

North Carolina Department of Labor
Division of Occupational Safety and Health
Raleigh, North Carolina

Field Information System

Operational Procedure Notice 124F

Subject: Site Specific Targeting of Inspection Assignments

A. Purpose

This Operational Procedure Notice (OPN) establishes and implements a site specific special emphasis inspection program as authorized by North Carolina General Statute 95-136.1 to target for inspection those employers with a high rate of recordable work related illnesses or injuries. Specifically, those employers with high Lost Workday Injury and Illness Case Rates as reported through the Employer Data System and OSHA Data Initiative and further defined by this OPN, are those which may be targeted for inspection.

B. Scope

This OPN applies to all assignments included in this special emphasis inspection program and is effective until cancelled by the Director.

C. Discussion

OSHNC has elected to adopt the inspection targeting plan established by Federal OSHA Directive CPL 2 "Site Specific Targeting". The plan is based on establishment-specific employer LWDII data obtained through the OSHA Data Initiative. The OSHA Data Initiative (a.k.a. Data Survey or ODI) is a nationwide collection of establishment-specific injury and illness data from employers. OSHNC collects data on certain employers within North Carolina. This targeting program uses data from the Data Initiative and parallel's the Federal OSHA SST program set forth in OSHA's Directive CPL-2 (02-02). The Federal OSHA directive is on file as 02-02 (CPL-2) April 15, 2002.

D. Objectives

This special emphasis inspection program has been initiated to target for inspection, specific work sites where the LWDII is high.

E. Inspection Procedures

1. Procedures and guidelines for inspection, administration of the SST program by OSHNC, and

IMIS data entry are set forth in the OSHA Directive 02-02 (CPL-2) April 15, 2002. Some differences will exist, however. The ODI program administrator will supply the assignments to the East and West Compliance Bureaus. Consequently, sections in the OSHA Directive relating to Supplemental Inspections Lists (para. IX.B.), Cycle Size (para. X.A), and Deletions (para. XI) will not be used by OSHNC. Other provisions of the 02-02 (CPL-2) April 15, 2002 including Appendix B "Compliance Officer Checklist" are to be followed by OSHNC.

2. Inspections conducted under this plan will be comprehensive programmed safety and health inspections as defined by the Compliance Operations Manual and conducted in accordance with the procedures described there and in other guidance documents. Targeted inspections under this inspection program shall receive the highest inspections priority among all other general industry programmed inspections. Programmed Inspections under other OSHNC initiatives including Silica, and Lead in Construction, Long Term Care, Logging and Tree Felling Fatality Reduction, Construction Fatality Reduction and Fatality Site Reinspections carry inspection priority equal to SST inspections. Compliance Bureau management shall determine the appropriate strategy for meeting inspection activity levels in each area of strategic focus. Consultation deferrals shall apply to sites selected for inspection under this OPN.
3. Once an inspection is planned, the Supervisor should insure the development of an intervention strategy to address those safety and health problem areas identified through review of employer specific data included in the ODI and IMIS databases.
4. When a site is targeted for either a safety only or health only inspection and the CSHO determines that both safety and health hazards are present, a joint inspection is preferred but referrals may be considered when a joint inspection is not possible.
5. Inspections under the SST plan may be conducted either as one combined safety and health inspection by a cross-trained compliance officer (as established through specific training or demonstrated ability), or as separate safety and health inspections, or as joint safety and health inspections. Establishments that have received a **comprehensive safety and health inspection** within the previous two years should be deleted from the inspection list.

F. Calculation of LWDII

1. During inspections under this notice, the OSHA 200/300 logs for three previous years (2000, 2001, 2002) will be reviewed. The LWDII rate for all three years will be recalculated and recorded on the OSHA-1 Form. (See OSHA Directive 02-02, CPL-2, April 15, 2002 for additional guidelines).
2. The LWDII rate (calculated by the compliance officer) is to be compared to the LWDII rate

(for the same year) reported by the employer to the OSHA Data Initiative data collection. CPL-2 contains a full discussion of the targeting program upon which this OPN is based. Consult the USDOL OSHA Directive 02-02 (CPL-2) April 15, 2002 for an example of LWDII calculations and additional details. A recalculation will not be performed if, for any reason, the relevant records are not available.

3. Compliance officers shall check OSHA 101/301 Forms, Form 19's (or equivalent), as they deem appropriate to validate the OSHA 200/300 Forms. If records are not available for compliance officers to make this determination, the workplace comprehensive safety and health inspection will proceed and appropriate citations under 29 CFR 1904 shall be considered.
4. If the establishment's recalculated rate for either the ODI survey year (that the SST assignment is based on) or the most recent year is at or above 8.0, proceed with an inspection. If the review confirms a rate less than 8.0 for each year, do a records audit and then recalculate the establishment's LWDII rate. Classify the inspection as a "records only" inspection and exit the facility.
5. If recordkeeping violations are discovered, they shall be cited in accordance with OSHNC policy. A partial walkthrough may be conducted to interview workers in order to confirm and verify the injury and illness experience. Any serious violations that are observed in the vicinity or brought to the attention of the compliance officer shall be investigated and may be cited.

G. Recording and Tracking

1. Recording and tracking of SST inspections will follow OSHA procedures set forth in Directive 02-02 (CPL-2) April 15, 2002. For all SST-Only inspections, the OSHA-1 forms must be marked as "programmed planned" in item 24. For all unprogrammed inspections conducted in conjunction with an SST inspection, the OSHA-1 forms must be marked as "unprogrammed" in item 24 with the appropriate unprogrammed activity identified. For all programmed inspections suchs as NEPs and LEPs conducted in conjunction with an SST inspection, the OSHA-1 forms must be marked as "programmed planned" in item 24. In addition, the "NEP" box is to be checked and the value "**SSTARG02**" recorded in item 25d for all of the above. *(*NOTE: The "SSTARG02" will be used only until a new CPL2 is released to update the National Emphasis Program coding in 25d. Once this occurs, the records will need to be updated to reflect the new code in 25d (which will be "SSTARG03").*
2. In addition, OSHNC will code the OSHA-1 in field 25f (strategic activity) with "SST".
3. Conducting comprehensive inspections at employer sites selected for inspection on the basis of site specific data is a key strategic initiative of OSHNC. In addition, tracking improvement in injury and illness rates at these sites, reinspection of sites where improvements are needed and reporting employer results are an essential part of the SST program set forth in this OPN.

H. Managing the inspection assignment list

1. All sites on a SST Assignment Cycle list must be inspected prior to initiating inspections from subsequent OSHNC SST Assignment Cycle lists.
2. The Planning, Statistics and Information Management Bureau (PSIM) will provide each District Office with an inspection assignment list (SST Assignment Cycle list) of eligible sites generated by a database supplied to OSHNC by Federal OSHA. This database contains all the establishments in the Data Initiative List for the State with LWDII rates at or above the Threshold LWDII as listed in Appendix A.
3. The SST Assignment cycle size (number of assignments on the SST assignment list) will be based on consideration of available resources, competing strategic priorities, geographic range of the office, and the number of employers in the SST database who are above the specified LWDII. Within a list, the establishments may be scheduled and inspected in any order that makes efficient use of available resources. When a list is completed, the District Office may request a new list through their respective Bureau Chief. All of the establishments in a Cycle must either be inspected or removed from the list by the Statistics and Information Management before any establishments on a new list may be inspected.
4. District supervisors along with the Compliance Bureau Chiefs will be responsible for making recommendations regarding sites on a SST Assignment Cycle list that should be skipped or deleted from the current list of SST sites planned for inspection. For example, establishments that have received a recent comprehensive safety and health inspection (See Appendix A) may be skipped (deleted) from the current inspection assignment list/cycle. Notify the PSIM Bureau of sites that should be skipped or deleted and the reason for the requested deletion. All requested changes must be in writing to ODI program manager in PSIM.

K. Administration

The OSHNC SST set forth in this operational procedure notice will be administered through the PSIM Bureau.

Signed on Original
Kevin Beauregard

Signed on Original 4/21/03
John H. Johnson Date

Appendix A

Current Site Specific Targeting Plan Parameters

The following format will be used to confirm management authorization of site selection criteria.

SST Programmed Inspection Plan

This form is to be completed to confirm OSHNC management authorization for inspection site assignment selection criteria. Inspection site assignments are prepared for a time limited cycle and all assignment listings expire on the date provided on this form. Existing SST Assignment Cycle lists may be extended or cancelled by the Director. Such extensions will also be documented using this form.

L. Selection Criteria

Data Initiative Sites with a reported LWDII of greater than or equal to: 14.0 (Threshold LWII) for survey years:

1999
2000
2001

Establishments that have received a comprehensive safety and health inspection within 24 months should be deleted from the inspection list. If an establishment has had only a comprehensive safety (alternatively, health) inspection within 24 months, then only a comprehensive health (alternatively, safety) inspection needs to be done, and the Compliance Officer may make a safety (alternatively, health) referral for any safety (alternatively, health) hazards observed. Inspections planned under SEP/LEP, accident, complaint or referral monitoring or follow-up procedures are not affected by this deferral.

Approximate number of sites available for assignment with LWDII at or above the threshold: 126

The initial OSHNC SST plan targets individual worksites, as identified through the Data Initiative. The OSHNC SST plan initially targets those worksites with a LWDII rate at or above the rate selected for the planning cycle as set forth on this form.

Inspection assignment listings are provided to Compliance Bureau managers by the Planning, Statistics and Information Management Bureau.

Expiration Date

Inspection assignments distributed under this authorization expire on: 12/31/03 (or when new assignments are distributed, whichever is the later date).

Signed on Original
Kevin Beauregard

Signed on Original 4/21/03
John H. Johnson Date