OSHA Unveils New "It's the Law" Poster

By Jacqueline Bollas Caldwell, Esq.

On April 29, 2015, OSHA unveiled a new version of its “Job Safety and Health – It’s the Law!” poster. The poster informs workers of their rights, and employers of their responsibilities. The regulations requiring that OSHA’s poster be posted in a conspicuous place are set forth in 29 CFR 1903.2.

OSHA states that the new version of the poster emphasizes that every worker has a voice in safety – that workers need to know their rights and be able to use their rights without fear of retaliation. The newly designed poster, among other things, does the following:

- Informs employers of their obligation to provide a safe workplace;
- Includes the new reporting obligations to report every fatality, hospitalization, amputation, eye loss;
- Informs workers of their rights to request an OSHA inspection, receive training on job hazards, report work-related injuries and illnesses without retaliation.

The new poster can be downloaded from OSHA’s website. OSHA, however, notes that previous versions of the poster do not need to be replaced.

For more information please contact Jacqueline Bollas Caldwell of Krugliak, Wilkins, Griffiths & Dougherty Co., L.P.A. at: 330-244-2864 or jcadwell@kwgd.com.

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.

May 14, 2015

"Breathe Easier" Respiratory Protection—Learn everything you need to know from a panel of experts:

- Linda Ghindea, Industrial Hygienist, Ohio BWC Division of Safety & Hygiene
- Robert Csorba, DO, Medical Director, US HealthWorks—Canton Clinic
- Becki DePasquale, Sr. Safety Consultant Training Director, Safety Resources Company of Ohio
- Mike Ozello, Sr. Account Representative, 3M-Products

SPOTLIGHT COMPANY:

LifeServices Employee Assistance Program (EAP) is the provider of choice for employers who recognize the value of a strong face-to-face counseling model and who want superior customer service. LifeServices offers confidential counseling, 24/7 access to counselors, legal, financial, and WorkLife balance services. We pride ourselves on providing highly professional and responsive services. Account management is local and staffed by highly credentialed clinicians. They are available at any time for consultation, trainings, facilitation of management referrals, critical incident stress debriefings (CISD), and activities to promote the EAP. “Personal Service, Every Time” is the foundation upon which LifeServices EAP operates. For more information, please contact: Margie Roop, LPCC-S; CEAP; SAP, our Regional Director, at: 330-329-3767 or mroop@lifeserviceseap.com.
Thank you again for your overwhelming generosity!

The Stark County Safety Council collected 609 pounds of food and $1,296 cash donations at the April SCSC luncheon for Harvest for Hunger, providing 5692 meals for needy families in our community. GREAT JOB!

UPCOMING

May 28—"HAZCOM with a GHS Twist" - Training Seminar, 8-10 a.m. at the Canton Chamber, training provided by Safety Resources of Ohio. There is a fee.

Wishes Can Happen
Drop in Your Loose Change Each Month

In January 2015 the Stark County Safety Council launched a new community project. Donations for Wishes Can Happen will be collected each month and presented to them during their August “Wish-a-Thon.”

Coming Next Month

June 11, 2015

“The Ohio Bureau of Workers’ Compensation Pharmacy Benefits Program”

Speaker: John Hanna, R.Ph, MBA Pharmacy Program Director Ohio BWC

Spotlight Company:

Safety Council Officers & Contributing Members

Chairman: Chris Zabel (czabel@USSafetyGear.com)
Vice Chair: Mark Cush (mcush@youngtrucks.com)
Newsletter Editor: Jacqueline Bollas Caldwell (jcaldwell@kwgd.com)
Program Manager & Canton Regional Chamber Representative: Connie Cerny (conniec@cantonchamber.org)
Ohio BWC Representatives: Robin Watson (robin.w.1@bwc.state.oh.us) and Deb Bailey (Deborah.b.1@bwc.state.oh.us)
In assessing compliance, OSHA would determine whether or not the fan meets the requirements of a nationally recognized testing laboratory, and would also examine how and where the fan is being used. If the fan was being used solely for personal cooling purposes and not attached to, part of, or used in conjunction with a piece of machinery or process, it would most likely be acceptable.

**Question:** Is it acceptable for employees to use personal fans listed for "home use" for personal cooling purposes in an industrial setting?

**Answer:** Whether the use of personal fans for personal cooling purposes is acceptable in the industrial setting depends in part on how the fan is listed and labeled. 29 CFR 1910.303 (b)(2) requires that listed or labeled equipment shall be used or installed in accordance with any instructions included in the labeling or labeling. The definitions for "listed" and "labeled" as stated in 29 CFR 1910.399 are as follows:

1. Equipment is "listed" if it is of a kind mentioned in a list that (a) is published by a nationally recognized laboratory, which makes periodic inspection of the productions of such equipment, and (b) states such equipment meets nationally recognized standards or has been tested and found safe for use in a specified manner.

2. Equipment is "labeled" if there is attached to it a label, symbol, or other identifying mark of a nationally recognized testing laboratory (a) which makes periodic inspections of the production of such equipment and (b) whose labeling indicates compliance with nationally recognized standards or tests to determine safe use in a specific manner.

**Drug Take-back at the June 11th Luncheon**

As part of its monthly luncheon series, the Stark County Safety Council will partner with the Stark County Sheriff’s Department to host a drug "take-back" day at the June 11th luncheon. Deputies will be stationed at the entrance of Meyer’s Lake Ballroom from 10:30 a.m. and 1:00 p.m. to accept unused and expired prescription drugs. Please share this information with co-workers, friends and family. Anyone can stop by and drop off unused drugs. They do not have to be attending the luncheon.
What’s the safest way to transport hazardous materials? Well that depends on your perspective and how you define “safe”. Here is Stark County we don’t transport much by water, except for ourselves of course, when we are relaxing by boating or canoeing. We do transport a minimal amount of hazardous substances by air; yes it is legal to transport some chemicals by airplane, but that’s a topic for another day.

Most hazardous substances are transported through Stark County by highway, rail and pipeline. Statistically, rail transport is safer than highway, but you have to remember that the same chemicals that are transported by rail usually end up being transported by truck to get to their final destination. Transport by pipeline has the best safety record and it has been increasing dramatically because of limited numbers of trucks and rail cars. It can also be more economical to send gasses and liquids by pipeline when appropriate. The downside to pipelines is the receiving market can be somewhat limited as it’s not easy to move a pipeline.

If all goes as planned, 2-42” natural gas pipelines are scheduled to be installed through southern Stark County and another pipeline is tentatively scheduled to transit northern Stark County between 2016 and 2017. These pipelines will traverse across central and western Ohio and go into Michigan. Officials from these pipeline companies are currently meeting with elected officials and 1st Responders in the areas that will be impacted by the pipeline in order to pre-plan adequate emergency response activities for any type of fire, accident or incident that may occur. Placement and installation of additional pipelines are being considered that may also impact Stark County.

Many remember the Intermodal facility that was developed in Navarre by the efforts of then Congressman Ralph Regula. That facility has been re-invigorated and is now a transfer site where “condensates” from hydraulically fractured oil wells located south of Stark County are trans loaded from highway semi-tankers into rail tank cars for shipment to various locations throughout the country.

In conclusion, we are blessed here in Stark Country with an excellent highway and transportation infrastructure system. Being able to move goods and services from one location to another has served us well in the past and will continue to do so in the future but we must plan ahead for any eventuality from an incident, be it chemical spill, fire, earthquake or terrorist incident centered around one of our modes of transport. We have the technology to face these challenges, we only need to take the time and commit the resources needed to so.
Accident Analysis Half-day Workshop—May 14—8:30 a.m.-12 noon
OSHA Recordkeeping Half-day Workshop—May 14—1 p.m.—4:30 pm
Controlling Workers’ Compensation Costs—May 19—8:30 a.m.-4:30 pm
Safety for the Non-safety Professional—May 28—8:30 am—4:30 pm
Safety Series for Industry Workshop Module 6—June 1—1 pm-4:30 pm
Powered Industrial Trucks: Developing a Training Program—June 1—8:30 a.m.–12 noon
Confined Space Assessment and Work—June 9—8:30 a.m.-4:30 p.m.
Measuring Safety Performance—June 18—8:30 a.m.-4:30 p.m.

The 2015 SCSC Annual Awards Banquet was held on April 13, 2015 at Skyland Pines with 230 members in attendance. Lt. Governor Mary Taylor was Keynote Speaker and 90 safety awards were given out; event photos on next page.
Stark County Safety Council
April 13, 2015 Safety Awards Banquet Pics

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