

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 #: 1486079
Inspection Dates: 07/30/2020 - 06/10/2021
Issuance Date: 06/10/2021
CSHO ID: B5240
Optional Report #: 007-21



Citation and Notification of Penalty

Company Name: California Prison Industry Authority
Establishment DBA: PIA
and its successors
Inspection Site: 1600 California Drive
Vacaville, CA 95687

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

California Code of Regulations, Title 8, §14300.40(a). Providing Records to Government Representatives

(a)Basic requirement.

When an authorized government representative asks for the records you keep under the provisions of this article, you must provide within four (4) business hours, access to the original recordkeeping documents requested as well as, if requested, one set of copies free of charge.

Violation

Prior to and during the course of the inspection, including but not limited to May 26, 2021, the employer failed to provide the Cal OSHA Form 300, the records maintained as the Log of Work Related injuries and Illnesses under the provisions of Article 2 Title 8 CCR § 14300, specifically for inmate workers working at the California Medical Facility, within the four hours of the request made on May 26, 2021 and again on May 27, 2021.

Date By Which Violation Must be Abated: July 31, 2021
Proposed Penalty: \$425.00

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

California Code of Regulations, Title 8, §5199(j)(3)(B). 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 T8 CCR 5199(j)(4)(A):

(4) Availability.

(A) The employer shall ensure that all records, other than the employee medical records more specifically dealt with in subsection (j)(4)(C), required to be maintained by this section shall be made available upon request to the Chief and NIOSH and the local health officer for examination and copying.

Violation

Prior to and during the course of the inspection, including but not limited to, on May 26, 2021 the employer failed to maintain records of exposure incidents for those inmate employees when infected with SARS-CoV-2, the virus that causes COVID-19 during the months of December 2020 and January 2021, and failed to make those records available to the Division when requested.

Date By Which Violation Must be Abated:

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Proposed Penalty:

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Citation and Notification of Penalty

Company Name: California Prison Industry Authority
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Citation 1 Item 3 Type of Violation: **General**

California Code of Regulations, Title 8, §5193(c)(1). Bloodborne Pathogens.

(c) Exposure Response, Prevention and Control.

(1) Exposure Control Plan.

(B) The Exposure Control Plan shall be in writing and shall contain at least the following elements:

- 1. The exposure determination required by subsection (c)(3);**
 - 2. The schedule and method of implementation for each of the applicable subsections: (d) Methods of Compliance, (e) HIV, HBV and HCV Research Laboratories and Production Facilities, (f) Hepatitis B Vaccination and Post-exposure Evaluation and Follow-up, (g) Communication of Hazards to Employees, and (h) Recordkeeping, of this standard;**
 - 3. The procedure for the evaluation of circumstances surrounding exposure incidents as required by subsection (f)(3)(A).**
- ...
- 8. An effective procedure for obtaining the active involvement of employees in reviewing and updating the exposure control plan with respect to the procedures performed by employees in their respective work areas or departments.**

Violation

Prior to and during the course of the inspection, including but not limited to, on December 17, 2020, the employer failed to establish and maintain its written Bloodborne Pathogens Program in that it did not include procedures for the implementation of the elements as required in this subsection in the following instances:

INSTANCE 1: The employer did not establish a list of all job classifications and tasks in which employees have occupational exposure to other potentially infectious materials (OPIM). [Title 8 CCR §5193(c)(3)]

INSTANCE 2: The employer did not establish written methods of the implementation and evaluation of work practice controls including but not limited to, the handling of regulated waste, handling of blood or OPIM, cleaning and decontamination of the worksite, hygiene, contaminated laundry, removal of contaminated personal protective equipment. [Title 8 CCR §5193(d)]

INSTANCE 3: The employer did not establish procedures for making available the hepatitis B vaccine and vaccination series to employees, and the evaluation of circumstances surrounding exposure incidents, including post-exposure evaluation and follow-up. [Title 8 CCR §5193(f)]

INSTANCE 4: The employer did not establish an effective procedure for obtaining the active involvement of employees in reviewing and updating the exposure control plan with respect to the procedures performed by employees in their respective work areas or departments. [Title 8 CCR §5193(c)(1)(B)8]

Date By Which Violation Must be Abated:

July 31, 2021

Proposed Penalty:

\$850.00

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Company Name: California Prison Industry Authority
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Citation 2 Item 1 Type of Violation: **Serious**

California Code of Regulations, Title 8, §5199(d)(1). Aerosol Transmissible Diseases.

(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).

Reference T8 §5199(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.

