

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Oakland District Office
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Oakland, CA 94612
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Inspection #: 1504280
Inspection Dates: 12/01/2020 - 06/23/2021
Issuance Date: 06/24/2021
CSHO ID: U1591
Optional Report #:

**Citation and Notification of Penalty**

Company Name: Superior Court of California, County of Alameda
Establishment DBA: East County Hall of Justice
and its successors
Inspection Site: 5151 Gleason Drive
Dublin, CA 94568

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

California Code of Regulations. Title 8 §3205(c)(7)(A). COVID-19 Prevention.

(c) Written COVID-19 Prevention Program. Employers shall establish, implement, and maintain an effective, written COVID-19 Prevention Program, which may be integrated into the employer's Injury and Illness Program required by section 3203, or be maintained in a separate document. The written elements of a COVID-19 Prevention Program shall include:

(7) Face coverings.

(A) Employers shall provide face coverings and ensure they are worn by employees over the nose and mouth when indoors, when outdoors and less than six feet away from another person, and where required by orders from the CDPH or local health department. Employers shall ensure face coverings are clean and undamaged. Face shields are not a replacement for face coverings, although they may be worn together for additional protection. The following are exceptions to the face coverings requirement:

- 1. When an employee is alone in a room.**
- 2. While eating and drinking at the workplace, provided employees are at least six feet apart and outside air supply to the area, if indoors, has been maximized to the extent possible.**
- 3. Employees wearing respiratory protection in accordance with section 5144 or other title 8 safety orders.**
- 4. Employees who cannot wear face coverings due to a medical or mental health condition or disability, or who are hearing-impaired or communicating with a hearing-impaired person.**
- 5. Specific tasks which cannot feasibly be performed with a face covering. This exception is limited to the time period in which such tasks are actually being performed, and the unmasked employee shall**

be at least six feet away from all other persons unless unmasked employees are tested at least twice weekly for COVID-19.

Violation:

Prior to and during the course of the inspection, the employer failed to have implemented an effective COVID-19 Prevention Program, in that it did not ensure that face coverings were worn by employees over the nose and mouth when indoors in courtrooms in the following instances:

Instance 1: On December 1, 2020, the employer did not ensure that all employees in Department 701 wore face coverings over their nose and mouth while in the courtroom. Employees wore face shields and drapes instead of face coverings despite not being exempted due to a medical conditions mental health condition, or disability.

Instance 2: On December 1, 2020, the employer did not ensure that an employee of the Alameda County Sheriff's Office in Department 713 wore a face covering over her nose and mouth while in the courtroom.

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

**Corrected During Inspection
\$5060.00**

Wendy Hogle-Lui
Compliance Officer / District Manager