN THE WORKPLACE

By: Gust Callas, Esq.

With the recent school shootings, both on college campuses and in high schools, violence in the workplace should be on everyone's mind. Violence in the workplace is the leading cause of death for women. More and more employers no longer have an open door policy but have a locked lobby without a receptionist and with a phone to contact various departments. Moreover, many employers are now requiring employee badges with barcodes in order to gain entrance on employers' premises. Visitors are asked to sign in, wear a badge and, in some cases, have a photo I.D. Violence in the workplace does not end in the workplace proper but may also take place in the parking lots with many domestic violence acts occurring there. Prevention begins with strong policies against violence in the workplace, including reporting mechanisms and prompt investigations. Complaints should not be "shelved" for long periods of time. The investigatory process must be prompt and thorough. When necessary, law enforcement should be notified. Security cameras, photo I.D., limited access to ingress and egress from employers' facilities all provide additional safeguards. With better communications and additional safeguards, hopefully violence in the workplace will diminish, if not totally eliminated.

Gust Callas is an attorney at Black McCuskey Souers & Arbaugh and is a member of the Stark County Safety Council Steering Committee. He can be contacted at: gcallas@bmsa.com or 330 456-8345.

Robin's Corner

Q: Is it acceptable to issue LOTO locks to the operators of our equipment? Our maintenance employees who perform the actual servicing of the equipment have their locks and are trained as such but I would also like to have the operators be able to lockout their machines/equipment when it breaks down. The operators will then notify the maintenance employees so maintenance can service the equipment.

A: According to 1910.147(c)(8) (Energy Isolation):

Lockout or tagout shall be performed only by the authorized employees who are performing the servicing or maintenance.

Under 1910.147(b) (Definitions) you will find two personnel roles in LOTO – Authorized and Affected.

Authorized employee. A person who locks out or tags out machines or equipment in order to perform servicing or maintenance on that machine or equipment. An affected employee becomes an authorized employee when that employee's duties include performing servicing or maintenance covered under this section.

Affected employee. An employee whose job requires him/her to operate or use a machine or equipment on which servicing or maintenance is being performed under lockout or tagout, or whose job requires him/her to work in an area in which such servicing or maintenance is being performed.

Upcoming Program April 19, 2012



2012 Health & Safety Fair at Myers Lake Ballroom

50 vendors will display their Health & Safety services and products. The cost is \$75.00 plus a door prize donation for the raffle. Cost includes two lunch tickets and display table. Contact Connie Cerny for more information at 330.458.2061. *Registration deadline is April 2nd to reserve a table.*

Note: The date of the April SCSC luncheon has been changed to April 19. Mark your calendars & season pass tickets accordingly.

Save the Dates!

March 22 - SCSC CEO Breakfast at Skyland Pines. **"Ohio BWC: Reducing premiums and getting Ohio-ans back to work!"** Speaker: Steve Buehrer, CEO & Administrator from the Ohio BWC; registration at 7:00 a.m.. Fee. Register : www.starkcountysafetycouncil.org.

March 27-29 - Ohio Safety Congress & Expo 2012 **"Well at Home. Safe at Work"** Congress: March 27-29; Expo: March 28-29. Fee. Register at www.ohiobwc.gov.

April 2 - SCSC Awards Banquet at Skyland Pines **"Bullying in the Workplace"**. Keynote speaker: Scott Warrick, JD, MLHR, CEQC, SPHR. Starts at 5:30 p.m. Fee. Register at www.starkcountysafetycouncil.org.

April 5 - Trenching & Excavating Safety - Let's Dig in! Speaker: Dennis Hobart, Shoring Training Manager, Baker Corp. At the Canton Regional Chamber of Commerce, downtown Canton. 7:30 a.m. Fee. Register online at www.starkcountysafetycouncil.org.

Important items to make note of:

1. **Semi-Annual Reports** are required to maintain your membership with the SCSC. Reports are due July 15th and January 15th each year.
2. **Don't forget to sign-in.** If you do not sign the "sign-in sheet" your company will not receive credit for attending. This could hurt your company's chances of receiving the BWC's discount.
3. **NOTE: July 1, 2011 began a new 12 month period** for the BWC's rebate program. If your company is eligible, you must attend a minimum of 10 events, with your company's CEO or a senior level manager attending one of these 10, and submit two semi-annual reports. See BWC website for complete rebate details.