

# The Human Factor in OSHA Enforcement and Compliance

written by Lauri Moon | October 29, 2018

Your company has a great occupational safety and health program. It trains its employees and has a safety incentive program that employees love. Then an employee ignores his training and fails to lock out a machine, injuring himself, and OSHA comes knocking. This webinar will explore the human factor in occupational safety and health and how it impacts OSHA enforcement actions.

## Topics covered will include:

- Acknowledging that OH&S programs can only minimize risk, not eliminate it
- Factors that lead to a successful OH&S program, including training, auditing, and discipline
- How to instill a safety culture at your company with employee buy-in
- Determining leading indicators of OH&S risks rather than relying on lagging indicators
- How to defend an OSHA citation where the condition cited resulted from employee misconduct.
- How to establish the employee misconduct defense

## Speaker

 **Travis Vance, Partner, Fisher Phillips**

Travis Vance is a partner in the firm's Charlotte office. He has tried matters across several industries and various subject matters, including employment litigation, business disputes and matters prosecuted by the Mine Safety and Health Administration (MSHA) and Occupational Safety and Health Administration (OSHA). Travis has emerged as a thought leader in the field of workplace safety. His writing and interviews are followed closely by experts in the safety arena and have been featured in premiere publications such as Business Insurance, EHS Today, and the Wall Street Journal.

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# **Top 5 OSHA Violations in the Food & Beverage Industry**

written by Lauri Moon | October 29, 2018

By end of this webinar, you will walk away with:

- Awareness of common hazards
- Understanding of key OSHA requirements
- Recommendations for control strategies
- Tips for engaging employees in ongoing hazard identification

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# Calculating Safe Distances - An Application of Presence Sensing Devices

written by Lauri Moon | October 29, 2018

The effectiveness of particular types of safeguards depends in part on the correct positioning of the relevant parts in relation to the danger zone. ISO 13855 primarily defines human approach speeds. These approach speeds need to be considered when designing safety measures and selecting the appropriate sensor technology. Different speeds and sizes are defined, depending on the direction and type of approach. Even an indirect approach is considered.

Viewers will learn:

- Safe distance formulas for different presence sensing devices
- Calculation techniques of stop time
- Application standards used for presence sensing devices

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# Effect of Low Unemployment on OSHA Complaints & Investigations

written by Lauri Moon | October 29, 2018

he stock market is at historic levels, the economy is booming, and employees are feeling more secure in their positions. With increased job security and the availability of other employment, however, employees feel more comfortable filing complaints with OSHA regarding health and safety concerns at workplaces. This webinar will address the effects of the effects of the healthy economy on OSHA complaints and inspections.

Topics covered will include:

- Background on current economic conditions and OSHA enforcement actions
- How OSHA investigations begin
- Employee protections for filing whistleblower complaints
- How to manage employees who have made occupational safety and health complaints
- The effect of the gig economy on OSHA compliance, including the role of temporary workers



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# **Webinar: OSHA in the Supply Chain - How Far Does Your Liability Extend?**

written by Lauri Moon | October 29, 2018

Perhaps you are the general contractor on a construction project in which an employee of one of your electrical subcontractor is electrocuted after failing to lock out a circuit he was working on. Can OSHA cite you for an OSHA violation? Or perhaps you run a factory where an employee of a temporary staffing company unwittingly puts his hand in a nip point in a place he is not supposed to be and gets injured. Can OSHA cite you for an OSHA violation? These scenarios ask to what extent is a company liable for hazards created by other companies with whom the company works. How far does your company's OSHA liability extend?

This webinar will address this question by discussing OSHA's multi-employer doctrine, OSHA's temporary worker initiative, and OSHA obligations regarding contracting parties. Participants will learn:

- The scope of OSHA liability for multi-employer worksites
- The scope of OSHA liability regarding temporary workers
- Best hiring practices for contractors and temporary workers
- Best practices for training requirements for contractors and temporary workers
- What to do when OSHA conducts an inspection at your worksite as a result of an injury to another company's employee.

**Speaker**

 **Travis Vance, Partner, Fisher Phillips**

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# **OSHA 10-Hour Training**

written by Lauri Moon | October 29, 2018

Safety in the workplace is a must if you want your employees to be productive and your company profitable. Injuries and illnesses caused by unsafe acts and unsafe conditions are likely to happen when training, written programs and procedures are not planned and implemented.



This 10-hr OSHA Outreach Training for General Industry program focuses on SAFE management principles that can make your company both compliant with OSHA and a safe place to work. Schedule is May 14 (7:00 am - 3:00 pm) and May 15 (7:00 am - 9:30 am).

During the training, you will learn the three main elements in any successful safety program. For example, do you know which OSHA rules require annual training? Which OSHA regulations require written programs? Do you know how to provide forklift training? How are scissor lifts regulated? Did you know that a lost time burn injury is estimated to cost you more than \$57,000? Or that the OSHA penalties just went up - A LOT - for the first time since the 1990s? Citations can cost you from several hundred to quite a few thousand dollars each - all avoidable by taking simple steps in a sustainable safety program.

Each attendee will receive a certificate of completion and the OSHA 10-hour Card from OSHA.

### **OSHA 10-hr**

- Introduction to OSHA (Use the training materials prepared by OSHA)
- Subpart D - Walking and Working Surfaces — including Fall Protection
- Subparts E and L - Exit Routes, Emergency Action Plans, Fire Prevention Plans and Fire Protection
- Subpart S - Electrical
- Subpart I - Personal Protective Equipment
- Subpart Z - Hazard Communication
- Subpart O - Machine Guarding
- Subpart Z - Bloodborne Pathogens
- Ergonomics

- Lockout/Tagout
- ... and more

This course is presented by **EMS CONSULTING** network partner **Mr. Dennis Buck**, CHCM, CSM, CHST, OSHA Consultation Program Consultant (31 years, retired), Principal, **Buck & Associates**. *Has been the trainer for 100+ OSHA 10 & 30-hour training classes.*

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# What is ISO 45001 & What Impact Will it Have on Your Business?

written by Lauri Moon | October 29, 2018

It's been just over a year since the international occupational health and safety (OH&S) standard, ISO 45001, was published. However, for many businesses, the effect this standard will have on their business and supply chain still remains unanswered. With the clock ticking on the 3-year transition period, businesses need to begin taking the steps towards the new requirements now.

The standard, a result of a five-year process involving more than 70 countries, seeks to set a new benchmark in global OH&S by providing effective, real-world solutions for worker safety. As a relatively new global standard, ISO 45001 will continue to shape the health and safety profession and directly impact how organizations manage health and safety, both in and out of the workplace, through hazard controls and risk reduction. In other words, ISO 45001 is here and may impact your business whether or not you adopt the new standards.

This webinar will provide an introduction to ISO 45001, including discussion of:

- What ISO 45001 is and how it fits into existing OH&S standards



- Differences between ISO 45001 and its precursor, OHSAS 18001
- Why ISO 45001 matters and its impact upon your business
- Should your company come into compliance
- How your company can come into compliance

## Speaker

### **Travis Vance, Partner, Fisher Phillips**

Travis Vance is a partner in the firm's Charlotte office. He has tried matters across several industries and various subject matters, including employment litigation, business disputes and matters prosecuted by the Mine Safety and Health Administration (MSHA) and Occupational Safety and Health Administration (OSHA). Travis has emerged as a thought leader in the field of workplace safety. His writing and interviews are followed closely by experts in the safety arena and have been featured in premiere publications such as *Business Insurance*, *EHS Today*, and the *Wall Street Journal*.

### **Tom Cecich, President of TFC & Associates, Strategic Advisor for Avetta**

Tom Cecich is president of TFC & Associates a safety, health and environmental management consulting firm. He also serves as a strategic advisor for Avetta, LLC. Previously he served as the vice president of EHS Global Business Support at the pharmaceutical company GlaxoSmithKline and held safety management positions at both IBM and Allied Chemical Corporations.

Notably, he served as the 102nd president of the American Society of Safety Engineers and is an ASSE Fellow, the Society's highest honor. He was also the past president of the Board of Certified Safety Professionals (BCSP). Mr. Cecich is a certified safety professional (CSP) and a certified industrial hygienist (CIH).

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# **Webinar: How to Minimize Hazards in the Workplace**


written by Lauri Moon | October 29, 2018

Injuries and illnesses in the workplace are costing businesses billions of dollars and at the same time loss of productivity and profits. This program will examine the most frequent causes of injuries and best practices to eliminate them. It will also look at the top 20 "low hanging fruit" safety violations that OSHA is looking to cite employers and hit them with large penalties.

## **Learning Objectives:**

- The hidden costs of workplace accidents and injured employees
- Best practices for improving a company's safety record
- Use of risk management and job safety analysis to eliminate safety and health hazards thus increasing profitability
- How to handle safety risk takers

## **Speaker**

 **Edwin G. Foulke Jr., Partner, Fisher Phillips**

Ed Foulke is a partner in the Atlanta and Washington, D.C. offices. He co-chairs the

firm's Workplace Safety and Catastrophe Management Practice Group.

Prior to joining Fisher Phillips, Ed was the Assistant Secretary of Labor for Occupational Safety and Health. Named by President George W. Bush to head the Occupational Safety and Health Administration (OSHA), he served from April 2006 to November 2008. During his tenure at OSHA, workplace injury, illness and fatality rates dropped to their lowest levels in recorded history.

For more than 30 years, Ed has worked in the labor and employment area, focusing on occupational safety and health issues, workplace violence risk assessment and prevention, whistleblower protection, and accident and fatality prevention. He is recognized as one of the nation's leading authorities on occupational safety and health and is a frequent keynote speaker and lecturer on workplace safety, leadership development, and other labor and employment topics.

Ed has testified before the U.S. Senate and U.S. House Congressional Committees on occupational safety and health issues.

He also served on the OSHA Review Commission in Washington, D.C., chairing the Commission from March 1990 to February 1994. Ed is the only person in the United States to serve as both head of OSHA and Chairman of the Review Commission. Ed was named one of the "50 Most Influential EHS Leaders" by both EHS Today (2010, 2011, 2012 and 2013) and Occupational Hazards (2008) magazines.

Ed currently serves on the EHS Today Safety Leadership Board of Directors and on safety committees for the Associated Builders and Contractors, the Georgia Association of Manufacturers, the U.S. Poultry Association, the Solid Waste Association of North America, the National Association of Tower Erectors, and the Georgia Chamber of Commerce. He is "AV" Peer Review Rated by Martindale-Hubbell. Ed is also co-editor of the firm's Workplace Safety and Health Law Blog.

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# **Webinar: The Elements of an Effective Dust Hazards Analysis (DHA)**

written by Lauri Moon | October 29, 2018

When performed correctly, a Dust Hazards Analysis (DHA) identifies complex combustible dust hazards and provides techniques to mitigate these hazards. Unfortunately, all DHAs are not created equal and serious hazards are often overlooked. This webinar will discuss the minimum requirements for any DHA, the importance of qualified individuals and common overlooked hazards.

This webinar will discuss the minimum requirements any DHA should meet, regardless of the types of varying factors (e.g., process equipment, building compartment configuration, types of combustible dusts, etc.). Some of the most common inadequately identified or missed hazards often seen during DHAs will also be discussed. We'll review the combustible dust hazards documented during several DHAs and OSHA compliance inspections from the viewpoint of a former OSHA Compliance Safety and Health Officer (CSHO). This webinar will also review how OSHA standards relate to the DHA requirements prescribed in NFPA 652 and other NFPA combustible dust standards.

## Speaker

### **Jason Reason, MBA, CIH, CSP, CHMM, Senior Vice President of Safety & Health Services, Consultant-Combustible Dust, Safety & Health, Lewellyn Technology**

Jason is a widely-recognized expert in safety and health, with a special emphasis on combustible dust and industrial hygiene. He serves on a total of six Technical Committees, including serving as the Chair of the NFPA 664 Committee, and is coordinating efforts to reshape combustible dust, safety and health standards. Before joining Lewellyn Technology in 2013, Jason served as a Compliance Safety and Health Officer (CSHO) for Indiana OSHA for 13 years, and his experience there included hundreds of inspections in most industries, as well as training and advising Federal and State OSHA Compliance Officers across the United States. Jason is a national speaker at most safety, health and industry specific conferences including, but not limited to ASSE, NFPA, NSC, and Powder and Bulk Solids. Jason holds a B.S. in Industrial Hygiene from Purdue University and an MBA from the University of Indianapolis. He is a Certified Industrial Hygienist (CIH), Certified Safety Professional (CSP) and Certified Hazardous Materials Manager (CHMM).

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# Webinar: Safegagement - Creating Safe Companies that Raise Engagement, Reduce Accidents & Increase the Bottom Line

written by Lauri Moon | October 29, 2018

Is your company looking to create a safer, more profitable workplace? Then we have one word for you — Safegagement™. Safety + Engagement = Safegagement. Engaged employees make better decisions because they care about the people they work with, the company they work for, and the overall accomplishments of the organization.

Join us on May 10 to learn more on how to engage employees in your company. We will discuss:

- Leading and lagging indicators
- Designing and implementing OSHA-compliant safety incentive programs, and
- Explore outcomes that come from creating a safe workplace through an engaged workforce.

## Speaker

 **Brent Lee, National Account Manager, C.A. Short Company**

Brent has worked with Human Resources Executives & Safety Directors to design, implement, and manage high-impact safety incentive programs for over a dozen years. Brent graduated from North Carolina State University, with a BS in Business Management & Finance, and is a Certified Recognition Professional (CRP) from Recognition Professionals International. In his free time, he loves exploring the great outdoors and spending time with his family.

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