

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Oakland District Office
1515 Clay Street, Suite 1303
Oakland, CA 94612
Phone: (510) 622-2916 Fax: (510) 622-2908

Inspection #: 1516797
Inspection Dates: 02/26/2021 - 08/03/2021
Issuance Date: 08/05/2021
CSHO ID: C5190
Optional Report #: 025-21



Citation and Notification of Penalty

Company Name: KFC - Taco Bell #142
Establishment DBA:
and its successors
Inspection Site: 6035 Telegraph Avenue
Oakland, CA 94609

Citation 1 Item 1 Type of Violation: General

Title 8 CCR Section 3203 (a): Injury and Illness Prevention Program. Injury and Illness Prevention

(a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:
(3) Include a system for communicating with employees in a form readily understandable by all affected employees on matters relating to occupational safety and health, including provisions designed to encourage employees to inform the employer of hazards at the worksite without fear of reprisal. Substantial compliance with this provision includes meetings, training programs, posting, written communications, a system of anonymous notification by employees about hazards, labor/management safety and health committees, or any other means that ensures communication with employees.

(5) Include a procedure to investigate occupational injury or occupational illness.

Prior to and during the course of inspection, including, but not limited to the month of July 2020, the employer failed to effectively implement and maintain its Injury and Illness Prevention Program (IIPP) in that it did not conduct an effective illness investigation of COVID-19 cases of employees by not identifying exposures and notifying at least one employee that were in close contact with confirmed cases while in the workplace.

Date By Which Violation Must be Abated: **Corrected During Inspection**
Proposed Penalty: **\$435.00**

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Citation 1 Item 2 Type of Violation: General

Title 8 CCR Section 3203 (a): Injury and Illness Prevention Program. Injury and Illness Prevention (a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:

- (7) Provide training and instruction:**
 - (A) When the program is first established;**
Exception: Employers having in place on July 1, 1991, a written Injury and Illness Prevention Program complying with the previously existing Accident Prevention Program in Section 3203.
 - (B) To all new employees;**
 - (C) To all employees given new job assignments for which training has not previously been received;**
 - (D) Whenever new substances, processes, procedures or equipment are introduced to the workplace and represent a new hazard;**
 - (E) Whenever the employer is made aware of a new or previously unrecognized hazard; and,**
 - (F) For supervisors to familiarize themselves with the safety and health hazards to which employees under their immediate direction and control may be exposed.**

Prior to and during the course of inspection, including, but not limited to on February 26, 2021, the employer failed to effectively implement and maintain its Injury and Illness Prevention Program (IIPP) in that it did not provide effective training and instruction to employees on the proper use of approved cleaners and disinfectants used to sanitize surfaces against SARS-CoV-2 (COVID-19).

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$350.00

Wendy Hogle-Lui
Compliance Officer / District Manager