

- (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.

Violation:

Prior to and during the course of the inspection, including, but not limited to, on May 4, 2021, the employer failed to establish, implement and maintain an effective written Aerosol Transmissible Disease Exposure Control Plan (Plan) specific to its operations for those employees with occupational exposure to aerosol transmissible disease pathogens and containing all of the following elements:

Instance 1: The Plan did not include 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. [(d)(2)(M)]

Instance 2: The Plan did not include procedures 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). [(d)(2)(P)]

Instance 3: The Plan did not include surge procedures when employees are designated to provide services in surge conditions or when persons who have been contaminated as the result of a release of a biological agent as described in subsection (a)(1)(B). 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. [(d)(2)(Q)]

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2021
\$1060.00

Jose Nevarez / Wendy Hogle-Lui
Compliance Officer / District Manager