

# Recyclable Material Merchant Wholesalers

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# Rights and Responsibilities

## Employers Must:

- Follow all relevant OSHA safety and health standards.
- Find and correct safety and health (**hazard recognition**) (**Frequent & Regular Inspections**)
- Inform employees about chemical hazards through training, labels, alarms, color-coded systems, chemical information sheets and other methods. (**New GHS Dec. 1, 2013**)
- Notify OSHA within 8 hours of a workplace fatality or one worker hospitalized, lost of an eye and amputation within 24 hours. New changes as of (**January 1, 2015**). (1-800-321-OSHA [6742]).
- Provide required personal protective equipment at no cost to workers.



## Local and OSHA's Active National & Special Emphasis Program

Local Emphasis Programs (LEPs) are enforcement strategies designed and implemented at the regional office and/or area office levels. These programs are intended to address hazards or industries that pose a particular risk to workers in the office's jurisdiction.

OSHA's Active National & Special Emphasis Program are enforcement strategies designed and implemented at the national level.

Often times, these LEPs will be accompanied by outreach intended to make employers in the area aware of the program as well as the hazards that the programs are designed to reduce or eliminate.

This outreach may be in the form of informational mailings, training at local tradeshow, or speeches at meetings of industry groups or labor organizations.



# Rights and Responsibilities (Continued)

- Post OSHA citations, injury and illness summary data, and the OSHA “Job Safety and Health - It’s The Law” poster in the workplace where workers will see them.
- Not discriminate or retaliate against any worker for using their rights under the law.

# Rights and Responsibilities

## Employees have the right to:

- Working conditions that do not pose a risk of serious harm.
- Receive information and training (in a language workers can understand) about chemical and other hazards, methods to prevent harm, and OSHA standards that apply to their workplace.
- Review records of work-related injuries and illnesses.
- Get copies of test results done to find and measure hazards in the workplace.

# OSHA Standards

- OSHA standards are rules that describe the methods employers are legally required to follow to protect their workers from hazards. Before OSHA can issue a standard, it must go through a very extensive and lengthy process that includes substantial public engagement, notice and comment.
- Construction, General Industry, Maritime, and Agriculture standards protect workers from a wide range of serious hazards. These standards limit the amount of hazardous chemicals workers can be exposed to, require the use of certain safe practices and equipment, and require employers to monitor certain workplace hazards.

# OSHA Standards (Continued)

- Examples of OSHA standards include requirements to provide fall protection, prevent trenching cave-ins, prevent exposure to some infectious diseases, ensure the safety of workers who enter confined spaces, prevent exposure to such harmful substances as asbestos and lead, put guards on machines, provide respirators or other safety equipment, and provide training for certain dangerous jobs.
- Employers must also comply with the General Duty Clause of the OSH Act. This clause requires employers to keep their workplaces free of serious recognized hazards and is generally cited when no specific OSHA standard applies to the hazard.

# Inspections (Continued)

- When an inspector finds violations of OSHA standards or serious hazards, OSHA may issue citations and fines. A citation includes methods an employer may use to fix a problem and the date by when the corrective actions must be completed.
- Employers have the right to contest any part of the citation, including whether a violation actually exists. Workers only have the right to challenge the deadline for when a problem must be resolved. Appeals of citations are heard by the independent Occupational Safety and Health Review Commission.



# Top 10 Most Frequently Cited Standards for Fiscal Year 2014

- [1926.501 - Fall Protection](#)
- [1910.1200 - Hazard Communication](#)
- [1926.451 - Scaffolding](#)
- [1910.134 - Respiratory Protection](#)
- [1910.178 - Powered Industrial Trucks](#)
- [1910.147 - Lockout/Tagout](#)
- [1926.1053 - Ladders](#)
- [1910.305 - Electrical, Wiring Methods](#)
- [1910.212 - Machine Guarding](#)
- [1910.303 - Electrical, General Requirements](#)

# Standard Citations

## Standard Citations Inspections Penalty Description

for Fiscal 2014 (Oct. 1, 2013 to Sept. 30, 2014)

- **NAICS Code: 423930 Recyclable Material Merchant Wholesalers**

—<http://www.osha.gov/>



Standard	Citations	Inspections	Penalty	Description
<a href="#">Total</a>	869	195	\$1,417,398	<i>All Standards cited for Recyclable Material Merchant Wholesalers</i>
<a href="#">19100178</a>	88	63	\$105,459	Powered industrial trucks.
<a href="#">19101200</a>	83	43	\$38,661	Hazard Communication.
<a href="#">19100305</a>	67	39	\$55,664	Wiring methods, components, and equipment for general use.
<a href="#">19100147</a>	61	33	\$229,640	The control of hazardous energy (lockout/tagout).
<a href="#">19101025</a>	47	17	\$81,745	Lead.
<a href="#">19100212</a>	45	38	\$108,691	General requirements for all machines.
<a href="#">19100303</a>	44	33	\$52,485	General requirements.

<a href="#">19100134</a>	39	19	\$12,747	Respiratory Protection.
<a href="#">19100023</a>	36	27	\$77,027	Guarding floor and wall openings and holes.
<a href="#">19100146</a>	31	12	\$227,411	Permit-required confined spaces
<a href="#">19100095</a>	27	13	\$31,667	Occupational noise exposure.
<a href="#">5A0001</a>	27	23	\$71,907	OSH Act General Duty Paragraph
<a href="#">19100157</a>	24	14	\$7,480	Portable fire extinguishers.
<a href="#">19100252</a>	22	10	\$24,200	General requirements.
<a href="#">19100253</a>	22	15	\$19,096	Oxygen-fuel gas welding and cutting.
<a href="#">19100022</a>	18	16	\$21,178	General requirements.
<a href="#">19100132</a>	17	16	\$23,940	General requirements.
<a href="#">19100037</a>	14	13	\$12,625	Maintenance, safeguards, and operational features for exit routes.
<a href="#">19100215</a>	13	8	\$9,885	Abrasive wheel machinery.

<a href="#">19100219</a>	13	11	\$20,550	Mechanical power-transmission apparatus.
<a href="#">19100024</a>	9	8	\$13,268	Fixed industrial stairs.
<a href="#">19101026</a>	9	2	\$9,716	--- No Description Found ---
<a href="#">19100106</a>	8	5	\$7,280	Flammable and combustible liquids.
<a href="#">19100141</a>	8	5	\$18,596	Sanitation.
<a href="#">19100334</a>	8	7	\$3,365	Use of equipment.
<a href="#">19100133</a>	7	7	\$4,720	Eye and face protection.
<a href="#">19100304</a>	7	6	\$6,520	Wiring design and protection.
<a href="#">19100176</a>	6	5	\$18,220	Handling materials - general.
<a href="#">19100101</a>	5	5	\$8,850	Compressed gases (general requirements).
<a href="#">19100036</a>	4	4	\$5,680	Design and construction requirements for exit routes.
<a href="#">19100110</a>	4	4	\$2,730	Storage and handling of liquefied petroleum gases.
<a href="#">19040039</a>	3	3	\$2,700	--- No Description Found ---
<a href="#">19100026</a>	3	3	\$5,648	Portable metal ladders.
<a href="#">19100138</a>	3	3	\$0	Hand Protection.

<a href="#">19100151</a>	3	3	\$1,700	Medical services and first aid.
<a href="#">19100242</a>	3	3	\$2,900	Hand and portable powered tools and equipment, general.
<a href="#">19100254</a>	3	3	\$5,702	Arc welding and cutting.
<a href="#">19101027</a>	3	2	\$0	Cadmium
<a href="#">19030019</a>	2	2	\$800	Abatement verification.
<a href="#">19040029</a>	2	2	\$0	Forms.
<a href="#">19100067</a>	2	1	\$2,784	Vehicle-mounted elevating and rotating work platforms.
<a href="#">19100107</a>	2	1	\$1,224	Spray finishing using flammable and combustible materials.
<a href="#">19100184</a>	2	2	\$2,020	Slings.
<a href="#">19101000</a>	2	1	\$7,000	Air contaminants.
<a href="#">19101018</a>	2	1	\$0	Inorganic arsenic.
<a href="#">19170045</a>	2	1	\$7,000	Cranes and derricks (See also 1917.50).

<a href="#">19040002</a>	1	1	\$400	Partial exemption for establishments in certain industries.
<a href="#">19040004</a>	1	1	\$300	Recording criteria.
<a href="#">19040007</a>	1	1	\$900	General recording criteria.
<a href="#">19040033</a>	1	1	\$0	Retention and updating.
<a href="#">19040040</a>	1	1	\$700	--- No Description Found ---
<a href="#">19100027</a>	1	1	\$2,800	Fixed ladders.
<a href="#">19100029</a>	1	1	\$2,520	Manually propelled mobile ladder stands and scaffolds (towers).
<a href="#">19100109</a>	1	1	\$7,000	Explosives and blasting agents.
<a href="#">19100120</a>	1	1	\$7,000	Hazardous waste operations and emergency response.
<a href="#">19100145</a>	1	1	\$800	Specifications for accident prevention signs and tags.

<a href="#">19100179</a>	1	1	\$612	Overhead and gantry cranes.
<a href="#">19100213</a>	1	1	\$1,785	Woodworking machinery requirements.
<a href="#">19100243</a>	1	1	\$0	Guarding of portable powered tools.
<a href="#">19100307</a>	1	1	\$2,000	Hazardous (classified) locations.
<a href="#">19100332</a>	1	1	\$1,200	Training
<a href="#">19170026</a>	1	1	\$2,000	First aid and lifesaving facilities.
<a href="#">19170050</a>	1	1	\$5,000	Certification of marine terminal material handling devices
<a href="#">19180024</a>	1	1	\$7,000	Fixed and portable ladders.
<a href="#">19260850</a>	1	1	\$4,900	Preparatory operations.



# Help For Employers

## **Compliance Assistance**

- OSHA has Compliance Assistance Specialists throughout the nation who can provide general information about OSHA standards and compliance assistance resources. Contact your local OSHA office for more information.

## **Cooperative Programs**

Challenge Program – This program helps employers and workers improve their safety and health management systems and implement an effective system to prevent fatalities, injuries, and illnesses. OSHA Strategic Partnership Program

(OSPP) – Partnerships are formalized through tailored agreements designed to encourage, assist, and recognize partner efforts to eliminate serious hazards and achieve model workplace safety and health practices. *Voluntary Protection*

Programs (VPP) – The VPP recognize employers and workers in private industry and federal agencies who have implemented effective safety and health management systems and maintain injury and illness rates below national Bureau of Labor Statistics averages for their respective industries.



# Information and Education

## **OSHA Training Institute**

- The OSHA Training Institute (OTI) Education Centers are a national network of nonprofit organizations authorized by OSHA to deliver occupational safety and health training to private sector workers, supervisors, and employers.

## **Information and Publications**

- OSHA has a variety of educational materials and electronic tools available on its website at [www.osha.gov](http://www.osha.gov). OSHA's software programs and eTools walk you through safety and health issues and common problems to find the best solutions for your workplace.

For a listing of free publications, visit OSHA's website at [www.osha.gov](http://www.osha.gov) or call 1-800-321-OSHA (6742).



# Information and Education (Continued)

## QuickTakes

- OSHA's free, twice monthly online newsletter, QuickTakes, offers the latest news about OSHA initiatives and products to assist employers and workers in finding and preventing workplace hazards. To sign up for QuickTakes, visit OSHA's website at [www.osha.gov](http://www.osha.gov) and click on QuickTakes at the top of the page.

# Disclaimer

This information has been developed by an OSHA Compliance Assistance Specialist and is intended to assist employers, workers, and others as they strive to improve workplace health and safety. While we attempt to thoroughly address specific topics [*or hazards*], it is not possible to include discussion of everything necessary to ensure a healthy and safe working environment in a presentation of this nature. Thus, this information must be understood as a tool for addressing workplace hazards, rather than an exhaustive statement of an employer's legal obligations, which are defined by statute, regulations, and standards. Likewise, to the extent that this information references practices or procedures that may enhance health or safety, but which are not required by a statute, regulation, or standard, it cannot, and does not, create additional legal obligations. Finally, over time, OSHA may modify rules and interpretations in light of new technology, information, or circumstances; to keep apprised of such developments, or to review information on a wide range of occupational safety and health topics, you can visit OSHA's website at [www.osha.gov](http://www.osha.gov).

# Thank You!

- OSHA
- Baton Rouge Area Office
- (225) 298-5458
  
- Contact – Compliance Assistance Specialists
  
- Wilfred Hebert or Alex Novas

The image features the OSHA logo prominently in the center. The logo consists of a stylized 'O' with a blue and grey circular design inside, followed by the letters 'S', 'H', and 'A' in a white, serif font with a slight shadow effect. The background is a close-up, slightly blurred view of the American flag, showing the stars and stripes in shades of red, white, and blue.

# OSHA

adds value to business,  
work and life.