

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 #: 1507956
Inspection Dates: 12/28/2020 - 07/01/2021
Issuance Date: 07/02/2021
CSHO ID: N3190
Optional Report #: 010-21



Citation and Notification of Penalty

Company Name: The Permanente Medical Group, Inc
Establishment DBA:

and its successors

Inspection Site: 3553 Whipple Road
 Union City, CA 94587

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

Title 8 CCR § 5199 (j)(3)(G)

(j) Recordkeeping.

(3) Records of implementation of ATD Plan and/or Biosafety Plan.

(G) Records of the respiratory protection program shall be established and maintained in accordance with Section 5144, Respiratory Protection, of these orders. Employers who provide fit-test screening, in accordance with the exception to subsection (g)(6)(B)3 shall retain the screening record for two years.

Reference Title 8 CCR § 5144(m)(2)(A)3. Respiratory Protection

(m) Recordkeeping. This section requires the employer to establish and retain written information regarding medical evaluations, fit testing, and the respirator program. This information will facilitate employee involvement in the respirator program, assist the employer in auditing the adequacy of the program, and provide a record for compliance determinations by OSHA.

(2) Fit testing.

(A) The employer shall establish a record of the qualitative and quantitative fit tests administered to an employee including:

3. Specific make, model, style, and size of respirator tested.

Alleged Violative Description

Prior to and during the course of the inspection, including but not limited to on December 28, 2020 the employer failed to record the specific make, model, style and size of respirator tested on at least one employee's fit test record. {Reference Title 8 CCR § (m)(2)(A)3.}

Date By Which Violation Must be Abated:

July 16, 2021

Proposed Penalty:

\$375.00

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 #: 1507956
Inspection Dates: 12/28/2020 - 07/01/2021
Issuance Date: 07/02/2021
CSHO ID: N3190
Optional Report #: 010-21



Citation and Notification of Penalty

Company Name: The Permanente Medical Group, Inc
Establishment DBA:

and its successors
Inspection Site: 3553 Whipple Road
Union City, CA 94587

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

Title 8 CCR § 14300.29 (b)(3) Forms.
(b) Implementation.

(3) How quickly must each injury or illness be recorded? You must enter each recordable injury or illness on the Cal/OSHA Form 300 and Cal/OSHA 301 Incident Report within seven (7) calendar days of receiving information that a recordable injury or illness has occurred.
14300.29

Alleged Violative Description

Prior to and during the course of the inspection, including but not limited to on December 28, 2020 the employer failed to enter each recordable illness on the Cal/OSHA Form 300 within seven (7) calendar days of receiving information that a recordable injury or illness has occurred.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$375.00

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 #: 1507956
Inspection Dates: 12/28/2020 - 07/01/2021
Issuance Date: 07/02/2021
CSHO ID: N3190
Optional Report #: 010-21



Citation and Notification of Penalty

Company Name: The Permanente Medical Group, Inc
Establishment DBA:

and its successors
Inspection Site: 3553 Whipple Road
Union City, CA 94587

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

Title 8 CCR § 5199(d)(2)(F) Aerosol Transmissible Diseases.

- (d) Aerosol Transmissible Diseases Exposure Control Plan.
- (2) The Plan shall contain all of the following elements:
- (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.

Alleged Violative Condition

Prior to and during the course of the inspection, the employer failed to have established and implemented elements of their Aerosol Transmissible Diseases Exposure Control Plan to ensure source control measures specific to their medical offices, including:

INSTANCE 1) a process for screening employees and for responding to employees with COVID-19 symptoms was effective, in that an employee continued to come into the workplace with symptoms of fatigue starting on or about December 7th, 2020 in the Adult & Family Medicine Building B 3rd floor.

INSTANCE 2) the necessity to wear source control masks in the office, in the hallways and in close proximity of other employees on or about December 7th, 2020 in the Adult & Family Medicine Building B 3rd floor.

Date By Which Violation Must be Abated:	July 19, 2021
Proposed Penalty:	\$13500.00

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 #: 1507956
Inspection Dates: 12/28/2020 - 07/01/2021
Issuance Date: 07/02/2021
CSHO ID: N3190
Optional Report #: 010-21



Citation and Notification of Penalty

Company Name: The Permanente Medical Group, Inc
Establishment DBA: and its successors
Inspection Site: 3553 Whipple Road
Union City, CA 94587

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

Title 8 CCR §5199 (i) (4) Aerosol Transmissible Diseases
(i) Training.

- (4) The training program shall contain at a minimum the following elements:
- (B) A general explanation of ATDs including the signs and symptoms of ATDs that require further medical evaluation.
- (C) An explanation of the modes of transmission of ATPs or ATPs-L and applicable source control procedures.
- (F) An explanation of the use and limitations of methods that will prevent or reduce exposure to ATPs or ATPs-L including appropriate engineering and work practice controls, decontamination and disinfection procedures, and personal and respiratory protective equipment.

Alleged Violative Description

Prior to and during the course of the inspection, including but not limited to, on December 28, 2020, the employer failed to provide effective training and instruction to employees who worked at the Union City Medical office Medical Building B 3rd floor station 3 of the Adult and Family Medicine Department in December 2020 on the following topics required in Title 8 CCR 5199(i)(4)(C) &(D):

INSTANCE 1) The training failed to provide an explanation of the signs and symptoms of ATDs that require further medical evaluation sufficient to ensure employees with COVID-19 symptoms such as fatigue stay away from the work place until being fully evaluated during the COVID-19 pandemic.

INSTANCE 2) The training failed to provide the explanation of all the modes of transmission of COVID-19 an aerosol transmissible disease.

INSTANCE 3) The training failed to provide explanation of the uses and limitations of methods to prevent or reduce exposure to ATPs or ATPs-L including wearing personal source protection and maintaining social distancing while at working indoors and in close proximity to other employees.

Date By Which Violation Must be Abated: July 19, 2021
Proposed Penalty: \$13500.00

Wendy Hogle-Lui
Compliance Officer / District Manager