

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Fresno District Office
2550 Mariposa Street, Room 4000
Fresno, CA 93721
Phone: (559) 445-5302 Fax: (559) 445-5786

Inspection #: 1509586
Inspection Dates: 01/12/2021 - 07/20/2021
Issuance Date: 07/20/2021
CSHO ID: W0263
Optional Report #: 030-21



Citation and Notification of Penalty

Company Name: California Department of State Hospitals - Coalinga
Establishment DBA:

and its successors

Inspection Site: 24511 W Jayne Ave
Coalinga, CA 93210

Citation 1 Item 1 Type of Violation: **Regulatory**

T8CCR 342(a) Reporting Work-Connected Fatalities and Serious Injuries.

(a) Every employer shall report immediately by telephone or telegraph to the nearest District Office of the Division of Occupational Safety and Health any serious injury or illness, or death, of an employee occurring in a place of employment or in connection with any employment. Immediately means as soon as practically possible but not longer than 8 hours after the employer knows or with diligent inquiry would have known of the death or serious injury or illness. If the employer can demonstrate that exigent circumstances exist, the time frame for the report may be made no longer than 24 hours after the incident.

Serious injury or illness is defined in section 330(h), Title 8, California Administrative Code.

Prior to and during the course of the investigation including but not limited to on 01/12/2021 the employer failed to immediately report to the Division the serious illnesses of employees who fell ill of COVID-19 that occurred at its workplace or in connection with the employee's work, including the following instances:

Instance 1: Employee was hospitalized as a result of COVID-19 on or about August 14, 2020 and the employer did not report the hospitalization to the Division until August 17, 2020.

Instance 2: Employee was hospitalized as a result of COVID-19 on or about December 9, 2020 and the employer did not report the hospitalization to the Division until December 14, 2020.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

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Establishment DBA:

and its successors

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Coalinga, CA 93210

Citation 1 Item 2 Type of Violation: **Regulatory**

Title 8 CCR Section 5199 Aerosol Transmissible Diseases.

(j) Recordkeeping.

(3) Records of implementation of ATD Plan and/or Biosafety Plan.

(B) Records of exposure incidents shall be retained and made available as employee exposure records in accordance with Section 3204. These records shall include:

1. The date of the exposure incident;
2. The names, and any other employee identifiers used in the workplace, of employees who were included in the exposure evaluation;
3. The disease or pathogen to which employees may have been exposed;
4. The name and job title of the person performing the evaluation;
5. The identity of any local health officer and/or PLHCP consulted;
6. The date of the evaluation; and
7. The date of contact and contact information for any other employer who either notified the employer or was notified by the employer regarding potential employee exposure.

REFERENCE:

Title 8 CCR Section 5199(h)(6)(C). Aerosol Transmissible Diseases.

(h) Medical Services.

(6) Exposure Incidents.

(C) Each employer who becomes aware that his or her employees may have been exposed to an RATD case or suspected case, or to an exposure incident involving an ATP-L shall do all of the following:

1. Within a timeframe that is reasonable for the specific disease, as described in subsection (h)(6)(B), but in no case later than 72 hours following, as applicable, the employer's report to the local health officer or the receipt of notification from another employer or the local health officer, conduct an analysis of the exposure scenario to determine which employees had significant exposures. This analysis shall be conducted by an individual knowledgeable in the mechanisms of exposure to ATPs or ATPs-L, and shall record the names and any other employee identifier used in the workplace of persons who were included in the analysis. The analysis shall also record the basis for any

determination that an employee need not be included in post-exposure follow-up because the employee did not have a significant exposure or because a PLHCP determined that the employee is immune to the infection in accordance with applicable public health guidelines. The exposure analysis shall be made available to the local health officer upon request. The name of the person making the determination, and the identity of any PLHCP or local health officer consulted in making the determination shall be recorded.

Prior to and during the course of the inspection, including, but not limited to 01/12/2021, the employer failed to retain and make available records of exposure incidents containing the required information, in that:

Instance 1: The exposure incident records provided did not include names, and any other employee identifiers used in the workplace, of employees who were included in the exposure evaluation;

Instance 2: The exposure incident records provided did not include the basis for any determination that an employee need not be included in post-exposure follow-up; [ref. [§5199(h)(6)(C)(1).]

Instance 3: The exposure incident records provided did not included the name and job title of the person performing the evaluation;

Instance 4: The exposure incident records provided did not include the identity of any local health officer and/or PLHCP consulted.

**Date By Which Violation Must be Abated:
Proposed Penalty:**

**Corrected During Inspection
\$425.00**

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Citation and Notification of Penalty

Company Name: California Department of State Hospitals - Coalinga

Establishment DBA:

and its successors

Inspection Site: 24511 W Jayne Ave
Coalinga, CA 93210

Citation 2 Item 1 Type of Violation: **Serious**

T8 CCR 5199(d) Aerosol Transmissible Diseases Exposure Control Plan.

(1) The employer shall establish, implement, and maintain an effective, written ATD Exposure Control Plan (Plan) which is specific to the work place or operation(s), and which contains all of the elements in subsection (d)(2).

(2) The Plan shall contain all of the following elements:

(A) The name(s) or title(s) of the person(s) responsible for administering the Plan. This person shall be knowledgeable in infection control principles and practices as they apply to the facility, service or operation.

(B) A list of all job classifications in which employees have occupational exposure.

(C) A list of all high hazard procedures performed in the facility, service or operation, and the job classifications and operations in which employees are exposed to those procedures.

(D) A list of all assignments or tasks requiring personal or respiratory protection.

(E) The methods of implementation of subsections (e), (g), (h), (i) and (j) as they apply to that facility, service or work operation. Specific control measures shall be listed for each operation or work area in which occupational exposure occurs. These measures shall include applicable engineering and work practice controls, cleaning and decontamination procedures, and personal protective equipment and respiratory protection. In establishments where the Plan pertains to laboratory operations, it also shall contain the methods of implementation for subsection (f), unless those operations are included in a Biosafety Plan.

(F) A description of the source control measures to be implemented in the facility, service or operation, and the method of informing people entering the work setting of the source control measures.

(G) The procedures the employer will use to identify, temporarily isolate, and refer or transfer AirID cases or suspected cases to All rooms, areas or facilities. These procedures shall include the methods the employer will use to limit employee exposure to these persons during periods when they are not in airborne infection isolation rooms or areas. These procedures shall also include the methods the employer will use to document medical decisions not to transfer patients in need of All in accordance with subsection (e)(5)(B).

- (H) The procedures the employer will use to provide medical services, including recommended vaccinations and follow-up, as required in subsection (h). This shall include the procedures the employer will use to document the lack of availability of a recommended vaccine.
- (I) The procedures for employees and supervisors to follow in the event of an exposure incident, including how the employer will determine which employees had a significant exposure, in accordance with subsections (h)(6) through (h)(9).
- (J) The procedures the employer will use to evaluate each exposure incident, to determine the cause, and to revise existing procedures to prevent future incidents.
- (K) The procedures the employer will use to communicate with its employees and other employers regarding the suspected or confirmed infectious disease status of persons to whom employees are exposed in the course of their duties, in accordance with subsection (h).
- (L) The procedures the employer will use to communicate with other employers regarding exposure incidents, including procedures for providing or receiving notification to and from health care providers about the disease status of referred or transferred patients, in accordance with subsection (h).
- (M) The procedures the employer will use to ensure that there is an adequate supply of personal protective equipment and other equipment necessary to minimize employee exposure to ATPs, in normal operations and in foreseeable emergencies.
- (N) The procedures the employer will use to provide initial and annual training in accordance with subsection (i) to employees in job categories identified in subsection (d)(2)(B).
- (O) The procedures the employer will use for recordkeeping, in accordance with subsection (j).
- (P) An effective procedure for obtaining the active involvement of employees in reviewing and updating the exposure control plan with respect to the procedures performed in their respective work areas or departments in accordance with subsection (d)(3).
- (Q) Surge procedures. Employers of employees who are designated to provide services in surge conditions, and employers of employees who are designated to provide services to persons who have been contaminated as the result of a release of a biological agent as described in subsection (a)(1)(B), shall include procedures for these activities in the plan. The plan shall include work practices, decontamination facilities, and appropriate personal protective equipment and respiratory protection for such events. The procedures shall include how respiratory and personal protective equipment will be stockpiled, accessed or procured, and how the facility or operation will interact with the local and regional emergency plan.

Prior to and during the course of the inspection, including, but not limited to 01/12/2021, the employer failed to establish and maintain an effective, written ATD Exposure Control Plan (Plan) which is specific to the work place or operation(s), and which contains all of the elements in subsection (d)(2).

Instance 1: The ATD Plan was not specific in identifying all job classifications in which employees have occupational exposure. [§5199(d)(2)(B)]

Instance 2: The ATD Plan was not specific in identifying all high hazard procedures performed in the facility, service or operation, and the job classifications and operations in which employees are exposed to those procedures. [§5199(d)(2)(C)]

Instance 3: The ATD Plan was not specific in identifying all assignments or tasks requiring personal or respiratory protection. [§5199(d)(2)(D)]

Instance 4: The ATD Plan was incomplete, as it referenced other plans for compliance with the requirement to identify methods of implementation of subsections (e), (g), (h), (i) and (j) as they apply to that facility, service or work operation. Specific control measures, including applicable

engineering and work practice controls, cleaning and decontamination procedures, and personal protective equipment and respiratory protection, were not listed for each operation or work area in which occupational exposure occurs. [§5199(d)(2)(E)]

Instance 5: The ATD Plan was incomplete for the procedures the employer will use for employees who provide services in surge conditions that includes work practices, decontamination facilities and appropriate PPE, equipment and respiratory protection.[§5199(d)(2)(Q)]

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$7650.00

Jan Hami
Compliance Officer / District Manager