

**Appendix A**  
**Minnesota State Plan**  
**FY 2010 Enhanced FAME Follow-up Report Prepared by Region V**  
**Summary of New and Continuing Findings and Recommendations**

Rec #	Findings	Recommendations	Related FY 09 Rec #
<b>10-1</b>	18% of non-formal complaint responses [from employers] were classified as ‘accurate’ without sufficient information provided by the employer to show that abatement of the alleged hazard has occurred or that no hazard existed.	Ensure that an adequate response to a non-formal complaint is received by MNOSHA in which the employer provides sufficient information to show abatement of the alleged hazard has occurred or the lack of any hazard.	<b>09-01</b>
<b>10-2</b>	For fatality investigations, the form OSHA-170 (Accident Investigation Summary) was not filled out in adequate detail.	Ensure that the OSHA-170 narrative contains enough detail to provide a third party reader of the narrative with a mental picture of the fatal incident and the factual circumstances surrounding the event.	<b>09-02</b>
<b>10-3</b>	Non-serious (other-than-serious) violations are classified as situations where an accident or exposure, resulting from a violation of a standard, would normally cause only minor injury or illness requiring one-time-only first aid treatment and subsequent observation. Recordable injury or illness is not a criterion in determining if a violation is classified as serious or not.	Ensure the determination for violation classification as “non-serious” is not more restrictive than that used by federal OSHA for “other-than-serious.” <i>This recommendation has been modified to clarify OSHA’s original intent.</i>	<b>09-04</b>
<b>10-04</b>	In 41% of the cases reviewed, penalty reduction recommendations for good faith credit were applied at levels higher than warranted.	Ensure good faith credit is applied and documented appropriately in the case files.	<b>09-05</b>
<b>10-05</b>	Of the 57 cases reviewed, abatement documentation for corrective action following inspections was not requested by MNOSHA in any circumstance.	Ensure, when required, that documented proof of abatement is received.	<b>09-06</b>
<b>10-06</b>	In 31% of the 13 fatality inspection files and in 21% of the 25 files reviewed where serious hazards [violations] were identified and the abatement was classified as “Corrected During Inspection (CDI), No Abatement Documentation Required,” the specific information outlining the corrective action observed by the Compliance Officer was not documented appropriately in the case file.	Ensure that “Corrected During Inspection (CDI), No Abatement Documentation Required” is being applied appropriately, and the specific information outlining the corrective action observed by the Compliance Officer is documented in the case file.	<b>09-07</b>
<b>10-07</b>	Petition for Modification of Abatement (PMA) requests are granted without employers providing all the required information in the requests.	Ensure that PMA requests contain all the required information before accepting the requests and extending the abatement dates.	<b>09-08</b>