

**State of California**

Department of Industrial Relations  
Division of Occupational Safety and Health  
American Canyon District Office  
3419 Broadway Street Ste H8  
American Canyon, CA 94503  
Phone: (707) 649-3700 Fax: (707) 649-3712

**Inspection #:** 1472724  
**Inspection Dates:** 04/13/2020 - 09/18/2020  
**Issuance Date:** 09/18/2020  
**CSHO ID:** W6628  
**Optional Report #:** 016-20



**Citation and Notification of Penalty**

**Company Name:** Santa Rosa Police Department  
and its successors  
**Inspection Site:** 2755 Mendocino Ave  
Santa Rosa, CA 95404

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

**T8 CCR 342(a). Reporting Work-Connected Fatalities and Serious Injuries.**

**(a) Every employer shall report immediately to 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. The report shall be made by the telephone or through a specified online mechanism established by the Division for this purpose. Until the division has made such a mechanism available, the report may be made by telephone or email.**

The employer, Santa Rosa Police Department, failed to immediately report to the Division the serious illness suffered by several employees who were hospitalized as a result of COVID-19 by telephone, online mechanism, or email.

<b>Date By Which Violation Must be Abated:</b>	<b>Corrected During Inspection</b>
<b>Proposed Penalty:</b>	<b>\$5000.00</b>

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

**T8 CCR 5199(c)(3). Aerosol Transmissible Diseases.**

**(c) Referring Employers. In facilities, services, or operations in which there is occupational exposure and which meet the criteria specified by (a)(3)(A), employers are only required to comply with the following provisions:**

**(3) The employer shall establish, implement, and maintain effective written procedures for the screening and referral of cases and suspected cases of AirlDs to appropriate facilities.**

Prior to and during the course of the inspection including, but not limited to April 13, 2020, the employer failed to ensure its facilities, services, or operations complied with the following provisions when there was occupational exposure to aerosol transmissible diseases or pathogens, including SARS-Cov-2, the virus that causes COVID-19, in that:

As a referring employer, Santa Rosa Police Department failed to effectively implement its screening and referral procedures for persons exhibiting symptoms of infectious aerosol transmissible disease, including COVID-19, during the month of March 2020. [5199(c)(3)]

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

**Corrected During Inspection**  
**\$6750.00**

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**Citation and Notification of Penalty**

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Citation 3 Item 1 Type of Violation: **Serious**

**T8 CCR 5199(c)(5). Aerosol Transmissible Diseases.**

**(c) Referring Employers. In facilities, services, or operations in which there is occupational exposure and which meet the criteria specified by (a)(3)(A), employers are only required to comply with the following provisions:**

**(5) The employer shall establish, implement and maintain effective written procedures to reduce the risk of transmission of aerosol transmissible disease, to the extent feasible, during the period the person requiring referral is in the facility or is in contact with employees. In addition to source control measures, these procedures shall include, to the extent feasible:**

**(A) placement of the person requiring referral in a separate room or area;**

**(B) provision of separate ventilation or filtration in the room or area; and**

**(C) employee use of respiratory protection when entering the room or area in which the person requiring referral is located, if that person is not compliant with source control measures. Respirator use shall meet the requirements of subsection (g) and Section 5144, Respiratory Protection, of these orders.**

**EXCEPTION to subsection (c)(5)(C): Law enforcement or corrections personnel who transport a person requiring referral in a vehicle need not use respiratory protection if all of the following conditions are met:**

**i. A solid partition separates the passenger area from the area where employees are located;**

**ii. The employer implements written procedures that specify the conditions of operation, including the operation of windows and fans;**

**iii. The employer tests (e.g., by the use of smoke tubes) the airflow in a representative vehicle (of the same model, year of manufacture, and partition design) under the specified conditions of operation,**

**and finds that there is no detectable airflow from the passenger compartment to the employee area;**

**iv. The employer records the results of the tests and maintains the results in accordance with subsection (j)(3)(F); and**

**v. The person performing the test is knowledgeable about the assessment of ventilation systems.**

Prior to and during the course of the inspection including, but not limited to April 13, 2020, the employer failed to ensure its facilities, services, or operations complied with the following provisions when there was occupational exposure to aerosol transmissible diseases or pathogens, including SARS-Cov-2, the virus that causes COVID-19, in that:

As a referring employer, Santa Rosa Police Department failed to perform either quantitative or qualitative fit tests for employees required to wear filtering facepiece respirators who may be assigned to tasks with occupational exposure to COVID-19 cases and suspect cases in the workplace, in accordance with the procedures outlined in Appendix A of Section 5144 of these orders. [5199(c)(5), ref. 5199(g)(6)]

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

**September 30, 2020**

**Proposed Penalty:**

**\$13500.00**

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**Citation and Notification of Penalty**

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Citation 4 Item 1 Type of Violation: **Serious**

**T8 CCR 5199(c)(6). Aerosol Transmissible Diseases.**

**(c) Referring Employers. In facilities, services, or operations in which there is occupational exposure and which meet the criteria specified by (a)(3)(A), employers are only required to comply with the following provisions:**

**(6) The employer shall establish a system of medical services for employees which meets the following requirements:**

**(A) The employer shall make available to all health care workers with occupational exposure all vaccinations recommended by the CDPH as listed in Appendix E in accordance with subsection (h). These vaccinations shall be provided by a PLHCP at a reasonable time and place for the employee.**

**(B) The employer shall develop, implement, and maintain effective written procedures for exposure incidents in accordance with subsections (h)(6) through (h)(9).**

**(C) The employer shall establish, implement, and maintain an effective surveillance program for LTBI in accordance with subsections (h)(3) and (h)(4).**

**(D) The employer shall establish, implement, and maintain effective procedures for providing vaccinations against seasonal influenza to all employees with occupational exposure, in accordance with subsection (h)(10).**

Prior to and during the course of the inspection including, but not limited to April 13, 2020, the employer failed to ensure its facilities, services, or operations complied with the following provisions when there was occupational exposure to aerosol transmissible diseases or pathogens, including SARS-Cov-2, the virus that causes COVID-19, in that:

As a referring employer, Santa Rosa Police Department failed to effectively implement its written procedures for exposure incidents in accordance with subsections (h)(6) through (9) in the following instances:

- a. Not all employees with symptoms consistent with COVID-19 were excluded from work during March and April 2020, as recommended by CPDH (California Department of Public Health) and the county health department. [ref. 5199(h)(6)]
- b. Several employees with symptoms consistent with COVID-19 were allowed to return to work without obtaining an opinion regarding precautionary removal from the PLHCP (physician or other licensed health-care professional) or local health officer. [5199(h)(6)(C)]
- c. Employer failed to refer all employees with symptoms of COVID-19 to a PLHCP for evaluation and testing in March and April 2020. [5199(h)(8)]

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

**Corrected During Inspection**  
**\$6750.00**

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Kathy Garner  
District Manager