

CHASE-WISCONSIN

AGC of Greater Milwaukee, The Wisconsin Safety and Health Consultation Services, and The Occupational Safety and Health Administration Partnership Program

I. PARTNERSHIP BACKGROUND

On February 23, 2001, the Associated General Contractors of Greater Milwaukee (AGC-GM) and the Occupational Safety and Health Administration (OSHA area offices, including Appleton, Eau Claire, Madison and Milwaukee) met to discuss a partnership charter expressing our mutual recognition of the importance of providing a safe and healthful work environment in the construction industry and formalizing the long-standing relationship between our two organizations. To advance this mutual goal, we strongly agreed on the need to develop a working relationship that creates mutual trust and respect for the respective roles of each organization in the construction safety process. It was agreed upon that the Construction Health and Safety Excellence (CHASE) partnership agreement would be the basis for our local agreement.

II. CHASE-WISCONSIN PARTNERSHIP

1. Program Expectations.

This partnership agreement has been negotiated between the AGC-GM, the Wisconsin Safety and Health Consultation Services, and the OSHA Area Offices representing Wisconsin. Owners, Labor and other organizations are encouraged to endorse and participate as signatory partners in the CHASE-WISCONSIN program (Attachment "A-1" Definitions of the Partnership).

- A. Implementation of this program is expected to result in decreased serious injuries, illnesses, and fatalities for participating contractors and the improvement of existing safety and health programs within the State of Wisconsin, primarily AGC member jobsites.
- B. This agreement provides for incentives to construction contractors that voluntarily participate in the program and demonstrate implementation of effective safety and health programs.
- C. This agreement will not in any way affect the employer's or the employees' ability to exercise rights under the OSH Act and OSHA regulations. This Partnership supports employees' rights as guaranteed under the Occupational Safety and Health Act.

2. Specific Goals of the Partnership

- A. To reduce, by 3% annually, the number of injuries, illnesses, and fatalities affecting participant employers, with an emphasis on reducing injuries and fatalities resulting from those hazards that are the four leading causes of death on construction sites (falls, struck-by, caught in/between and electrocutions).
- B. To increase the number of general and specialty contractors who implement effective safety and health programs and to provide effective safety and health training for management, supervisors and employees.
- C. To recognize those contractors with exemplary safety and health programs and effective site-specific safety and health plans.
- D. To promote open lines of communication between OSHA and the AGC-GM in pursuit of safety.

3. Program Implementation

Once a partnership has been established between the *AGC of Greater Milwaukee*, the *Wisconsin Safety and Health Consultation Services*, and the *OSHA Area Offices in Wisconsin*, the *Chapter Partnership Review Committee* (CPRC) or its designated representative will inform members who have successfully completed the application process (Attachment "A-2" Model Letter) and are thus eligible for participation in the Partnership. The chapter will then follow the procedures developed in the Partnership to inform the Wisconsin OSHA Area Directors of the qualified contractors.

4. Eligibility Requirements for the Multi-Step Program: 3-STAR, 4-STAR, and 5-STAR

- A. The CHASE-WISCONSIN Program will be implemented at three levels: 3-STAR, 4-STAR and 5-STAR.
- B. Applications will be submitted and renewed annually. Applications can be submitted at anytime during the year. Eligibility will begin once the *Qualifying Inspection* has been completed and all other requirements have been met. Eligibility status must be renewed on an annual basis. New and renewal applicants will:
 - 1) Complete the two-part CHASE-WISCONSIN application form (see Appendix "B"). The first part of the form (Attachment "B-1") requests data from the summary of the contractor's OSHA Reporting and Recordkeeping logs. The second part of the form (Attachment "B-2") is a self-audit evaluation checklist that requires applicants to answer a series of questions related to their safety program.
 - 2) The CPRC or its designee will administer the self-audit evaluation of the CHASE-WISCONSIN Program. The CPRC, comprised of

representatives from AGC, will approve or reject applications to the CHASE-WISCONSIN Program. OSHA Area Offices will serve in an advisory capacity to the CPRC.

- 3) The CHASE-WISCONSIN Program has three award levels. Entry into the 3-STAR, 4-STAR and 5-STAR Levels will be based on answering "yes" to all of the questions on the self-audit evaluation administered by the CPRC. In order to determine the contractor's level of eligibility, the contractor must provide the CPRC or its designated representative with evidence of conformity with the requirements for each level.
- 4) Once the CHASE-WISCONSIN Program has been established between the AGC, Wisconsin Safety and Health Consultation and the Wisconsin OSHA Area Offices, the CPRC or designated Chapter representative will inform the companies who have successfully completed the application process and are eligible to participate in the partnership program.
- 5) The top level, 5-STAR, will be open to those companies whose achievements in the area of worksite safety are outstanding. Acceptance into the 5-STAR level will require additional validation of safety and health program efficacy through a comprehensive onsite qualifying inspection. The qualifying inspection will be conducted on at least one active job site (the chosen jobsite will be a representation of the applicant's larger projects, i.e., within the top 1/3 by volume or by number of subcontractors) by the CPRC in conjunction with the Wisconsin Safety Consultation Services (WIS-CON), or designated representative(s). If requested by either the Participant or WIS-CON, Wisconsin Health Consultation Services will provide additional inspection(s). Any potential hazards found during a qualifying inspection either by Safety or by Health Services must be corrected prior to the Participant being accepted into the 5-Star Level. Contractors who are accepted into the CHASE-WISCONSIN Program receive incentives from OSHA, as listed in Section 7 of this document.

C. **3-STAR:** Applicants seeking 3-STAR status must meet the following requirements:

- 1) Develop and implement a written safety and health program that addresses those hazards that are the four leading causes of death on construction sites (falls, struck-by, caught in/between and electrocutions);
- 2) Conduct and document weekly employee safety meetings;
- 3) Conduct and document self-audits. Self-audits must be conducted as often as needed to ensure safety on the project, but for the purposes of this partnership, audits must be documented, at least, on a weekly basis. Size of job will dictate more frequent documentation.

D. **4-STAR:** Applicants seeking 4-STAR status must meet the following requirements:

- 1) Implement a comprehensive written safety and health program based on the OSHA 1989 Safety and Health Program Management Guidelines or AGC equivalent.
- 2) Assign a *designated employer representative* to administer the firm's safety and health program and to conduct documented safety and health inspections of ongoing work. Training for this employee will be deemed satisfactory by completing the AGC Basic Safety Management Training Course or an *equivalent curriculum* (Attachment "C")
- 3) Conduct an orientation of all new employees in the safety and health program of the company, and show evidence of effective employee training to recognize and avoid hazards specific to the contractor's work site(s)
- 4) Conduct and document weekly employee safety meetings
- 5) Conduct and document self-audits. Self-audits must be conducted as often as needed to ensure job site safety; for the purposes of this partnership, audits must be documented at least weekly. Size of job will dictate more frequent documentation.
- 6) Show evidence of employee involvement in the safety and health program. A safety committee, comprised of company employees and management, or employee participation in self-audits, site inspections, job hazard analysis, safety and health program reviews, safety training and mishap investigations would be acceptable.
- 7) Develop and maintain a substance abuse program that complies with the terms of all local labor agreements, where applicable.
- 8) Train all *field construction supervisory personnel* (defined as anyone in the field that is authorized to assign or make decisions about the work). All personnel meeting this definition will complete the OSHA 10-hour Course or equivalent. The applicant agrees to secure this training for a minimum of 30% of this group within the first year after application. The balance of this group will complete this requirement before the company can be accepted into the 5-STAR level. Additional training shall be provided for *competent persons* in such areas as Scaffolding, Excavation, Fall Protection, etc. (this additional training will be determined by the type and scope of work the applicant routinely conducts).
- 9) Maintain a total case injury/illness incidence rate that is 10% less overall than the most current Bureau of Labor Statistics national rate for the applicant's Standard Industrial Classification (SIC) Code (To be

inserted at time of partnership approval). The most recent numbers will usually be those from the previous calendar year.

E. **5-STAR:** Applicants seeking 5-STAR Status must meet the following requirements:

- 1) Implement a comprehensive written safety and health program based on the OSHA 1989 Safety and Health Program Management Guidelines or AGC equivalent. Ensure, through inspection, that any written, site-specific, safety and health plan is incorporated by those contractors that have a direct written contract with the applicant. This would include subs of contracted subcontractors but would not include owner-hired contractors or other prime contractors.
- 2) Agree, after achieving 5-STAR status, to serve as mentor in assisting its subcontractors in the development of their own safety program. A 5-STAR participant company will agree to maintain a copy of its subcontractors' safety and health plans. If an applicant already has the most current copy of a subcontractor's program, a new copy for every site will not be needed, unless it is a site-specific program.
- 3) Assign a designated employer representative to administer the firm's safety and health program. This person must have attended the AGC Basic Safety Management Training Course or an equivalent curriculum. In addition, this person must complete the AGC Advanced Safety Management Training Course or equivalent curriculum prior to becoming a 5-STAR level participant or as soon as the class becomes available.
- 4) Ensure *designated site safety personnel* conduct documented safety and health inspections of all work on their project(s). Personnel, through training and experience, must be able to recognize hazards and must have the authority to take prompt corrective action. Training curriculum equivalent to the OSHA 30-Hour Construction Outreach Course will be deemed to be satisfactory
- 5) Train all field construction supervisory personnel (defined as anyone in the field that is authorized to assign or make decisions about the work). All personnel meeting this definition will complete the OSHA 10-hour Course or equivalent. Additional training shall be provided for competent persons in such areas as Scaffolding, Excavation, Fall Protection, etc. (this additional training will be determined by the type and scope of work the applicant routinely conducts).
- 6) Provide evidence of employee involvement in all levels of the safety and health program, such as self-audits, site inspections, job hazard analysis, safety and health program reviews, safety training and mishap investigations. The CPRC will decide if the action being taken will meet this requirement.

- 7) Conduct an orientation of all new employees in the safety and health program of the company and show evidence of effective employee training for recognition and avoidance of hazards specific to the contractor's work sites.
- 8.) Conduct and document weekly employee safety meetings.
- 9) Implement and maintain a substance abuse program that complies with the terms of all local labor agreements where applicable.
- 10) Conduct and document self-audits. Self-audits must be conducted as often as needed to ensure job site safety; for the purposes of this partnership, audits must be documented at least weekly. Size of job will dictate more frequent documentation.
- 11) Implement a *6-foot Fall Protection Policy* for work governed by OSHA Standards for Construction (29 CFR 1926, Subparts L, M, and R). This requirement would be incorporated for the applicant's direct employees only. Subcontractors to the applicant will be encouraged to follow suit.
- 12) Maintain a total case injury/illness incidence rate that is 10% less overall than the most current Bureau of Labor Statistics national rate for the applicant's Standard Industrial Classification (SIC) Code. The most recent numbers will usually be from the previous calendar year.
- 13) Permit a representative of the WIS-CON to conduct a qualifying inspection of one representative worksite. The representative who will conduct this inspection must be experienced in construction safety and will be accompanied by a representative of the CPRC. This inspection must be completed before partnership-approved incentives (see section 7C-1 of this document) can be granted to the 5-STAR Participant. Qualifying inspections will be conducted within a reasonable period of time upon application and per current OSHA policy for *focused inspections* in construction. The chosen job site will be a representation of the applicant's larger projects, i.e., within the top 1/3 by volume or by number of subcontractors.
- 14) Have had no willful violations that became final in the last three years, prior to the company's application date.
- 15) Have had no repeated serious violations which became final in the last three years prior to the company's application date.
- 16) Have had no fatalities or catastrophes within the last three years prior to the company's application date that resulted in serious or willful citations related to the incident.

5. Program Confidentiality.

Information submitted by contractors as part of the application or renewal process, as well as information obtained by virtue of the contractor's application or participation in the program, will be held in strict confidence within the confines of the CHASE-WISCONSIN Partnership Program. OSHA will not maintain this information. The information will be used only to measure the effectiveness of the partnership program. However, in the event of an OSHA inspection, information that is relevant to the investigation and normally is available, such as company safety programs, will be provided to OSHA upon request. However, results of self-audits made by the applicant cannot be used for the purposes of issuing citations.

6. Program Oversight

A. The Director of Safety and Health for the AGC of Greater Milwaukee or designee is responsible for the following program monitoring activities:

- 1) Periodic reviews of participatory firm's activities to ensure compliance with the partnership requirements, including random onsite visits of participant contractor work sites.
- 2) Recommendations to each program participant firm for program improvements.

B. Participants randomly selected from the 5-STAR member list will have the effectiveness of their safety and health programs verified through onsite inspection by OSHA. The number of OSHA onsite *quality assurance (monitoring) inspections* per partnership jurisdiction is a minimum of 5% or one inspection, and a maximum of 10% of participants annually, at the Area Director's discretion. Any OSHA inspection of a 5-STAR Partner can serve as a quality assurance inspection.

7. Incentives.

Upon acceptance of a firm as a partnership participant, the OSHA Area Office will provide certain incentives to the participant. All participants are subject to OSHA inspections except as noted below.

A. 3-STAR Participants:

- 1) Will be given special recognition from OSHA and AGC designating the contractor as a participant in the CHASE-WISCONSIN Program.
- 2) Will not receive citations for other-than-serious violations, provided that the hazards are abated prior to the *Compliance Safety and Health Officer* (CSHO) leaving the site.
- 3) Will receive a 40% reduction in monetary penalty in conjunction with an *Expedited Informal Settlement Agreement (EISA)* where such an agreement is applicable.

B. 4-STAR Participants:

- 1) Will be given special recognition from OSHA and AGC designating the contractor as a participant in the CHASE-WISCONSIN Program.
- 2) Will not receive citations for other-than-serious violations, provided that the hazards are abated prior to the CSHO leaving the site.
- 3) Will be given the maximum good faith and history penalty reductions currently available under OSHA policy.
- 4) Will receive a 40% reduction in monetary penalty in conjunction with an Expedited Informal Settlement Agreement (EISA) where such an agreement is applicable.

C. 5-STAR Participants:

After successful conclusion of a qualifying inspection, 5-STAR participants:

- 1) Will be given special recognition from OSHA and AGC designating the contractor as a participant in the CHASE-WISCONSIN Program.
- 2) May be removed from the University of Tennessee Report construction resources analysis on which that site may appear for the next 12 months provided:
 - a. Participating 5-STAR employers can demonstrate during an OSHA (monitoring) visit that they have safety and health responsibility for their jobsite which includes subcontractors (job site control).
 - b. Participating 5-STAR employers require their subcontractors on site to have implemented written, comprehensive, site specific where necessary, safety and health programs.
- 3) Will receive *unprogrammed inspections* only in response to reports of imminent danger, observed serious hazards, fatalities/catastrophes, and formal complaints. OSHA will use telephone or fax to handle all other complaints except those cases involving serious injuries. When an inspection of a non-formal complaint is deemed necessary, a copy of the complaint will be provided to the participant's Safety Director or other designated representative at the time of inspection.
- 4) Will not be issued citations for other-than-serious violations provided the violations are abated prior to the CSHO leaving the site.
- 5) Will be given the maximum good faith and history penalty reductions currently available under OSHA policy.

- 6) Will not be included in an OSHA inspection of a non-participating multi-employer worksite unless the CSHO documents that there is evidence in plain view that the participant is responsible for any employee exposure to serious hazards such as falls, struck by, caught in/between or electrocution hazards.
- 7) Will be allowed to have the designated employer representative present during an OSHA inspection of its worksite. This person's absence will not preclude the start of an inspection. However, prior to the conclusion of an inspection, the CSHO will meet with the designated employer representative at its request.
- 8) Will receive a 40% reduction in monetary penalty in conjunction with an Expedited Informal Settlement Agreement (EISA) where such an agreement is applicable.

8. Partnership Evaluation.

- A. It is the responsibility of the AGC-GM Safety and Health Director or designated representative to gather required participant data to evaluate the overall success of the program.
- B. The partnership will be evaluated annually by the *Partnership Review Board* to determine whether the annual goal of a 3% reduction in the number of injuries, illnesses and fatalities has been met. The AGC is responsible for collating baseline and annual performance data upon which the partnership will be measured. This aggregated data will be reported to the Partnership Review Board. OSHA area offices will be responsible for reporting said data to their National office in accordance with their own requirements.
- C. Participant aggregate injury/illness incidence rates (total case rates) and fatality rates will be compared with BLS published data to determine whether goals have been met at the chapter and/or national level.
- D. Participant incidence of injuries from the hazards that are the four leading causes of death on construction sites (falls, struck-by, caught in/between, and electrocutions) will be measured and compared against a baseline established in the first year of the partnership.
- E. If all *signatory partners* agree, partnership criteria may be revised annually based on recommendations for continuous improvement.
- F. OSHA agrees to meet, on a quarterly basis throughout the terms of this agreement, to ensure an open line of communication with all partnering contractors.

9. Contractor Termination.

A. A contractor's participation will be terminated by the AGC of Greater Milwaukee (and OSHA will be informed of the termination) if one or more of the following occurs:

- 1) An inspection by the CPRC or OSHA reveals a significant deviation from program criteria;
- 2) The contractor has falsified information on the application or supporting records;
- 3.) The contractor's total case injury/illness incidence rate rises above the criteria set in paragraph 4.D.9. for 4-STAR level participants or paragraph 4.E.12. for 5-STAR level participants; or
- 4) The contractor takes other such actions that may be determined to be grounds for termination by the Partnership Review Board.

B. Prior to final termination of a contractor's status, the following will occur:

- 1) The contractor will be notified in writing of the intent to terminate;
- 2) The notice will include an explanation of the reasons for termination;
- 3) The contractor will have an opportunity to reply to the written notice within a period of thirty (30) days; and
- 4) The contractor will have the right to appear before the Partnership Review Board.

C. The Partnership Review Board will have the authority to reinstate the contractor if it determines that the contractor's experience was unusual and not inconsistent with a sound safety and health program.

D. Any contractor may terminate participation in the program at any time.

10. Term of Partnership.

A. The partnership will have an initial term of three years and may be renewed if all signatory parties concur.

B. Any signatory party to the partnership may withdraw from the agreement at any time after submitting written notification of intent to the Partnership Review Board.

PARTNERSHIP DEFINITIONS

AGC of Greater Milwaukee (AGC-GM) – the Associated General Contractors of Greater Milwaukee’s corporate level members including general contractor members and construction manager’s members.

Chapter Partnership Review Committee- a group consisting of the AGC-GM Safety Director and up to two corporate level member representatives chosen by the Safety Director. This Committee is responsible for evaluating applicant information including performing qualifying inspections in conjunction with WIS-CON.

Competent Persons- one who is capable of identifying existing and predictable hazards in the surroundings or working conditions which are unsanitary, hazardous, or dangerous to employees, and who has authorization to take prompt corrective measures to eliminate them.

Compliance Safety and Health Officer (CSHO) - OSHA field inspector responsible for enforcing the OSH Act through inspections and other employee/employer contact. The CSHO assists in ensuring that hazards are identified and abated to protect workers.

Controlling Contractor - an employer who has general supervisory authority over the worksite, including the power to correct safety and health violations itself or require others to correct them. Control can be established by contract or, in the absence of explicit contractual provisions, by the exercise of control in practice.

Designated Employer Representative - the person who has the overall responsibility, by company policy, for administering the employer’s safety program. This is usually the person referred to as the Safety Director and normally works out of the main office.

Designated Safety Personnel - person(s) who have the responsibility for administering the employer’s safety program on the job site. This person could be the same as the *Designated Employer Representative* but is more likely to be the field supervisor.

Equivalent Curriculum - curriculum of training programs that are listed in Appendix C of this agreement. The Partners of this agreement do not wish to limit employers to any one training program. Thus it will be determined by the developers of this agreement as to whether particular training programs meet these criteria.

Expedited Informal Settlement Agreement (EISA) - an agreement that is offered upon the issuance of a citation(s) by the OSHA office. It is used only when the dollar amount of the proposed penalties is in dispute.

Field Construction Supervisory Personnel - those employees who are responsible for assigning work. This designation can include, but is not limited to, superintendents, supervisors, foremen, and sub-foremen. The fact that an employee is not paid as such does not preclude them from being supervisory personnel.

Focused Inspections - a type of inspection performed by compliance officers in which only hazards pertaining to the four major areas where fatalities occur on the construction jobsite are reviewed. These four areas include falls, electrocutions, struck-by accidents, and caught in/between accidents. Focused Inspections are performed only when the guidelines of OSHA Interpretation "*Guidance to Compliance Officers for Focused Inspections in the Construction Industry*" dated August 22, 1994, are followed.

OSHA Area Offices - offices located in Milwaukee, Madison, Appleton, and Eau Claire, Wisconsin and their jurisdiction.

Partnership Review Board - a board consisting of a representative of OSHA, a representative of the Wisconsin Safety Consultation Services, a representative of the AGC of Greater Milwaukee safety department, and one representative from the partnering companies. The responsibilities of this Review Board are to review the current partnership and make recommendations for improvement, review actions taken by partnering entities, and make decisions relating to disciplinary action for entities not complying with the terms of the partnership.

Programmed Inspection - inspections of worksites which have been scheduled based upon objective or neutral selection criteria. The worksites are selected according to national scheduling plans for safety and for health or special emphasis programs.

Qualifying Inspection - an inspection that takes place on a 5-STAR applicant's job site as part of the partnership process. This inspection is conducted by the Chapter Partnership Review Committee and the Wisconsin Safety Consultation Services on a representative applicant job site. Upon a successful inspection, and assuming all other criteria have been met, the participant will receive the incentives described in section 7.C of the Partnership Agreement.

Quality Assurance Inspections - an inspection performed by OSHA on a 5-STAR participant job site. Any inspection performed by OSHA during the year on any participant site will count toward the percentages required under the agreement.

Signatory Partners - a group consisting of a representative of the AGC of Greater Milwaukee, and a representative of OSHA. This group's responsibility is to consider the recommendations of the *Partnership Review Board* and make the necessary changes to the partnership.

6-Foot Fall Protection Policy - a company policy that requires employees performing work on scaffolding, steel erection, or any other walking/working surface (excluding ladders and stairs) 6 feet or more above a lower level be supplied *with* and use fall protection. Note that this company policy requires performance over and above that which is required by OSHA standards for construction.

Unprogrammed Inspections - inspections scheduled in response to alleged hazardous working conditions that have been identified at a specific worksite. Unprogrammed inspections respond to reports of imminent dangers, observed serious hazards, fatalities/catastrophes, and formal complaints.

MODEL LETTER

ACKNOWLEDGING RECEIPT OF AN APPLICATION FOR FUTURE PARTICIPATION IN THE CHASE - WISCONSIN PROGRAM

Dear (Applicant-Name)

The purpose of this letter is to acknowledge receipt of your application for future participation in the Construction Health and Safety Excellence (CHASE- WISCONSIN) Program. This Program is a Partnership between the Occupational Safety and Health Administration of the United States Department of Labor (OSHA), the Wisconsin Safety and Health Consultation Services (WIS-CON), and the Associated General Contractors of Greater Milwaukee (AGC-GM). The AGCGM supports the goals and objectives of this Partnership and therefore welcomes your interest in the Program.

The Chapter Partnership Review Committee (CPRC) will use the eligibility requirements found

in the CHASE program agreement to evaluate your company's safety program.

Please understand that the CPRC will perform this evaluation solely to determine:

- Whether your company is eligible to participate in the program, and if so,
- The status level that would be appropriate to assign your firm.

Our evaluation is not intended to be, and should not be considered, a determination that your company's safety program does or does not meet any applicable legal standards, such as:

- ~ Federal safety or health statutes or regulations; or
- Any state or local statutes or regulations that also address occupational safety or health.

In addition, the committee will not attempt to determine whether your company is exercising a "reasonable standard of care" or whether its safety program ensures a "safe and healthful working environment" for either your own or any other company's employees. The CPRC disclaims, and does not undertake, any liability or other responsibility for any claim that may arise out of your company's performance of its obligations either to its employees or to others.

Please understand that by submitting an application for the CHASE-WISCONSIN program, your company acknowledges and accepts the limited scope and purpose of the evaluation that the CPRC will perform.

Thank you again for submitting an application. Please do not hesitate to call if you have

any questions.

Sincerely,

(Committee Representative Name and Title)

CHASE-WISCONSIN
Chapter Partnership Review Committee

CHASE – WISCONSIN

Attachment B-1

PARTNERSHIP - APPLICATION

Directions: Please answer the questions below based on the work your company performs in the area covered by the (4) Wisconsin OSHA Offices.

COMPANY INFORMATION

COMPANY: _____

ADDRESS: _____

PHONE: _____ FAX: _____

CONTACT PERSON: _____

CONSTRUCTION SIC CODE: _____

TRADES EMPLOYED: _____

AVERAGE NUMBER OF EMPLOYEES: _____

AVERAGE NUMBER OF SUPERVISORS _____

AVERAGE NUMBER OF ANNUAL WORK HOURS: _____

SAFETY INFORMATION

DOES YOUR COMPANY CURRENTLY HAVE A COMPREHENSIVE SAFETY & HEALTH PROGRAM? YES NO

DOES YOUR COMPANY PERFORM DRUG TESTING?

POSTOFFER / PRE-EMPLOYMENT

RANDOM

POST ACCIDENT

FOR PROBABLE CAUSE

DOES YOUR COMPANY HAVE A SAFETY DEPARTMENT? YES NO

DO YOU BUDGET FOR SAFETY YES NO

OF FULL-TIME SAFETY EMPLOYEES _____

SAFETY DIRECTOR IS _____

OSHA INSPECTION INFORMATION

DATE OF LAST OSHA INSPECTION _____

DATE OF ANY WILLFUL OSHA VIOLATION, IN THE LAST THREE YEARS, FROM ANY WISCONSIN OSHA OFFICE _____

DATE OF ANY REPEAT SERIOUS VIOLATION, IN THE LAST THREE YEARS, FROM ANY WISCONSIN OSHA OFFICE _____

DATE OF ANY FATALITIES OR CATASTROPHES, WITHIN THE LAST THREE YEARS, THAT RESULTED IN SERIOUS OR WILLFUL CITATIONS RELATED TO THE INCIDENT FROM ANY WISCONSIN OSHA OFFICE _____

WHAT IS YOUR COMPANY'S TOTAL CASE INJURY / ILLNESS INCIDENCE RATE?

COMPANY STATISTICAL INFORMATION

FOR THE PAST REPORTING YEAR, PLEASE PROVIDE THE FOLLOWING INFORMATION:

EXPERIENCE MODIFICATION RATE: _____

FREQUENCY RATE: _____

NUMBER OF LOST WORK DAYS: _____

NUMBER OF FATALITIES: _____

NUMBER OF RESTRICTED WORKDAYS: _____

NUMBER OF MEDICAL ONLY CASES: _____

I HEREBY CERTIFY THAT ALL INFORMATION IS ACCURATE.

SIGNATURE OF COMPANY CONTACT

DATE

CHASE – WISCONSIN
PARTNERSHIP CHECKLIST

Attachment B-2

Since there are three different levels to the Partnership Agreement, please answer only those questions that pertain to the level that your company will be applying for.

3-Star Level

- 1) Contractor has developed and implemented a written safety and health program that addresses those hazards that are the four leading causes of death on construction sites (falls, struck-by, caught in / between, and electrocutions).

Yes _____ No _____

- 2) Contractor conducts and documents weekly employee safety meetings.

Yes _____ No _____

- 3) Contractor conducts and documents self-audits of the company's job sites as often as needed but at least weekly.

Yes _____ No _____

If the applicant has answered “no” to any of the questions listed above, then the applicant is not eligible to become a Partnership Participant at the 3-Star level.

If the applicant has answered “yes” to all of the questions, and his answers are substantiated with documentation, then the applicant is eligible to become a Partnership Participant at the 3-Star level for one year.

4-Star Level

- 1) Contractor has implemented a comprehensive safety and health program based on OSHA 1989 Guidelines or AGC equivalent.

Yes _____ No _____

- 2) Contractor has appointed a designated employer representative who has been assigned the task of administering the company's program and to conduct inspections. The company's designated employer representative has completed training in the AGC's Basic Safety Manager's Training Course, the OSHA 30-Hour Course, or some equivalent training that has been deemed acceptable under Appendix B of the Partnership Agreement.

Yes _____ No _____

- 3) Contractor conducts orientation for all new employees and can show evidence of effective employee training of current employees.

Yes _____ No _____

- 4) Contractor conducts and documents weekly employee safety meetings.

Yes _____ No _____

- 5) Contractor conducts and documents self-audits of the company's job sites as often as needed but at least weekly.

Yes _____ No _____

- 6) Contractor has shown evidence of employee involvement in the program. (Acceptable proof of this includes the existence of a "Safety Committee" or participation by employees in site audits.)

Yes _____ No _____

- 7) Contractor has developed and maintains a substance abuse program in compliance with all union contract requirements (where applicable).

Yes _____ No _____

- 8) Contractor has trained a minimum of 30% of their field construction supervisory personnel in the OSHA 10-Hour Course for Construction (or equivalent). In addition, competent person training has been completed on field personnel where applicable.

Yes _____ No _____

- 9) Contractor has maintained a total case injury/illness incidence rate that is 10% less than contractors in the same SIC code.

Yes _____ No _____

If the applicant has answered “no” to any of the questions listed above, then the applicant is not eligible to become a Partnership Participant at the 4-Star level.

If the applicant has answered “yes” to all of the questions, and his answers are substantiated with documentation, then the applicant is eligible to become a Partnership Participant at the 4-Star level for one year.

5-Star Level

- 1) Contractor has implemented a comprehensive safety and health program based on OSHA 1989 Guidelines or AGC equivalent. Contractor ensures, via the inspection process, that subcontractors under their direct control are implementing their own safety and health programs. Contractor ensures that the above requirements apply to subs of subcontractors as well.

Yes _____ No _____

- 2) Contractor is prepared to “mentor” subcontractors by assisting them with their own safety and health programs. Contractor maintains a current copy of subcontractor programs.

Yes _____ No _____

- 3) Contractor has appointed a designated employer representative who has been assigned the task of administering the company’s program and to conduct inspections. The company’s designated employer representative has completed training in the AGC’s Basic Safety Manager’s Training Course, the OSHA 30-Hour Course, or some equivalent training that has been deemed acceptable under Appendix B of the Partnership Agreement. In addition, it is agreed that this individual will complete the AGC Advanced Safety Management Training Course or an equivalent curriculum per Appendix B of this Agreement.

Yes _____ No _____

- 4) Contractor ensures the company’s designated site safety personnel conducts and documents safety and health inspections of all company work sites. This individual(s) has responsibilities commensurate with OSHA’s definition of a competent person and has completed training in the AGC’s Basic Safety Manager’s Training Course, the OSHA 30-Hour Course, or some equivalent training that has been deemed acceptable under Appendix B of the Partnership Agreement.

Yes _____ No _____

- 5) Contractor has trained all of their field construction supervisory personnel in the OSHA 10-Hour Course for Construction (or equivalent). In addition, competent person training has been completed on field personnel where applicable.

Yes _____ No _____

- 6) Contractor has shown evidence of employee involvement in the program. (Acceptable proof of this includes the existence of a “Safety Committee” or participation by employees in site audits.)

Yes _____ No _____

- 7) Contractor conducts orientation for all new employees and can show evidence of effective employee training of current employees.
- Yes _____ No _____
- 8) Contractor conducts and documents weekly employee safety meetings.
- Yes _____ No _____
- 9) Contractor has developed and maintains a substance abuse program in compliance with all union contract requirements (where applicable).
- Yes _____ No _____
- 10) Contractor conducts and documents self-audits of the company's job sites as often as needed but at least weekly.
- Yes _____ No _____
- 11) Contractor has implemented a "6-Foot Fall Protection Policy" for their direct employees covering work governed by OSHA's Subparts L, M, and R. Contractor agrees to encourage all subcontractors to develop a similar policy within their own work force.
- Yes _____ No _____
- 12) Contractor has maintained a total case injury/illness incidence rate that is 10% less than contractors in the same SIC code.
- Yes _____ No _____
- 13) Contractor has completed a qualifying inspection with the CPRC and WIS-CON.
- Yes _____ No _____

14) Contractor has no “willful” violations that have become “Final” within the previous three years of application.

Yes _____ No _____

15) Contractor has no “repeated, serious” violations that have become “Final” within the previous three years of application.

Yes _____ No _____

16) Contractor has no fatalities or catastrophes that resulted in serious or willful citations within the previous three years of application.

Yes _____ No _____

If the applicant has answered “no” to any of the questions listed above, then the applicant is not eligible to become a Partnership Participant at the 5-Star level.

If the applicant has answered “yes” to all of the questions, and his answers are substantiated with documentation, then the applicant is eligible to become a Partnership Participant at the 5-Star level for one year.

Evaluation Comments:

Written Program meets CHASE requirements:

Comments:

*It is recommended that participation in the CHASE at the **3-STAR / 4-STAR / 5-STAR (Circle one) Level** be approved.*

For 3-STAR, and 4-STAR Level applicants

The below listed representative(s) of the CPRC have conducted a review of the applicant's program(s) and have concluded that this applicant meets all criteria listed in the applicable subsection of Section 4 of the Partnership document.

For 5-STAR Level applicants only

In addition, the below listed representatives of the partners have conducted a qualifying inspection of at least one representative jobsite and have concluded that this applicant meets all criteria listed in Section 4. E. of the Partnership document.

Officer/Owner of Company (signature)

Date

(Typed name of Officer/Owner)

Name of Company

Representative of the CPRC

Date

Reviewed and Acknowledged by WIS-CON

Date

Acknowledged by OSHA Area Director

Date

EQUIVALENT CURRICULUMS

Attachment C

The following categories are designed to explain what type of training would be acceptable, under the Partnership, to qualify for the education level required for the various personnel.

When the Agreement requires one of the following, any of the other types of training in the same category would also be deemed acceptable.

Category 1

Competent Person Training – training needed to understand the hazards and requirements specific to the particular work being performed by the competent person.

OR

Company Training – training provided by the employer that is equal to or better than the above-mentioned training. Company training curriculum must be reviewed and accepted by the CPRC to satisfy this requirement.

Category 2

OSHA 10-Hour Training for Construction – a training course designed by the Agency to provide construction workers education and knowledge pertaining to the OSHA standards that govern their work. Training is a minimum of 10 hours in length and must be taught by an OSHA certified trainer or their designee.

OR

Company Training – training provided by the employer that is equal to or better than the above-mentioned training. Company training curriculum must be reviewed and accepted by the CPRC to satisfy this requirement.

Category 3

OSHA 30-Hour Training for Construction – a training course designed by the Agency to provide construction workers education and knowledge pertaining to the OSHA standards that govern their work. Training is a minimum of 30 hours in length and must be taught by an OSHA certified trainer or their designee.

OR

AGC's Basic Safety Management Training Course – a training course offered by the AGC of America that provides instruction in the basic skills needed to manage a safety program within a company. Included in this training is an in-depth review of the OSHA standards for Construction. Training is approximately of 40 hours in length.

OR

Company Training – training provided by the employer that is equal to or better than the above-mentioned training. Company training curriculum must be reviewed and accepted by the CPRC to satisfy this requirement.

Category 4

AGC's Advanced Safety Management Training Course – a training course offered by the AGC of America that provides instruction in the managerial skills needed to run a safety program within a company. Included in this training is an in-depth review of the OSHA standards for Construction. Training is approximately of 40 hours in length.

OR

Company Training – training provided by the employer that is equal to or better than the above-mentioned training. Company training curriculum must be reviewed and accepted by the CPRC to satisfy this requirement.