

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 #: 1511563
Inspection Dates: 12/29/2020 - 06/29/2021
Issuance Date: 06/29/2021
CSHO ID: U1591
Optional Report #:



Citation and Notification of Penalty

Company Name: Littlemac LLC
Establishment DBA: Homeroom
and its successors
Inspection Site: 4007 Webster Street
Oakland, CA 94609

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

California Code of Regulations. Title 8 §3205(c)(5). 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:

- (5) Training and instruction. The employer shall provide effective training and instruction to employees that includes the following:**
 - (A) The employer's COVID-19 policies and procedures to protect employees from COVID-19 hazards.**
 - (B) Information regarding COVID-19-related benefits to which the employee may be entitled under applicable federal, state, or local laws. This includes any benefits available under workers' compensation law, the federal Families First Coronavirus Response Act, Labor Code sections 248.1 and 248.5, Labor Code sections 3212.86 through 3212.88, local governmental requirements, the employer's own leave policies, and leave guaranteed by contract.**
 - (C) The fact that COVID-19 is an infectious disease that can be spread through the air when an infectious person talks or vocalizes, sneezes, coughs, or exhales; that COVID-19 may be transmitted when a person touches a contaminated object and then touches their eyes, nose, or mouth, although that is less common; and that an infectious person may have no symptoms.**
 - (D) Methods of physical distancing of at least six feet and the importance of combining physical distancing with the wearing of face coverings.**
 - (E) The fact that particles containing the virus can travel more than six feet, especially indoors, so physical distancing must be combined with other controls, including face coverings and hand hygiene, to be effective.**
 - (F) The importance of frequent hand washing with soap and water for at least 20 seconds and using hand sanitizer when employees do not have immediate access to a sink or hand washing facility, and that hand sanitizer does not work if the hands are soiled.**
 - (G) Proper use of face coverings and the fact that face coverings are not respiratory protective equipment.**
 - (H) COVID-19 symptoms, and the importance of not coming to work and obtaining a COVID-19 test if the employee has COVID-19 symptoms.**

Violation:

Prior to and during the course of the investigation, including, but not limited to, on December 4, 2020, the employer failed to have implemented its COVID-19 Prevention Program in that it did not provide training and instruction to employees on the elements specified in subsections (c)(5)(A) through (c)(5)(H).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$485.00

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

California Code of Regulations. Title 8 § 3205.1(b). Multiple COVID-19 Infections and COVID-19 Outbreaks.

(b) COVID-19 testing.

(1) The employer shall provide COVID-19 testing to all employees at the exposed workplace except for employees who were not present during the period of an outbreak identified by a local health department or the relevant 14-day period(s) under subsection (a), as applicable. COVID-19 testing shall be provided at no cost to employees during employees' working hours.

(2) COVID-19 testing shall consist of the following:

(A) Immediately upon being covered by this section, all employees in the exposed workplace shall be tested and then tested again one week later. Negative COVID-19 test results of employees with COVID-19 exposure shall not impact the duration of any quarantine period required by, or orders issued by, the local health department.

(B) After the first two COVID-19 tests required by subsection (b)(2)(A), employers shall provide continuous COVID-19 testing of employees who remain at the workplace at least once per week, or more frequently if recommended by the local health department, until this section no longer applies pursuant to subsection (a)(2).

(C) Employers shall provide additional testing when deemed necessary by the Division through the Issuance of Order to Take Special Action, in accordance with title 8, section 332.3.

Violation:

Prior to and during the course of the investigation, including, but not limited to, on December 29, 2020, the employer failed to provide COVID-19 testing to all employees and in accordance with subsection (b)(2) in the exposed workplace, after three COVID-19 cases were identified within a 14-day period.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$0.00

Wendy Hogle-Lui
Compliance Officer / District Manager