

State of California

Department of Industrial Relations
 Division of Occupational Safety and Health
 Los Angeles District Office
 320 West 4th Street, Room 820
 Los Angeles, CA 90013
 Phone: (213) 576-7451 Fax: (213) 576-7461

Inspection #: 1481321
Inspection Dates: 06/30/2020 - 02/12/2021
Issuance Date: 03/02/2021
CSHO ID: M7935
Optional Report #: 040-20



Citation and Notification of Penalty

Company Name: Autumn Hills Health Care Center

Establishment DBA:

and its successors

Inspection Site: 430 N. Glendale Avenue
 Glendale, CA 91206

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

California Code of Regulations, Title 8 Section 5199(c)(1)

§5199. 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:

(1) The employer shall designate a person as the administrator who will be responsible for the establishment, implementation and maintenance of effective written infection control procedures to control the risk of transmission of aerosol transmissible diseases. The administrator shall have the authority to perform this function and shall be knowledgeable in infection control principles as they apply specifically to the facility, service or operation. The administrator shall also identify in writing the job categories in which employees have occupational exposure to ATDs. When the administrator is not on site, there shall be a designated person with full authority to act on his or her behalf. The infection control procedures shall include procedures for the cleaning and disinfection of work areas, vehicles, and equipment that may become contaminated with ATPs and pose an infection risk to employees. The written procedures shall be available at the worksite.

Violation

Prior to and during the course of the inspection, including but not limited to on June 30, 2020, the employer's ATD written infection control procedures did not identify in writing the job categories in which employees have occupational exposure to ATDs.

Date By Which Violation Must be Abated:

March 25, 2021

Proposed Penalty:

\$375.00

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**Citation and Notification of Penalty**

Company Name: Autumn Hills Health Care Center

Establishment DBA:

and its successors

Inspection Site: 430 N. Glendale Avenue
Glendale, CA 91206

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

California Code of Regulations, Title 8 Section 5199(c)(5)

§5199. 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.

Violation

Prior to and during the course of the inspection, including but not limited to on June 30, 2020, the employer failed to establish, implement and maintain effective written procedures to reduce the risk of transmission of aerosol transmissible disease, to the extent feasible, during the period a person requiring referral is in the facility or is in contact with employees as specified by §5199(c)(5). Specifically, the employer did not establish, implement and maintain an effective respiratory protection program in accordance with section 5144 of these orders, as follows:

- a. The employer did not establish, implement and maintain an effective written respiratory protection program, meeting the requirements of Section 5144(c) [Ref.5199 (g)(2)].
- b. The employer did not provide a medical evaluation, in accordance with Section 5144 subdivision (e) of these orders, before employees were required to use an N95 respirator [Ref. 5199 (g)(5)].
- c. The employer did not perform respirator fit testing in accordance with Appendix A of Section 5144 of these orders, at the time the employer required employees to wear N95 filtering facepiece respirators. [Ref. 5199 (g)(6)].
- d. The employer did not provide initial training to each employee using a respirator in accordance with section 5144 of these orders and at the time the employer required employees to wear N95 filtering facepiece or other tight-fitting respirators [Ref. 5199 (g)(7)]

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6750.00

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**Citation and Notification of Penalty**

Company Name: Autumn Hills Health Care Center
Establishment DBA:

and its successors

Inspection Site: 430 N. Glendale Avenue
Glendale, CA 91206

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

California Code of Regulations, Title 8 Section 5199(c)(6)

§5199. 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).

EXCEPTION to subsection (c)(6)(D): Seasonal influenza vaccine shall be provided during the period designated by the CDC for administration and need not be provided outside of those periods.

Violation

Prior to and during the course of the inspection, including but not limited to on June 30, 2020, the employer failed to establish a system of medical services for employees as specified by §5199(c)(6) as follows:

The employer did not develop, implement, and maintain effective written procedures for exposure incidents in accordance with subsections (h)(6) through (h)(9).

a. The employer failed to conduct exposure analyses, including the determination of which employees had significant exposures in incidents involving confirmed COVID-19 cases.

[5199(c)(6)(B); Ref 5199 (h)(6)(C)1.]

b. The employer failed to notify employees with significant exposures in a reasonable timeframe, and in any case no longer than 96 hours after becoming aware of the potential exposure, of the date, time and nature of the exposure.[5199(c)(6)(B); 5199 (h)(6)(C)2.]

Date By Which Violation Must be Abated:

March 25, 2021

Proposed Penalty:

\$13500.00

Victor Copelan
Compliance Officer / District Manager