

**STATE OSHA ANNUAL REPORT (SOAR) 2010**

**NEW JERSEY**

**New Jersey Department of Labor and Workforce Development  
Labor Standards and Safety Enforcement  
Division of Public Safety and Occupational Safety and Health  
Office of Public Employees Occupational Safety and Health**

*In partnership with the*

**New Jersey Department of Health and Senior Services  
Public Health Services Branch  
Division of Epidemiology, Environmental and Occupational Health  
Consumer, Environmental and Occupational Health Service  
Public Employees Occupational Safety and Health Program**

**November 2010**

## **INTRODUCTION**

The purpose of the New Jersey Public Employees Occupational Safety and Health (PEOSH) Act, N.J.S.A. 34:6A-et seq., is to ensure that all New Jersey public employees are provided with a safe and healthful work environment, free from recognized hazards. In New Jersey, the Federal Occupational Safety and Health Administration (OSHA) responds to private sector safety and health concerns and has no jurisdiction over public employees' safety and health matters.

Major provisions of the PEOSH Act include the promotion of occupational safety and health; the adoption of federal OSHA standards, (29 CFR 1910) General Industry Standards, (29 CFR 1926) Construction Standards, and (29 CFR 1928) Agricultural Standards Shipyard standards (29CFR 1915); Marine Terminal standards (29CFR 1917); Long shoring Standards (29CFR 1918); Standards for workshops/rehabilitation facilities (29CFR 1924); and the promulgation of standards in the absence of federal standards or if existing standards are not strict enough; employee rights to request an inspection; and employer responsibilities.

The employer has an obligation to provide employees with a workplace free from recognized hazards which may cause serious injury, physical harm or death to employees; and comply with occupational safety and health standards adopted under the Act.

An employee, group of employees, or employee representative has the right to request an inspection of a public facility by notifying, in writing, the appropriate agency charged with investigating safety or health concerns; remain anonymous to the employer after signing the complaint; be present during the inspection; and be protected from disciplinary action as a result of filing a complaint.

Two state agencies are responsible for implementing the PEOSH Act. The New Jersey Department of Labor and Workforce Development (NJDLWD) is the lead agency responsible for administering and enforcing the law throughout the State. In addition, the NJDLWD responds to complaints, conducts seminars and distributes information regarding safety hazards. The New Jersey Department of Health and Senior Services (NJDHSS) responds to complaints, conduct seminars, and distributes information regarding health hazards.

## New Jersey PEOSH Response to 2009 FAME Recommendations

NJPEOSH Response to the 2009 EFAME has been submitted separately.

### MANDATED ACTIVITIES

	GOAL		ACTUAL	
	SAFETY	HEALTH	SAFETY	HEALTH
ENFORCEMENT INSPECTIONS	1100	280	1099	236
CONSULTATION VISITS	50	70	14	120
TRAINING PROGRAM	100	50	139	65
OUTREACH PARTICIPANTS	8,870	4,400	1,776	2869

### ENFORCEMENT INSPECTIONS

	PROGRAMED	COMPLAINT	REFERRAL	FATALITY	MONITORING	FOLLOW-UP	TOTAL
SAFETY	534	75		10		480	1,099
HEALTH	57	92	7	1	26	53	236
TOTAL	591	167	7	11	26	533	1,335

### CONSULTATIONS

	INITIAL	FOLLOW-UP	TRAINING & ASSISTANCE	TOTAL
SAFETY	14			14
HEALTH	64	44	12	120
TOTAL	78	44	12	134

The State of New Jersey required its employees to take self-directed furlough days in FFY 2010. NJDHSS PEOSH staff (11 employees) took a combined 81 self-directed furlough days and NJLWD PEOSH staff (13 employees) took a combined 65 self-directed furlough days. The mandated furlough days had an impact on NJ PEOSH's ability to meet some of its goals.

**Below are highlights from the most recently available injury/illness data for the public sector in New Jersey**

**Incidence rates <sup>1</sup> of nonfatal occupational injuries and illnesses by selected industries, 2005 - 2009**

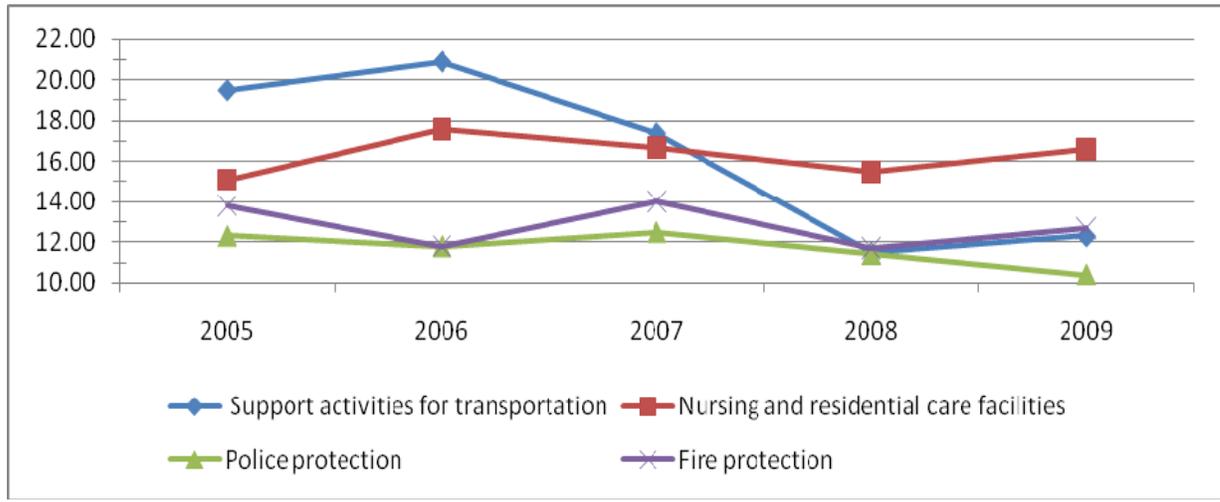
**New Jersey**

<b>Industry</b>	<b>NAICS code</b>	<b>2009 Total recordable cases</b>	<b>2008 Total recordable cases</b>	<b>2007 Total recordable cases</b>	<b>2006 Total recordable cases</b>	<b>2005 Total recordable cases</b>
<b>All industries including state and local government</b>		3.8	3.7	4.0	4.1	4.4
<b>Private industry</b>		3.3	3.2	3.5	3.6	3.8
<b>State and local government</b>		7.0	7.3	7.7	7.6	8.1
<b>State government</b>		6.0	6.5	6.6	6.9	7.5
Nursing Homes/Residential Care	623	16.6	15.5	16.7	17.6	15.1
Support activities for transportation	488	12.3	11.5	17.4	20.9	19.5
Correctional institutions	92214	9.0	10.0	9.8	10.6	13.3
<b>Local government</b>		7.4	7.7	8.2	7.8	8.4
<b>Public administration</b>	92	9.2	9.6	10.3	10.2	10.6
Police protection	92212	10.4	11.4	12.5	11.8	12.3
Correctional institutions	92214	11.6	14.6	13.5	13.9	12.0
Fire protection	92216	12.7	11.7	14.0	11.8	13.8

Incidence rates represent the number of injuries and illnesses per 100 full-time workers and were calculated as:  $(N/EH) \times 200,000$  where:

N = number of injuries and illnesses  
 EH = total hours worked by all employees during

**2005-2009 Non-Fatal Occupational Injury and Illness Incident Rates for Industry Sectors Covered by PEOSH 5-Year Strategic Plan**



**Injury and Illness Incident Rates from 2005 to 2009**

INDUSTRY SECTOR	2005	2006	2007	*2008	2009
Support activities for transportation	19.5	20.9	17.4	11.5	12.3
Nursing and residential care facilities	15.1	17.6	16.7	15.5	16.6
Police protection	12.3	11.8	12.5	11.4	10.4
Fire protection	13.8	11.8	14.0	11.7	12.7

\* Baseline year for PEOSH 5-Year Strategic Plan

**Injury and Illness Incident Rate Change Percentage from 2005 to 2009**

INDUSTRY SECTOR	2006	2007	2008	2009
Support activities for transportation	7.2	-10.8	-41.0	-36.9
Nursing and residential care facilities	16.6	10.6	2.6	9.9
Police protection	-4.1	1.6	-7.3	-15.4
Fire protection	-14.5	1.4	-15.2	-8.0

**Analysis**

Since 2005 when PEOSH began using NJ LWD’s Division of Program Planning, Analysis and Evaluation (A&E), three of the four public sector industries identified in the current 5-Year Strategic Plan show an overall decline in non-fatal occupational injury and illness incidence rates based on the most recent available data (2009).

Nursing and residential care facilities rates however have fluctuated and remain higher than 2005 when data was first collected for this analysis. Information provided by the NJ Department of Health and Senior Services indicates that assaults on employees and

musculoskeletal disorders from improper lifting account for one-half to three-quarters of the injuries at NJ State Developmental Centers which comprise the majority of facilities within NAICS 623.

### **Progress Toward Meeting Developmental Steps As a State Plan**

NJPEOSH has completed all developmental steps. NJPEOSH revised the written State Plan to reflect all updated changes that have been made. The updated written plan was submitted to region II as part of the final approval process.

### **PROGRESS TOWARD STRATEGIC PLAN GOALS**

The New Jersey Public Employees Occupational Safety and Health State OSHA Annual Report (SOAR) for FFY 2010 provides a summary of the PEOSH activities and results as they relate to the PEOSH Strategic Plan for FY2009 – FY2013. The strategic goals, objectives, and activities provide the focus for PEOSH enforcement, education and training, outreach, and administrative programs. Our strategic goals help us to accomplish our mission by focusing on prevention and protection. Working in partnership with our customers, we focus on saving workers' lives and prevent workplace injuries and illnesses.

PEOSH established three (3) strategic goals. PEOSH success in meeting the goals and objectives outlined in the Strategic Plan will be measured by combining results from multiple program areas in both the NJDLWD and the NJDHSS. The Strategic Plan is designed to integrate various activities, to present a unified purpose and direction for all of the programmatic elements within PEOSH. For example, when a new standard is adopted, compliance inspections will be conducted to ensure compliance with the standard, training and outreach materials are developed, and compliance assistance will be provided to educate employers and workers and to assist employers in compliance.

The strategic plan identifies three fundamental goals to reduce workplace injuries, illnesses and fatalities in New Jersey. The goals, activities to meet the goals and FY2010 outcomes are described below.

#### **Strategic Goal #1**

***Improve workplace safety and health for all public employees as evidenced by fewer hazards, reduced exposures and fewer injuries, illnesses, and fatalities.***

**Outcome Goal:** Reduce the number of worker injuries and illnesses, by focusing statewide attention and Agency resources on the most prevalent types of injuries, illnesses, the most hazardous public occupations, and the most hazardous workplaces.

#### **Performance Goal 1.1 State Support Activities for Transportation (NAICS 488)**

Decrease non-fatal occupational injury and illness incident rates in state, county and/or local agencies in the specific NAICS segments by 5 percent by 2013 (1 percent per year).

**In year one NJLWD planned to:**

- Identify and verify all worksites covered by NAICS 488;
- Send a letter to the included NAICS employers requiring them to submit NJOSH 300 data for every facility for the years 2004, 2005, 2006, 2007 and 2008;
- Collect and analyze NJOSH 300 data for the years 2004, 2005, 2006, 2007 and 2008 from the targeted facilities; and
- Verify that the information provided by the employers is accurate. This information will be used as the baseline.

In addition in year one LWD planned to:

- Identify appropriate outreach materials;
- Make outreach materials available through mass mailing and the website;
- Conduct outreach for training and consultation services;
- Identify organizations to form alliance/partnership; and
- Develop a baseline

**Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

A letter was sent to the Turnpike Authority, South Jersey Transportation Authority and the South Jersey Port Corporation requiring them to submit NJOSH 300 data for every facility for the years 2004, 2005, 2006, 2007 and 2008.

**Outcome Measures**

All work sites were identified. The employers are:

- New Jersey Turnpike Authority;
- South Jersey Transportation Authority; and
- South Jersey Port Corporation.

The NJOSH 300 data received from the employers was analyzed.

NJDLWD has verified the accuracy of the NJOSH 300 data.

The baseline to be used is the 2008 NAICS 488 incidence rate of nonfatal occupational injuries and illnesses of 11.5 total recordable cases (Source the NJLWD, Division of Program Planning, Analysis and Evaluation) See chart page (5) [http://lwd.dol.state.nj.us/labor/lpa/content/occsafheavy\\_index.html](http://lwd.dol.state.nj.us/labor/lpa/content/occsafheavy_index.html)). A five percent decrease from the baseline of 11.5 percent will result in a rate of 10.9 recordable cases.

The latest A&E data is for the year 2009. The 2009 total recordable cases for Support Activities for Transportation increased from the baseline of 11.5 to 12.3. The overall trend for NAICS 488 is down 36.9% however from the 2005 rate of 19.5 (see p. 5).

NJ PEOSH will be meeting with NJ Department of Treasury, Division of Risk Management which recently began using a new computer data system which tracks the nature of accidents that result in lost work time claims by state employees. NJ PEOSH expects to have access to this data to focus on the facilities and job duties within the subject NAICS where the majority of injuries are occurring with the expectation of decreasing the injury and illness rates.

### **Performance Goal 1.2 State Nursing and Residential Care Facilities (NAICS 623)**

Decrease non-fatal occupational injury and illness incident rates in state, county and/or local agencies in the specific NAICS segments by 5 percent by 2013 (1 percent per year).

In year one NJLWD planned to:

- Identify and verify all worksites covered by NAICS 623;
- Send a letter to the included NAICS employers requiring them to submit NJOSH 300 data for every facility for the years 2004, 2005, 2006, 2007 and 2008;
- Collect and analyze NJOSH 300 data for the years 2004, 2005, 2006, 2007 and 2008 from the targeted facilities; and
- Verify that the information provided by the employers is accurate. This will be used as the baseline.

In addition in year one NJLWD planned to:

- Identify appropriate outreach materials;
- Make outreach materials available through mass mailing and the website;
- Conduct outreach for training and consultation services;
- Identify organizations to form alliance/partnership;
- Develop a baseline

### **Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

PEOSH Program consultation staff initiated a consultation to reduce the injuries and illnesses related to workplace violence and lifting (safe patient handling). These facilities have recorded high injury and illness rates. The PEOSH Program will evaluate rates, evaluate the workplace and make recommendations to reduce injuries and illnesses related to workplace violence.

The NJ PEOSH Safety Training Unit conducted eighteen training classes in topics including Confined Space Awareness, Forklift Safety, Personal Protective Equipment, and Lock Out / Tag Out. Out of the ten listed facilities, PEOSH Safety Trainers worked with five of them. In all, two hundred and six employees were trained in these sessions.

### **Outcome Measures**

All worksites were identified. Employers with facilities included in this NAICS code are;

#### **NJ Department of Corrections**

Garden State, Youth Reception and Corrections Center  
Wagner, Youth Correctional Institute (payroll609)

#### **NJ Department of Human Services**

Division of Developmental Disabilities  
Hunterdon Developmental Center  
New Lisbon Developmental Center  
North Jersey Developmental Center  
Vineland Developmental Center  
Woodbine Developmental Center  
Woodbridge Developmental Center

#### **NJ Department of Law and Public Safety**

Training School for Boys and Girls

#### **NJ Department of Military and Veterans Affairs**

NJ Veterans Home, Menlo Park  
NJ Veterans Home, Paramus  
NJ Veterans Home, Vineland

The NJOSH 300 data received from the employers was analyzed.

NJDLWD has verified the accuracy of the NJOSH 300 data

The baseline used is the 2008 NAICS 623 incidence rates of non-fatal occupational injuries and illnesses of 15.5 total recordable cases (Source the NJLWD, Division of Program Planning, Analysis and Evaluation See chart page (5) [http://lwd.dol.state.nj.us/labor/lpa/content/occsafheasvy\\_index.html](http://lwd.dol.state.nj.us/labor/lpa/content/occsafheasvy_index.html)). A five percent decrease from the baseline of 15.5 will result in a rate of 14.7 total recordable cases.

The 2009 total recordable case rate increased from the baseline of 15.5 to 16.6.

NJ PEOSH will be meeting with NJ Department of Treasury, Division of Risk Management which recently began using a new computer data system which tracks the

nature of accidents that result in lost work time claims by state employees. NJ PEOSH expects to have access to this data to focus on the facilities and job duties within the subject NAICS where the majority of injuries are occurring with the expectation of decreasing the injury and illness rates.

### **Performance Goal 1.3 – Local Fire Protection (NAICS 92216)**

Decrease non-fatal occupational injury and illness incident rates in state, county and/or local agencies in the specific NAICS segments by 5 percent by 2013 (1 percent per year).

#### **Activities**

A summary of activities is found in the table at the end of the report.  
Outcome Measures.

In addition the following activities were undertaken;

The PEOSH Safety Training Unit conducted six training sessions at the Somerset County Fire Academy in FY2010. Courses that were offered included Work Zone Safety, Flagger Safety, Personal Protective Equipment, and Hazard Communication. These classes were provided to firefighters as part of their training through the academy.

Representatives of PEOSH promoted PEOSH services at the Professional Firefighters Association of New Jersey's Annual Convention and the Cape May Fire Chiefs Association Meeting. At both events presentations were delivered explaining the different parts of PEOSH including enforcement, consultation and training. It also allowed PEOSH staff to discuss the New Jersey Firefighter Standards in great detail. These events have provided leads for both the consultation and training units.

#### **Outcome Measures**

The baseline to be used is the 2008 NAICS 92216 incidence rate of nonfatal occupational injuries and illnesses of 11.7 total recordable cases (Source the NJLWD, Division of Program Planning, Analysis and Evaluation. See chart page (3). [http://lwd.dol.state.nj.us/labor/lpa/content/occsafheasvy\\_index.html](http://lwd.dol.state.nj.us/labor/lpa/content/occsafheasvy_index.html)). A five percent decrease from the baseline of 11.7 will result in a rate of 11.1 total recordable cases.

The latest A&E data is for the year 2009. The 2009 total recordable cases for Fire Protection increased from the baseline of 11.7 to 12.7. The overall trend for NAICS 92216 is down 8% however from the 2005 rate of 13.8 (see p. 5).

National Institute of Occupational Safety and Health (NIOSH) statistics for the fire service identify cardiac arrest and motor vehicle accidents as the predominant cause of firefighter injuries/illnesses and fatalities which are largely beyond the control of NJ PEOSH's enforcement capabilities.

## **Performance Goal 1.4 – Local Police Protection (NAICS 92212)**

Decrease injuries and illnesses in state, county and/or local agencies in the specific NAICS segments by 5 percent by 2013 as follows (1 percent per year):

### **Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

### **Outcome Measures**

The baseline to be used is the 2008 NAICS 92212 incidence rate of nonfatal occupational injuries and illnesses of 11.4 total recordable cases (Source the NJLWD, Division of Program Planning, Analysis and Evaluation See chart page (5) [http://lwd.dol.state.nj.us/labor/lpa/content/occsafheasvy\\_index.html](http://lwd.dol.state.nj.us/labor/lpa/content/occsafheasvy_index.html)). A five percent decrease from the baseline of 11.4 will result in a rate of 10.8 total recordable cases.

The 2009 total recordable cases for the local police protection decreased from the baseline of 11.7 to 10.4

## **Strategic Goal #2**

*To promote safety and health values in New Jersey’s public sector workplaces.*

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, and participation in safety and health.

**Performance Goal 2.1 – Disseminate Guidelines for Joint Labor Management Health and Safety Committees to all New Jersey State Agencies. Encourage public New Jersey State Agencies to develop and implement or improve Joint Labor Management Safety and Health Committees.**

**Year 1**

- Identify appropriate outreach materials
- Mass mail outreach materials
- Conduct outreach for training and consultation services
- Identify organizations to form alliance/partnerships

## Activities

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

**New Jersey Department of Labor and Workforce Development (NJLWD) Joint Labor Management Health and Safety Committee.** The PEOSH Compliance Assistance staff member participates in all NJLWD safety committee meetings. These meetings are held once a month and rotate to a different NJLWD location each month. The advantage of holding these meetings at the different locations is the participation of local union representatives and visibility of the joint labor management safety committee to local office NJLWD employees.

Progress on this goal has been slowed by the lack of available staff to conduct; outreach, trainings, mailings and develop alliances.

## Outcome Measures

Identified appropriate materials  
Drafted letter to send to agencies

The FY2010 goal was not met because of a lack of available staff to conduct outreach, training, mailing and to develop alliances.

**Performance Goal 2.2** – The NJDHSS PEOSH Program will conduct programmed inspections, and/or consultation visits, and/or provide outreach and training to 20% (110) of municipal departments of public works by the end of FY2013 (4% or 22 per year).

## Activities

A summary of activities is found in the table at the end of the report.

## Outcome Measures

The annual goal of 22 programmed inspections and consultations was met. The NJDHSS PEOSH Program conducted 22 programmed inspections and 7 consultations at municipal departments of public works. At each programmed inspection and consultation, education/outreach materials were provided. In addition 5 training programs were conducted at municipal departments of public works.

## Performance Goal 2.3 – Customer Satisfaction (Consultation)

Every year 90% of public employers targeted through consultation visits rate the intervention as highly effective (score 7 or higher, on scale of 1 through 10 on the customer satisfaction survey).

As stated in the Annual Plan, PEOSH planned to have 90% of public employers targeted through consultation visits rate the intervention as highly effective (score 7 or higher, on a scale of 1 through 10 on the customer satisfaction survey).

### **Activities and Interim Outcome Measures**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

100 % of public employers responding to the PEOSH Consultation survey rated the intervention as highly effective which exceeds the goal of 90% customer satisfaction.

### **Performance Goal 2.4 – Customer Satisfaction – (Education and Training)**

Every year 90% of compliance assistance interventions (outreach, seminars, mass mailings, hazard bulletins, newsletters) conducted/distributed in the public sector have rated the intervention as highly effective (score 3 or higher on a scale of 1 through 5 on the customer satisfaction survey).

As stated in the Annual Plan, PEOSH planned to have 90% of compliance assistance interventions (e.g., outreach, seminars, mass mailings, hazard bulletins, newsletters, etc.) conducted/distributed in the public sector have rated the intervention as highly effective (score 3 or higher, on a scale of 1 through 5 on the customer satisfaction survey).

### **Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

For NJLWD PEOSH Safety Trainers, a new questionnaire was developed with a scale of 1 to 10. Fifty four questionnaires were returned in FY2010. All fifty four employers surveyed rated the experience as 7 or higher which according to the scale in the questionnaire was “very good” to “excellent”. Many of the public employers that filled out the survey provided more detailed feedback that helped the PEOSH Safety Trainers refine their curriculum. Based on these results, 100% of those surveyed rated the experience as highly effective.

### **Outcome Measures**

Of those who responded to the survey, 100% rated the compliance assistance as highly effective.

## **Performance Goal 2.5 – Employee Involvement**

100% of PEOSH interventions include employee involvement (every year).

As stated in the FFY 2010 Annual Performance Plan, PEOSH planned to have 100% of PEOSH interventions (e.g., inspections, consultations, etc.) include employee involvement every year.

### **Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

### **Outcome Measures**

There was 100% employee involvement.

### **Outreach Activities**

**PEOSH Advisory Board;** For the year 2010, PEOSH conducted a total of 4 PEOSH Advisory Board meetings as part of their outreach program. These meetings involve employer and employee representatives from State, counties and municipalities. Several public representatives are also represented. Minutes are provided to members on health and safety topics that are presented for discussion at the meetings. Ongoing data for enforcement, consultation and training services provided by PEOSH is presented to the group. Special alerts and updates on standard adoptions are also presented.

Minutes are kept on file and are used to continually improve the level of service provided by PEOSH.

Four advisory board meetings are scheduled for 2011.

**PEOSH Advisory Board Subcommittee on Workplace Violence in Schools:** A subcommittee was developed in 2009 to investigate what measures can be taken to address student violence against teachers in New Jersey's public schools as a result of a workplace violence investigation conducted by NJDLW PEOSH at a North Jersey School. The subcommittee is comprised of representatives of the PEOSH Advisory Board, school board members and the NJ Education Association. The committee met 4 times in 2009. In 2010 the committee developed a list of recommendations from those meetings, current known legislation/laws, and comments submitted by subcommittee members. The finalized list has been submitted to the PEOSH Advisory Board which is currently under review to decide what recommendations should be forwarded to the Commissioner of Labor and Workforce Development to seek sponsorship for legislative action.

### **American Lung Association, Pediatric/Adult Asthma Coalition**

NJDHSS PEOSH Program staff members are working with representatives from the American Lung Association, Pediatric/Adult Asthma Coalition (PACNJ) on the PACNJ Asthma Friendly Schools Award. For a school to qualify for the award they must meet six requirements. One PACNJ requirement is that the school provides assurance that they have an indoor air quality program that as a minimum complies with the requirements of the PEOSH Indoor Air Quality Standard.

To assist PACNJ the NJDHSS PEOSH Program is providing indoor air quality training to the school's Indoor Air Quality Team members. The Indoor Air Quality Team members include school administrators, school nurses, school facilities staff and teachers. The reasoning behind PEOSH Program participation is that the good practices required by the PEOSH Indoor air Quality Standard improve indoor air quality which reduces asthma triggers.

The PACNJ requirements for an Asthma Friendly Schools Award are:

- A Nebulizer is required in each school (as mandated by NJSA 18A:40-12.7);
- Each school nurse is to complete the PACNJ 3 Part Video Series Training; "Asthma Management in the School Setting" (this fulfills the requirement mandated by NJSA 18A:40-12.8);
- Each school nurse is to conduct the PACNJ Faculty In-Service Video Program: "ABCs of Asthma are All' Bout Control" ( as mandated by NJSA 18A:40-12.9);
- Each school nurse is to view the PACNJ On-Line Power Point Presentation: "Asthma Action Plan: School Nurses Leading the Way" and take the online quiz;
- The school superintendent is required to sign the 'No-Idling Pledge" for the school district; and
- Each school is to establish an Indoor Air Quality Team.

Each school that qualifies is recognized publicly for this special accomplishment. Schools that qualify receive an award to display at the school and are listed on the Asthma Friendly School Award section of the PACNJ website ([www.pacnj.org](http://www.pacnj.org)).

**Legionella Task Force:** NJDHSS PEOSH staff participated on the NJDHSS Legionella Task Force. The Task Force is responsible for responding to Legionella outbreaks in New Jersey.

### **Performance Goal 2.6 – Safety and Health Achievement Recognition (SHARP)**

Award Safety and Health Achievement Recognition (SHARP, Inspection Deferral) to 20 worksites by the end of FFY2013.

As stated the Annual Plan, PEOSH planned to award four (4) worksites the Safety and Health Achievement Recognition (SHARP).

### **Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

Safety and Health SHARP is discussed during each consultation visit.

### **Outcome Measures:**

In FFY 2010, there were 6 sites participating in SHARP.

### **Strategic Goal 3**

#### **Performance Goal 3.1–Fatality Investigations/Inspections**

Initiate inspections of fatalities and catastrophes within one day on notification for 95% of occurrences to prevent further injuries or deaths by the end of FFY 2010.

As stated in the FFY 2010 Annual Plan, PEOSH planned to initiate inspections of fatalities and catastrophes within one (1) day of notification for 95% of occurrences to prevent further injuries or deaths.

### **Activities**

A summary of activities is found in the table at the end of the report. In addition the following activities were undertaken;

### **Outcome Measures:**

There were 10 fatalities in FFY 2010. All investigations were initiated within one day of notification exceeding the Strategic Goal of 95%.

#### **Performance Goal 3.2A–Safety Complaints Received**

As stated in the Annual Plan, the NJDLWD planned to initiate 95% of safety complaint inspections within five (5) working days of notification.

### **Activities**

For FFY 2010, the NJDLWD received 75 complaints. All resulting inspections were initiated within 5 days.

### **Outcome Measures:**

NJDLWD 100% of the complaint investigations were initiated within 5 days.

### **Performance Goal 3.2B –Health Complaints Received**

As stated in the Annual Plan, the NJDHSS goal is to initiate 95% of non-IAQ/ sanitation complaint inspections within five (5) working days of notification.

#### **Activities**

For FFY2010 NJDHSS PEOSH Program received 28 complaints. Twenty-six inspections were initiated within five days (average 2.6 days, range 1-9 days). The NJDHSS PEOSH Program received 86 IAQ and sanitation complaints in FFY2010.

#### **Outcome Measures:**

The goal to initiate 95% of non-IAQ/sanitation complaints was not met. 93% (26/28) of the non-IAQ, non-sanitation complaints were initiated within five days.

### **Assessment of State Performance of Mandated Activities**

#### **Outcome Measures:**

##### **Enforcement**

LABOR: The NJLWD safety enforcement conducted 1,099 inspections which was 1 short of its goal.

HEALTH: The NJDHSS PEOSH Program was unable to meet the goal of conducting 280 inspections even though many compliance staff exceeded their goals. During FFY2009 two compliance staff left the program . FFY2010 the Program was unable to hire new staff to replace the lost staff. To address the loss of staff the Program moved one staff person from consultation to enforcement. In addition in FFY2010 enforcement staff were required to take forty five furlough days. This had a negative impact on the Program's ability to meet the goal.

##### **Consultation**

LABOR: The NJLWD PEOSH Program did not meet the goal of 50 safety consultations. Only 14 safety consultations were completed in FY2010. The reason for this is PEOSH Consultation staff was reduced from three in FY 2009 to zero in FY2010. Two PEOSH Consultants were reassigned to the PEOSH Enforcement area while the other Consultant retired due to medical reasons in the first quarter of FY2010. To compensate for the lack of staffing in this area during the hiring freeze currently in effect for the State of New Jersey, we have started training our PEOSH Trainers and Compliance Assistance Specialist (three staff members total). We requested approval from OSHA to have one of our private sector trainers assist with PEOSH Consultations on a part-time basis. At this time two of these employees have received enough training to begin working on consultations, the other two are presently in training. Our goal for FY2011 is 30 consultations which should be achievable since we already spent significant time training our Trainers and CAS.

HEALTH: The NJDHSS PEOSH Program exceeded the goal.

### **Training**

LABOR: Although there were no PEOSH training and assistance visits provided in FFY 2010, there were a total of 139 public sector safety training courses that were presented by the Occupational Safety Training Unit. These courses reached 1,776 public employees in New Jersey.

HEALTH: The NJDHSS PEOSH Program conducted 65 training classes exceeding the goal of 50.

### **Penalties**

The Office of Public Employees Occupational Safety and Health (OPEOSH) has concluded that to better serve and to make workplaces safer and healthier, those areas that incur penalties for violations could create safer and healthier environments by using consultation services in their workplaces. As a result and to encourage the use of these consultation services, the OPEOSH may at an informal conference offer a reduction in the amount of the imposed penalties of up to 75% provided that the offending authority agrees to total consultation services for all facilities within the municipality. This agreement would include both the Department of Labor and Workforce Development (DLWD) and the Department of Health and Senior Services (DHSS) consultation units. Should the offending authority agree to a partial consultation involving only the facility where violations were cited, a penalty reduction would be limited to 25% of the original penalty.

Should a penalty reduction agreement be made at the informal conference, the Assistant Director overseeing the LWD consultation services along with the DHSS designee shall ensure that the proper documents are filled out and that the consultation visits are

initiated in a timely manner. Upon the completion of consultation services, the Assistant Director and DHSS designee shall advise the Chief of PEOSH of said completion so that the penalty case may be closed. PEOSH will extend abatement dates if necessary following established PEOSH guidelines.

In FFY 2010 there were 3 penalty settlements that resulted in full safety and health consultations for those municipalities.

### **Discrimination**

**NJDLWD:** Conducted 9 discrimination complaint cases, seven of which were completed within 90 days. Two cases were determined to be meritorious, seven cases were not meritorious, two of the cases (one merit and one non merit) were forwarded to the Office of Administrative Law are pending.

Two NLLWD PEOSH personnel are trained to conduct discrimination complaints.

### **Compliance Assistance**

The NJ LWD PEOSH CAS has reported the following activities:

- On October 7, 2009 the Compliance Assistance Specialist, presented information to the members of the Municipal Joint Insurance Fund (JIF) that was held at the Borough of Tenafly Municipal Building. The CAS discussed current issues in PEOSH with those attending the presentation.
- On October 13, 2009 the Compliance Assistance Specialist presented a PEOSH update session at the New Jersey Career Education Association Alliance meeting and workshop, held at DeVry University in North Brunswick, NJ. The workshop was attended by 57 high school vocational teachers and guidance counselors from high schools throughout the central and southern parts of the state. Some of the topics discussed were the safety encountered of young workers on the job, acts of violence against teachers by students, violence encounter by students working at various jobs by customers and regulations pertaining to various types of safety hazards in the vocational school environment.
- On October 16, 2009 the Compliance Assistance Specialist and an Occupational Safety Consultant, set up a PEOSH display table at the City of Hammonton Employee Health and Safety Day. Approximately sixty-five (65) employees attended the event. Among the attendees were police officers, supervisors, fire department personnel, public works employees, administrators, administrative and support staff. A wide variety of LWD handout materials, regulations, and other health and safety information was distributed.
- On October 17, 2009 the Compliance Assistance Specialist set up a PEOSH display table at the NJEA Safety and Health Day Workshop in Somerset, NJ. Governor Jon S. Corzine, keynote speaker, attended the event as well. Approximately four hundred (400) teachers and principals who perform safety

related function in the school or teach safety related subjects to high school students were present. Two workshop seminars (AM & PM) along with [NAME REDACTED], a CAS of Federal OSHA was provided. The workshop seminars were designed to teach participants to navigate and be able to utilize many of the features of OSHA and PEOSH websites. Informational LWD handout materials, regulations, and other health and safety information were distributed.

- From November 17 – 19, 2009 the Compliance Assistance Specialist provided information on LWD PEOSH/OSHA On-Site Consultation, Training and Governor’s Safety Award Programs at the 94<sup>th</sup> Annual League of Municipalities Conference held at the Atlantic City Convention Center in Atlantic City, NJ.
- On January 20, 2010 the Compliance Assistance Specialist attended the Commission of Radiation Protection (CORP) meeting in Ewing, NJ. Topics discussed; N.J.A.C. 7:28 updates, Radiologic Technologist Licensure update and the “Use of Gamma Cameras” was presented as well.
- On January 29, 2010 the Compliance Assistance Specialist attended the New Jersey Department of Labor and Workforce Development Safety and Health Committee meeting in Westampton, NJ. These meetings address safety and health topics as they pertain to the NJLWD and deficiencies at various NJLWD facilities. Topics of discussion at this meeting included insufficient security at some NJLWD One-Stops, needs for security once NJLWD Employment Services start working weekends and evenings, and concerns over visitors entering the wrong program offices.
- Our Compliance Assistance Specialist (CAS) attended a CAIT-LTAP Highway Work Zone Partnership Meeting at Rutgers University. This partnership includes representatives from NJLWD, NJSP, OSHA, Rutgers University, and local law enforcement. This partnership exists to ensure safe work zones are created to protect employees who work on or in close proximity to roads. The purpose of this meeting was to develop a list of recommendations for the new edition of the MUTCD regulations.
- On February 24, the Compliance Assistance Specialist (CAS) exhibited at the New Jersey Occupational Safety & Health Education Conference in East Brunswick, NJ. NJLWD was provided with a booth to promote the PEOSH Consultation and Training Programs. Various seminars were provided at the conference on topics including health hazards in construction, recordkeeping, hazard communication, and safety patient handling.
- On March 4, 2010, several members of NJLWD Workplace Standards Division attended the PEOSH Advisory Board Meeting. Reports of activities performed in the PEOSH Enforcement, Training, and Consultation Areas were presented to the board. Other topics discussed included Violence in the Workplace for Schools, and new regulations governing the qualifications needed for public workers who

- On April 1, 2010 the Assistant Chief of Safety Training/Consultation attended the NJLWD Labor / Management Health and Safety Committee at the Camden, NJ One-Stop office. Topics discussed included water quality and roof leaks at the Camden facility. The status of repairs at several other NJLWD locations were also reviewed.
- On April 8, 2010 the Compliance Assistance Specialist attended a meeting of the Highway Work Zone Partnership Alliance. This partnership consists of many Federal and State agencies in addition to several Labor Unions and Law Enforcement organizations. The mission of the partnership is to promote the use of safe-work best practices in, as well as around, all types of roadway work zones. The focus is on the safety of the workers on the project, as well as the safety of the motoring public who may be traveling through the work area. This meeting focused on the changes from previous versions of the Manual on Uniform Traffic Control Devices, to the new 2009 version of the Manual. Presenters from the NJ State Police Construction Unit, as well as others members of the Partnership, took part in the information exchange.
- On April 13, 2010 the Compliance Assistance Specialist attended a meeting of the NJ Infrastructure Trust's Clean Water Council. The primary topic of conversation was the issue being prepared for presentation to the DEP Commissioner is that of finding a sustainable funding source for clean water projects in NJ.
- On May 7, 2010 the Compliance Assistance Specialist attended the NJLWD Labor / Management Health and Safety Committee at the Elizabeth, NJ One-Stop office. Topics discussed included new entry policies and security changes for the 1 John Fitch Plaza Trenton, NJ facility. The status of repairs at several other NJLWD locations were also reviewed.
- On May 11, 2010 –the Compliance Assistance Specialist participated in the May meeting of the Clean Water Council at the Infrastructure Trust in Lawrenceville. The main agenda item for this meeting was refining the "stable funding source" presentation. This presentation is to be given to the DEP Commissioner at the June meeting. Finding a stable funding source for clean water projects, both new and ongoing, has become a very challenging undertaking in light of state cutbacks on financial support for these initiatives.
- On May 18, 2010 the Compliance Assistance Specialist represented the LWD at the OSHA Alliance re-signing with the NJ Career Educators Association. He gave an outline of the services offered to teachers and administrators of public schools in NJ.
- On May 18-19, 2010 the Assistant Director Compliance Assistance Specialist, and an Occupational Safety Consultant, staffed the LWD display booth at the Health

Care Association of New Jersey Expo in Long Branch. They assisted members with information regarding Safety and Health services available from LWD, PEOSH, and the OSHA Consultation Program.

- On May 20, 2010 the Compliance Assistance Specialist, attended the quarterly meeting of the NJ Safe Schools Alliance. He is the LWD Safety representative along with representatives from Federal OSHA, NJ Wage and Hour Division, Federal Wage and Hour, Rutgers University, NJ Department of Education, and UMDNJ School of Public Health. The primary focus of this meeting was discussion of the adjustments that may be made to the training package given to Vocational Teachers and Counselors who are responsible for placing students in Structured Learning Experience programs with outside employers. Some familiarization discussion was offered regarding the new legislation allowing students with diabetes to self-administer their own Insulin injections.
- On May 27, 2010 the Compliance Assistance Specialist, attended a meeting of the Passaic County Education Association Alliance, held in Patterson. Several teacher representatives spoke and raised a variety of health and safety issues from different school district facilities throughout Passaic County. The issues receiving the most attention were the issues surrounding teacher safety. Many employees are fearful that the state budget cuts will ultimately have “ripple effect” cuts in the staffing of members of the school security forces.
- On June 3, 2010 the Compliance Assistance Specialist, assisted the Chief PEOSH Enforcement, with a presentation at the Professional Firefighters Association of New Jersey’s Annual Convention at Harrahs Casino in Atlantic City, NJ. The presentation provided a PEOSH update and detailed the New Jersey Firefighters regulations found in N.J.A.C. 12:100-10.1 to 10.16. Handouts were provided and both PEOSH staffers were available to answer questions from convention attendees.
- On June 3, 2010 the Assistant Director, Assistant Chief, and an Occupational Safety Consultant attended the PEOSH Advisory Board Meeting held in the auditorium of the Trenton NJLWD facility. The OSC presented the PEOSH Training / Consultation report to attendees of the meeting which provided statistics with regards to training and consultations performed since the last meeting. The report also detailed the upcoming training our Occupational Safety Consultants will be receiving.
- On June 7, 2010 the Compliance Assistance Specialist participated in a meeting of the NJ Safe Schools occupation assessment task force. The career path being examined by the task force is that of Beauty Salon / Hair Styling / Cosmetology. Since many high schools have Structured Learning Experience Programs which train, and ultimately place, students in business establishments such as these throughout the state, the task force was formed to examine the hazards to which students may be exposed. Our research has shown that the products used in hair treatments, cosmetics and other beauty supplies contain several potentially

hazardous substances. While exposure to the customer is limited to one treatment over some period of time, the exposure to those working in these careers is significant and prolonged. Some of our preliminary research has discovered studies which indicate such things as increased incidents of ailments and diseases, by those working many years in the profession, associated with prolonged exposure to benzene, xylene, formaldehyde and several other chemicals commonly found in these products. A preliminary dialogue was opened regarding possible solutions to make the experience safer for the students. The subject will continue to be explored at the next task force meeting.

- On June 8, 2010 the Compliance Assistance Specialist took part in a meeting of the NJDEP Clean Water Council. The invited guest to the meeting was NJDEP Commissioner Robert Martin. The Commissioner was very interested in two of the Council's initiatives. The initiatives are: 1. The Effect of Climate Change on our Water Supplies and Supply Sources, and 2. Creating a Sustainable Funding Source for Maintenance, Repair and Upgrade for Water Utility Systems. The Commissioner asked to remain "in the loop" as work on these initiatives continues and pledged his support to for the future of the CWC.
- On June 16, 2010 the Compliance Assistance Specialist participated in a meeting of the DEP Commission on Radiation Protection. The Commission reviews decisions made by other radiation enforcement divisions within DEP and makes decisions as to approve or overturn those decisions based on appeals filed by those affected by the decisions. This meeting focused on various license reinstatement issues in cases where the Commission had previously revoked licenses for serious and/or criminal violations of state law.
- On June 17, 2010 the Acting Assistant Commissioner, Assistant Director, and a PEOSH Safety Trainer attended the NJ Industrial Safety Committee quarterly meeting held at Rider University. The Acting Assistant Commissioner presented an update to the NJISC about the PEOSH, WDP Safety Training, and OSHA Consultation Units. Several other presenters including Federal OSHA provided updates on different safety and health issues found in NJ and nationally.
- On June 17, 2010 the Compliance Assistance Specialist attended a meeting of the Highway Work Zone Partnership Alliance. This partnership consists of many Federal and State agencies in addition to several Labor Unions and Law Enforcement organizations. The mission of the partnership is to promote the use of safe-work best practices in, as well as around, all types of roadway work zones. The focus is on the safety of the workers on the project, as well as the safety of the motoring public who may be traveling through the work area. This meeting focused on the changes made to the prerequisite requirements for those persons wanting to obtain the Traffic Control Coordinator Certification. A certified Traffic Control Coordinator is necessary on all NJDOT projects in addition to many County and Municipal road projects

- On July 1, 2010 the Compliance Assistance Specialist attended the monthly meeting of the Department of Labor and Workforce Development Health and Safety Committee. The meeting was held at the Hackensack One-Stop office and was chaired for the first time by the Committee's new Director, [NAME REDACTED]. There were no outstanding PEOSH Orders to Comply at any LWD facility since former Director [NAME REDACTED] closed many of the previous agenda items prior to his leaving. Going forward, some initiatives will be to re-start the First Aid and CPR program for interested LWD employees and to increase to participation of both Union representatives as well as local employees from the various One-Stops at which the meetings are held.
- On September 3, 2010 the Compliance Assistance Specialist attended the Department of Labor and Workforce Development's Safety Committee Meeting which was held at the Vineland One-Stop Career Center. Topics discussed included issues at the new Patterson One-Stop, flooding at the Wildwood and Pleasantville One-Stops, and the timeframe for CPR / AED re-certifications.
- On September 15, 2010 the Compliance Assistance Specialist attended a meeting of the Commission on Radiation Protection at the DEP RadTech center in Ewing. Several agenda items that were discussed and voted upon dealt with license suspensions for various technicians who have been convicted of crimes of moral turpitude and are now serving criminal sentences. Another case involves an individual who is currently suing the State of New Jersey, charging discrimination in refusing to grant him a license to operate radiographic and fluoroscopic test equipment. This individual cannot authenticate the transcript put forward in his application, because the school has closed and no records can be found. The Commission voted unanimously to direct the Attorney General to prepare to litigate the case. (No license granted) Another issue dealt with an application to license a linear proton accelerator, now under construction, for its use in treatment of certain types of malignant tumors. Contingent approval was granted, and the case was referred to the Nuclear Medicine Review Board for their opinion, before a final approval is granted.
- On September 30, 2010 the Compliance Assistance Specialist attended a meeting of the OSHA/PEOSH Highway Work Zone Partnership. The key topic at this workshop meeting was the incorporation of the NJ Turnpike Authority regulations and the South Jersey Transportation Authority specifications into future training provided in the Traffic Control Coordinator Course.

### **General Issues of Concern/Note/Information**

The NJDHSS-PEOSH Program has a redesigned website. The new format is a step in the migration away from printed media toward utilizing electronic media and the webpage as our primary educational media source. We hope that this approach will allow greater access to PEOSH resources through internet-capable mobile devices as well as allow us

to provide more up-to-date and relevant content. Some of the features of the new website include:

- A more user-friendly format which allows users to access all topic information, guidance, model programs and forms, and links to external technical resources on a single page.
- An index to topics and regulations
- An Employers Page provides compliance assistance guidance for employers and link to our free on-site consultation project
- The Employees and Unions Page provides information on employee rights and a link to our downloadable complaint form
- A summary of commonly cited standards is organized by type of employer to allow users to easily understand which standards may apply to their operation

We hope that this effort will allow us to better utilize our limited resources more efficiently and reach a broader audience. Please visit our website at;

<http://www.state.nj.us/health/peosh/index.shtml>

**New Jersey Fire Commission, Firefighter Health and Safety Advisory Council;** The Committee meets quarterly to discuss health and safety issues that affect New Jersey Firefighters and make recommendations to the NJ Fire Commission. In FFY 2010, the Committee worked on issues including firefighter personal protective clothing, fire fighter training and discussion of fire fighter fatalities.

### **Northern New Jersey Action Summit for Latino / Immigrant Worker Safety and Health**

On July 26, 2010 the Assistant Chief PEOSH of Training and Consultation and the Bilingual Safety Trainer / PEOSH Consultant attended the Northern NJ Action Summit for Latino / Immigrant Worker Safety and Health. The purpose of the summit was to advise these workers and their advocacy groups what rights they have, and what services are available. OSHA was the lead agency since the targeted group has been very susceptible to fatalities in a variety of industries. PEOSH staff attended the conference to promote the services of the Occupational Safety Training Unit and PEOSH Consultation Unit.

### **OSHA 10 Hour Training**

- October 21 - 22, 2009 LWD Occupational Safety Training Unit and PEOSH Consultation and Training staffs presented a 10-Hour Construction course to students attending the Hispanic Family Center of Southern New Jersey in Camden NJ, "Green Job Training Partnership Programs" (GJTP). LWD created the GJTP

to provide a pipeline of entry-level workers for the new jobs created under the Green Jobs Initiative.

- On November 23 – 24, 2009, and again on January 11-12, 2010 LWD Occupational Safety Training Unit and PEOSH Consultation and Training staff presented two OSHA 10-Hour Construction Training courses to students attending the New Jersey Community Action Association “NJCAA” in East Brunswick, NJ. NJCAA is a private, nonprofit organization funded in part by the Community Services Block Grant and includes New Jersey’s 22 community action agencies, and created the Weatherization Assistance Program “WAP”. The WAP in New Jersey received an allocation from the ARRA to increase production and ensure that homes in the low-income community are more energy efficient. One of the new requirements is that all installers must receive the 10 Hour OSHA Construction Training and NJCAA’s mission is to enhance the ability of New Jersey’s community action agencies to provide leadership and services that enable the achievement of self-sufficiency for low income people.
- November 30 and December 4, 2009, LWD Occupational Safety Training Unit and PEOSH / OSHA Consultation and Training staff presented an OSHA 10-Hour Construction course to students attending the Central Jersey Community Development Corporation a/k/a First Baptist Community Development Corporation in Somerset, NJ. “Green Job Training Partnership Programs”.
- February 22, 2010 and March 8, 2010, PEOSH Training Staff delivered an OSHA 10 Hour Construction Class at the ISLES Community Development Center in Trenton, NJ. This training was administered to eleven students which were divided between the green jobs initiative and ISLES YouthBuild program.
- Completed on June 3, 2010, the Compliance Assistance Specialist completed the delivery of a six segment OSHA 10 Hour General Industry class held for the Paterson Education Association in Paterson, NJ. Nineteen students completed the class and were issued 10 Hour General Industry cards.
- On August 24 and August 31, 2010 PEOSH Training and Consultation Staff presented an OSHA 10 Hour Construction Class to fourteen public employees from the New Jersey Department of Labor and Workforce Development’s Division of Wage and Hour. All fourteen students completed the course and have been provided with OSHA 10 Hour Construction cards.

### **Certified Education Facilities Manager Training**

The NJDHSS PEOSH Program enforces the New Jersey Indoor Air Quality Standard, which applies to all public and charter schools in New Jersey. While the standard is intended to protect the health of teachers and custodians, compliance with the standard also is protective of the health of public school children throughout the state from indoor contaminants, including mold. One of the requirements of the standard is for the

employer to identify and train a Designated Person responsible for complying with the standard. This responsibility typically falls on the Facilities Manager. Every school district is required to employ a Certified Educational Facilities Manager (CEFM), a certification granted by Rutgers University.

The NJDHSS PEOSH program has entered into a training partnership with the Rutgers CEFM program to provide indoor air quality training as part of the CEFM curriculum. NJDHSS PEOSH Program staff taught five classes last year and are teaching five more courses throughout the state in the next two months. This partnership allows PEOSH to more efficiently reach our target audience while minimizing the cost of compliance to school districts. The CEFM program benefits from this partnership by being able to offer students up-to-date regulatory guidance directly from the regulatory agency and being able to assure that students who achieve the certification will meet the training requirements of the Indoor Air Quality Standard. Assuring that facilities managers in New Jersey Schools have a basic understanding of the importance of good indoor air quality is anticipated to have a benefit to all occupants of our public schools by reducing preventable and costly chronic diseases associated with poor indoor air quality, including asthma.

### **Respiratory Protection Preparedness for Emergency Response**

Meeting topics will include developing and implementing an effective and PEOSH compliant respiratory protection program, fit test training and discussion of issues related to activating the program in an emergency event.

AM - Developing a written Respiratory Protection Program Including:

- Models available from PEOSH
- Hazard identification
- Respirator Selection
- Medical Clearance
- Fit Testing
- Training
- Deployment
- Storage
- Inspection, maintenance & repair
- Disposal
- Recordkeeping

PM - Discussion on fit testing & Workshop on performing Qualitative Fit testing

Additional Issues:

- Stockpiling
- Voluntary use
- Decisions to require use
- Extending the time/use limits
- Use of respirators other than ones in the program

Open Discussion, Questions & Answers

## **RED OCTOBER FULL SCALE EXERCISE**

**October 14-15, 2009**

NJLWD and NJDHSS PEOSH personnel participated in OSHA's Red October Exercise at Lakehurst Naval Station in Lakehurst, NJ. The training exercise tested coordination among USDOL-OSHA, PEOSH, NJ State Police and Task Force 1 during an emergency event that was staged at the Lakehurst Naval Air Station's rubble pile training facility.

The scenario was designed to present the challenges of a catastrophic highway work zone incident to the agencies having the responsibilities of performing investigative and response functions; specifically, The New Jersey State Police Division Construction Unit, New Jersey Task Force 1 (NJTF1), and the Occupational Safety and Health Administration (OSHA). OSHA and the Construction Unit each have jurisdiction in cases where workers are injured and criminality has been eliminated.

One of the goals of Red October was to develop a professional relationship between these investigatory authorities resulting in a cooperative and efficient process. Much of the emphasis of the exercise was centered on controlling and assessing the scene. This goal is of particular importance to NJTF1, because its members perform the search and rescue tasks for victims.

Red October allowed the opportunity for the participating agencies to validate and practice the procedures and policies associated with an incident of this type. This included on-site command, hazard recognition and mitigation, incident investigation, and decontamination functions. The exercise design conformed to the current Department of Homeland Security Exercise and Evaluation Plan format.

### **Training Received by PEOSH Staff**

- March 23-25, 2010 – Three PEOSH Staff attended a Work Zone Safety Train the Trainer course at the Burlington County Police Academy. All three completed the coursework to maintain their status as Work Zone Safety Trainers.
- May 26, 2010 – Several PEOSH staffers attended the OSHA 7005 Warehouse Safety course held at Anheuser Busch in Newark, NJ. The training was administered through the Atlantic OSHA Training Center, and sponsored by the

New Jersey Industrial Safety Committee. All participants completed the training curriculum.

- The Assistant Chief of the PEOSH Training / Consultation Unit attended the OSHA 501 General Industry Trainer class at the Atlantic OSHA Training Center at UMDNJ. The dates of the class were July 12-15, 2010. After finishing the class, the Assistant Chief received his OSHA 501 card so he can present OSHA Outreach 10 Hour General Industry classes in the future.
- OSHA Region II Staff held a Senior CSHO Training at the Middlesex Fire Academy from July 15-16, 2010. Many PEOSH employees attended the training including representatives from Enforcement, Training, and Consultation. PEOSH Staff attended the General Industry track which included training in confined space, lockout / tagout, electrical safety, tree trimming and recordkeeping.
- OSHA 3095 Electrical Standards Training was conducted at the Trenton NJLWD building from July 27-30, 2010. This training was administered by the Atlantic OSHA Training Center at UMDNJ. PEOSH Training / Consultation and Enforcement Staff participated in the four day session. The training addressed changes to OSHA's General Industry Electrical Standards and NFPA 70e. A highlight of the session was PSE&G's live electrical demonstration illustrating common hazards involving overhead electrical power lines. Overall three PEOSH Training / Consultation employees completed the training and will be receiving certificates.
- OSHA 7115 Lockout / Tagout Training was conducted on August 6, 2010 at the Atlantic OSHA Training Center at UMDNJ. Several PEOSH employees from Enforcement, Training and Consultation attended the training. The training focused on the control of hazardous energy, lockout / tagout techniques, and what should be included in an energy control program.
- Several PEOSH Employees from Enforcement, and Training / Consultation participated in Fire Apparatus Training on August 11, 2010. The training was administered by the Cherry Hill Fire Department at their Marlkness Road Fire Station. Participants were instructed in the NJAC 12:100-10 Firefighter Standards and the NFPA Fire Apparatus Standards. The training was comprised of classroom time and practical experience with the fire apparatus.
- OSHA 2040 Machinery and Machine Guarding Standards Training was attended by one PEOSH Training / Consultation employee at the OSHA Training Institute in Arlington Heights, IL. The course ran from August 5-12, 2010. The course focused on hazards created by mechanical motions and actions, points of operation, and other machinery processes. Hands-on training in the Institute's laboratories provided the opportunity to see equipment in operation. The participant received a certificate for completion of the course.
- OSHA 2264 Confined Space Training was held at the Atlantic OSHA Training Center at UMDNJ from August 16-20, 2010. Several PEOSH employees attended

from Enforcement and Training / Consultation. Training focused on what defines a confined space, what dangers can exist, what training is required for confined space entrants, attendants, and entry supervisors, emergency team requirements, etc.

- Our WDP Trainer / PEOSH Consultant attended OSHA 7845 Recordkeeping Rule training at the Atlantic OSHA Training Center at UMDNJ. The date of the class was September 10, 2010. This class focused on how to fill out the OSHA 300 logs, what constitutes a recordable injury, etc..
- The Assistant Chief of the PEOSH Training / Consultation Unit attended the OSHA 500 Construction Trainer class at the Atlantic OSHA Training Center at UMDNJ. The dates of the class were September 13-16, 2010. After finishing the class, the Assistant Chief received his OSHA 500 card so he can present OSHA Outreach 10 Hour Construction classes in the future.
- OSHA 3010 Trenching, Excavation and Soil Mechanics Training was attended by four PEOSH employees at the OSHA Training Institute in Arlington Heights, IL. The dates of the class were September 14-16, 2010. This course focused on OSHA standards and on the safety aspects of excavation and trenching. The participants received certificates for completion of the course.
- A Trainer from the PEOSH Training unit attended the OSHA 500 Construction Trainer class at the ERCI Institute in Conshohocken, PA. The dates of the class were September 27-30, 2010. After finishing the class, this Trainer should receive their OSHA 501 card so they can present OSHA Outreach 10 Hour Construction classes in the future.

### **Standards and Regulations Adoption:**

NJ Register

VOLUME 41, ISSUE 24

ISSUE DATE: DECEMBER 21, 2009

**SPECIAL ADOPTION**

**LABOR AND WORKFORCE DEVELOPMENT  
PUBLIC SAFETY AND OCCUPATIONAL SAFETY AND HEALTH**

*41 N.J.R. 4830(a)*

**Special Adopted New Rules: N.J.A.C. 12:100-14 through 18**

**Special Adopted Recodification with Amendments: N.J.A.C. 12:100-17 as 19**

**Shipyards Employment, Marine Terminals, Longshoring, Gear Certification, and Workshops/Rehabilitation Facilities**

Adopted: November 25, 2009 by David J. Socolow, Commissioner, Department of Labor and Workforce Development.

Filed: November 25, 2009 as R.2009 d.391.

Authority: *N.J.S.A. 34:1-20, 34:1A-3(c)* and *34:6A-25* et seq., specifically 34:6A-30.

Effective Date: December 21, 2009.

Expiration Date: June 6, 2010.

**SUBCHAPTER 14. SHIPYARD EMPLOYMENT**

**12:100-14.1 Scope of subchapter**

**This subchapter shall apply to shipyard employment safety and health standards adopted by reference.**

**12:100-14.2 Adoption by reference**

**(a) The standards contained in 29 CFR Part 1915, Occupational Safety and Health Standards for Shipyard Employment, with the amendments published in the Federal Register through November 18, 2009 and any subsequent amendments thereto, are adopted upon publication in the New Jersey Register and are incorporated herein by reference as occupational safety and health standards for the protection of employees engaged in shipyard operations and shall include:**

**1. Subpart A--General Provisions;**

**2. Subpart B--Confined and Enclosed Spaces and Other Dangerous Atmospheres in Shipyard Employment;**

- 3. Subpart C--Surface Preparation and Preservation;**
- 4. Subpart D--Welding, Cutting and Heating;**
- 5. Subpart E--Scaffolds, Ladders and Other Working Surfaces;**
- 6. Subpart F--General Working Conditions;**
- 7. Subpart G--Gear and Equipment for Rigging and Materials Handling;**
- 8. Subpart H--Tools and Related Equipment;**
- 9. Subpart I--Personal Protective Equipment (PPE);**
- 10. Subpart J--Ship's Machinery and Piping Systems;**
- 11. Subpart K--Portable, Unfired Pressure Vessels, Drums and Containers, Other than Ship's Equipment;**
- 12. Subpart L--Electrical Machinery;**
- 13. Subpart P--Fire Protection in Shipyard Employment; and**
- 14. Subpart Z--Toxic and Hazardous Substances;**

**(b) Only standards relating to employee safety and health (that is, substantive rules) are adopted by any incorporation by reference as prescribed in (a) above.**

#### **12:100-14.3 Compliance with referenced standards**

**(a) The standards contained in *N.J.A.C. 12:100-14.2* shall apply according to the provisions thereof.**

**(b) Each employer shall protect his or her employees by complying with the standards prescribed in *N.J.A.C. 12:100-14.2*.**

### **SUBCHAPTER 15. MARINE TERMINALS**

#### **12:100-15.1 Scope of subchapter**

**This subchapter shall apply to marine terminal safety and health standards adopted by reference.**

#### **12:100-15.2 Adoption by reference**

**(a) The standards contained in 29 CFR Part 1917, Marine Terminals, with the amendments published in the Federal Register through November 18, 2009 and any**

subsequent amendments thereto, are adopted upon publication in the New Jersey Register and are incorporated herein by reference as occupational safety and health standards for the protection of public employees working within marine terminals and shall include:

1. Subpart A--General Provisions;
2. Subpart B--Marine Terminal Operations;
3. Subpart C--Cargo Handling Gear and Equipment;
4. Subpart D--Specialized Terminals;
5. Subpart E--Personal Protection;
6. Subpart F--Terminal Facilities;
7. Subpart G--Related Terminal Operations and Equipment; and
8. Appendix I to Part 1917 Special Cargo Gear and Container Spreader Test Requirements (Mandatory).

(b) Only standards relating to employee safety and health (that is, substantive rules) are adopted by any incorporation by reference as prescribed in (a) above.

#### **12:100-15.3 Compliance with referenced standards**

(a) The standards contained in *N.J.A.C. 12:100-15.2* shall apply according to the provisions thereof.

[page=4831] (b) Each employer shall protect his or her employees by complying with the standards prescribed in *N.J.A.C. 12:100-15.2*.

### **SUBCHAPTER 16. LONGSHORING**

#### **12:100-16.1 Scope of subchapter**

This subchapter shall apply to safety and health standards adopted by reference for longshoring operations and related employments.

#### **12:100-16.2 Adoption by reference**

(a) The standards contained in 29 CFR Part 1918, Safety and Health Regulations for Longshoring, with the amendments published in the Federal Register through November 18, 2009 and any subsequent amendments thereto, are adopted upon publication in the New Jersey Register and are incorporated herein by reference as occupational safety and health standards and shall include:

- 1. Subpart A--General Provisions;**
- 2. Subpart B--Gear Certification;**
- 3. Subpart C--Gangways and Other Means of Access;**
- 4. Subpart D--Working Surfaces;**
- 5. Subpart E--Opening and Closing Hatches;**
- 6. Subpart F--Vessel's Cargo Handling Gear;**
- 7. Subpart G--Cargo Handling Gear and Equipment Other than Ship's Gear;**
- 8. Subpart H--Handling Cargo;**
- 9. Subpart I--General Working Conditions;**
- 10. Subpart J--Personal Protective Equipment;**
- 11. Appendix I to Part 1918--Cargo Gear Register and Certificates (Non-mandatory);**
- 12. Appendix II to Part 1918--Tables for Selected Miscellaneous Auxilliary Gear (Mandatory);**
- 13. Appendix III to Part 1918--The Mechanics of Conventional Cargo Gear (Non-mandatory);**
- 14. Appendix IV to Part 1918--Special Cargo Gear and Container Spreader Test Requirements (Mandatory); and**
- 15. Appendix V to Part 1918--Basic Elements of a First Aid Training Program (Non-mandatory).**

**(b) Only standards relating to employee safety and health (that is, substantive rules) are adopted by any incorporation by reference as prescribed in (a) above.**

#### **12:100-16.3 Compliance with referenced standards**

**(a) The standards contained in *N.J.A.C. 12:100-16.2* shall apply according to the provisions thereof.**

**(b) Each employer shall protect his or her employees by complying with the standards prescribed in *N.J.A.C. 12:100-16.2*.**

## **SUBCHAPTER 17. GEAR CERTIFICATION**

### **12:100-17.1 Scope of subchapter**

**This subchapter shall apply to standards adopted by reference for accreditation of persons for purposes of certificating vessels cargo gear and shore-based material handling devices and the duties of such persons.**

### **12:100-17.2 Adoption by reference**

**(a) The standards contained in 29 CFR Part 1919, Gear Certification, with the amendments published in the Federal Register through November 18, 2009 and any subsequent amendments thereto, are adopted upon publication in the New Jersey Register and are incorporated herein by reference as occupational safety and health standards and shall include:**

- 1. Subpart A--General Provisions;**
- 2. Subpart B--Procedure Governing Accreditation;**
- 3. Subpart C--Duties of Persons Accredited to Certificate Vessels' Cargo Gear;**
- 4. Subpart D--Certification of Vessels' Cargo Gear;**
- 5. Subpart E--Certification of Vessels: Tests and Proof Loads; Heat Treatment; Competent Persons;**
- 6. Subpart F--Accreditation to Certificate Shore-Based Equipment;**
- 7. Subpart G--Duties of Persons Accredited to Certificate Shore-Based Material Handling Devices; and**
- 8. Subpart H--Certification of Shore-Based Material Handling Devices.**

### **12:100-17.3 Compliance with referenced standards**

**(a) The standards contained in *N.J.A.C. 12:100-17.2* shall apply according to the provisions thereof.**

**(b) Each employer shall protect his or her employees by complying with the standards prescribed in *N.J.A.C. 12:100-17.2*.**

## **SUBCHAPTER 18. WORKSHOPS/REHABILITATION FACILITIES**

### **12:100-18.1 Scope of subchapter**

**This subchapter shall apply to workshops and rehabilitation facilities assisted by a grant pursuant to section 12 or section 13 of the Vocational Rehabilitation Act Amendments of 1965, 79 Stat. 1284, 1286.**

**12:100-18.2 Adoption by reference**

**(a) The standards contained in 29 CFR Part 1924, Safety Standards Applicable to Workshops and Rehabilitation Facilities Assisted by Grants, with the amendments published in the Federal Register through November 18, 2009 and any subsequent amendments thereto, are adopted upon publication in the New Jersey Register and are incorporated herein by reference as occupational safety and health standards.**

**(b) Only standards relating to employee safety and health (that is, substantive rules) are adopted by any incorporation by reference as prescribed in (a) above.**

**12:100-18.3 Compliance with referenced standards**

**(a) The standards contained in *N.J.A.C. 12:100-18.2* shall apply according to the provisions thereof.**

**(b) Each employer shall protect his or her employees by complying with the standards prescribed in *N.J.A.C. 12:100-18.2*.**

**SUBCHAPTER [17.] 19. STANDARDS AND PUBLICATIONS REFERRED TO IN THIS CHAPTER**

**12:100-[17.1]19.1 Documents referred to by reference**

**(a) The full title and edition of each of the standards or publications referred to in this chapter are as follows:**

**1.-2. (No change.)**

**3. 29 CFR Part 1915, Occupational Safety and Health Standards for Shipyard Employment;**

**4. 29 CFR Part 1917, Marine Terminals;**

**5. 29 CFR Part 1918, Safety and Health Regulations for Longshoring;**

**6. 29 CFR Part 1919, Gear Certification;**

**7. 29 CFR Part 1924, Safety Standards Applicable to Workshops and Rehabilitation Facilities Assisted by Grants;**

**Recodify existing 3.-23. as 8.-28. (No change in text.)**

**12:100-[17.2]19.2 (No change in text.)**

**12:100-[17.3]19.3 Availability of documents from issuing organization**

Copies of the standards and publications referred to in this chapter may be obtained from the organizations listed below. The abbreviations preceding these standards and publications have the following meaning, and are the organizations issuing the standards and publications listed in *N.J.A.C. 12:100-[17.1]***19.1**:

**OFFICE OF ADMINISTRATIVE LAW NOTE:** Pursuant to *N.J.S.A. 52:14B-7(c)* and *N.J.A.C. 1:30-5.2(a)2*, the text of 29 CFR 1915, 1917, 1918, 1919 and 1924 adopted herein by reference by the Department of Labor and Workforce Development is not published herein, but may be reviewed by contacting:

New Jersey Department of Labor and Workforce Development  
Office of Public Employees' Occupational Safety and Health  
1 John Fitch Plaza  
3rd Floor  
[page=4832] Trenton, New Jersey 08625  
Phone 609-633-3896  
New Jersey Office of Administrative Law  
9 Quakerbridge Plaza  
PO Box 049  
Trenton, NJ 08625-0049  
Phone 609-588-6614

The text of these CFR Parts may also be reviewed at  
<http://www.gpoaccess.gov/cfr/index.html>.

29 CFR Part 1910 RIN 1218–AC08  
Revising Standards Referenced in the Acetylene Standard  
**AGENCY:** Occupational Safety and Health  
Administration (OSHA), Department of Labor.

**ACTION:** Final rule; confirmation of

29 CFR Parts 1910, 1915, 1917, 1918 and 1926 RIN 1218–AC42  
Clarification of Employer Duty to Provide Personal Protective  
Equipment and Train Each **Employee**  
**AGENCY:** Occupational Safety and Health  
Administration (OSHA), U.S. Department of Labor.

**ACTION:** Final rule.

### **CASPA**

In FFY 2009, there were no PEOSH CASPAs.

### **Variances**

In FFY 2010, there were no requests for variances.

**New Jersey Department of Labor & Workforce Development in conjunction with  
The NJ Health and Senior Services FFY 2010  
State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** Improve workplace safety and health for all public employees as evidenced by fewer hazards, reduced exposures and fewer injuries, illnesses and fatalities.

**Outcome Goal:** Reduce the number of worker injuries and illnesses by focusing statewide attention and agency resources on the most prevalent types of injuries and illnesses; the most hazardous public occupations, and the most hazardous workplaces.

**Performance Goal 1.1:** Decrease injuries and illnesses in state, county and/or local agencies in the specific NAICS code by 5% by 2013 as follows (1% per year): **State Support Activities for Transportation (NAICS: 488)**

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of enforcement inspections conducted	05	04	9
	Indicator 2 – Number of consultation visits conducted	00	00	0
	Indicator 3 – Number of outreach/training and education seminars conducted	00	00	
	Indicator 4 – Number of outreach materials distributed	2	0	2
	Indicator 5 – Number of alliance/partnerships established	00	00	0
Intermediate Outcome Measures	Reduction of injuries and illnesses in NAICS 488 by 1% per year.			
	Indicator 1 - Serious citations (Enforcement)	53	01	54
	Indicator 2 - Serious hazards (Consultation)	0	0	0
	Indicator 3 - Number of employees trained	0	310	310
Primary Outcome Measures	Reduction of injuries and illnesses in NAICS 488 by 5% by 2013 from 2008 baseline of <b>11.5</b> Total Recordable Cases.	The 2009 total recordable case rate increased to 12.3.		

**New Jersey Department of Labor & Workforce Development in conjunction with  
The NJ Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** Improve workplace safety and health for all public employees as evidenced by fewer hazards; reduced exposures and fewer injuries, illnesses and fatalities.

**Outcome Goal:** Reduce the number of worker injuries and illnesses by focusing statewide attention and agency resources on the most prevalent types of injuries and illnesses; the most hazardous public occupations, and the most hazardous workplaces.

**Performance Goal 1.2:** Decrease injuries and illnesses in state, county and/or local agencies in the specific NAICS code by 5% by 2013 as follows (1% per year): **State Nursing and Residential Care Facilities (NAICS: 623)**

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of enforcement inspections conducted	7	0	7
	Indicator 2 – Number of consultation visits conducted	0	3	0
	Indicator 3 – Number of outreach/training and education seminars conducted	18	2	20
	Indicator 4 – Number of outreach materials Distributed	200	35	235
	Indicator 5 – Number of alliance/partnerships established	0	1	1
Intermediate Outcome Measures	Reduction of injuries and illnesses in NAICS 623 by 1% per year.			
	Indicator 1 - Serious citations (Enforcement)	78	0	78
	Indicator 2 - Serious hazards (Consultation)	0	0	0
	Indicator 3 - Number of employees trained	206	6	212
Primary Outcome Measures	Reduction of injuries and illnesses in NAICS 623 by 5% by 2013 from 2008 baseline of <b>15.5</b> Total Recordable Cases.	The total recordable case rate increased to 16.6.		
Comments	Activity measures include initial and follow-up			

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** Improve workplace safety and health for all public employees as evidenced by fewer hazards; reduced exposures and fewer injuries, illnesses and fatalities.

**Outcome Goal:** Reduce the number of worker injuries and illnesses by focusing statewide attention and agency resources on the most prevalent types of injuries and illnesses; the most hazardous public occupations, and the most hazardous workplaces.

**Performance Goal 1.3:** Decrease injuries and illnesses in state, county and/or local agencies in the specific NAICS code by 5% by 2013 as follows (1% per year): **Local Fire Protection (NAICS: 92216)**

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of enforcement inspections conducted	145	32	177
	Indicator 2 – Number of consultation visits conducted	4	16	20
	Indicator 3 – Number of outreach/training and education seminars conducted	6	4	10
	Indicator 4 – Number of outreach materials Distributed	0	504	504
	Indicator 5 – Number of alliance/partnerships established	0	0	0
Intermediate Outcome Measures	Reduction of injuries and illnesses in NAICS 92216 by 1% per year.			
	Indicator 1 - Serious citations (Enforcement)	1,158	33	1,191
	Indicator 2 - Serious hazards (Consultation)	43	34	77
	Indicator 3 - Number of employees trained	87	250	337
Primary Outcome Measures	Reduction of injuries and illnesses in NAICS 92216 by 5% by 2013 from 2008 baseline of <b>11.7</b> Total Recordable Cases.	The total recordable case rate increased to 12.7.		
Comments	Activity measures include initial inspections.			

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** Improve workplace safety and health for all public employees as evidenced by fewer hazards; reduced exposures and fewer injuries, illnesses and fatalities.

**Outcome Goal:** Reduce the number of worker injuries and illnesses by focusing statewide attention and agency resources on the most prevalent types of injuries and illnesses; the most hazardous public occupations, and the most hazardous workplaces.

**Performance Goal 1.4:** Decrease injuries and illnesses in state, county and/or local agencies in the specific NAICS code by 5% by 2013 as follows (1% per year): **Local Police Protection (NAICS: 92212)**

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of enforcement inspections conducted	130	21	151
	Indicator 2 – Number of consultation visits conducted	1	10	06
	Indicator 3 – Number of outreach/training and education seminars conducted	1	05	05
	Indicator 4 – Number of outreach materials Distributed	0	184	184
	Indicator 5 – Number of alliance/partnerships established	00	00	00
Intermediate Outcome Measures	Reduction of injuries and illnesses in NAICS 92212 by 1% per year.			
	Indicator 1 - Serious citations (Enforcement)	1,170	40	1,210
	Indicator 2 - Serious hazards (Consultation)	1	20	7
	Indicator 3 - Number of employees trained	9	54	63
Primary Outcome Measures	Reduction of injuries and illnesses in NAICS 92212 by 5% by 2013 from 2008 baseline of <b>11.4</b> Total Recordable Cases.	The total recordable case rate decreased to 10.4.		
Comments	Activity measures include initial inspections.			

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To promote safety and health values in New Jersey's public sector workplaces.

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, and participation in safety and health.

**Performance Goal 2.1:** Foster the development of effective health and safety management systems in 100% of state agencies and offer training programs to 20% of the agencies each year.

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of training programs for Joint Labor Management Health and Safety Committees	0	0	0
	Indicator 2 – Number of educational materials Distributed	0	0	0
	Indicator 3 – Number of partnerships/alliances Established	0	0	0
Intermediate Outcome Measures	Disseminate Guidelines for Joint Labor Management Safety and Health Committees to all state agencies. Offer outreach activities on effective health and safety management systems to 20% of the state agencies per year.			
	Indicator 1 – Number of Joint Labor Management Health and Safety Committees formed or improved.	0	0	0
Primary Outcome Measures	Foster the development of effective health and safety management systems in 100% of state agencies.			
Comments	There are 22 state agencies. Goal is to complete 100% of these agencies in 5 years (20% per year).			

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To promote safety and health values in New Jersey's public sector workplaces.

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, and participation in safety and health.

**Performance Goal 2.2:** The NJDHSS PEOSH Program will conduct programmed inspections in 4% of municipal department of public works.

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of programmed inspections	N/A	23	23
	Indicator 2 – Number of consultation visits	N/A	07	07
	Indicator 3 – Number of outreach and training/education seminars conducted	N/A	05	05
Intermediate Outcome Measures	NJDHSS PEOSH will conduct inspections at 22 municipal DPW's.	In FFY 2010, 23 enforcement inspections conducted.		
Primary Outcome Measures	NJDHSS will conduct inspections at 110 municipal DPW's over the 5 year period.	In FFY 2009 and 2010, 37 enforcement inspections conducted.		
Comments	Initial Inspections/Visits Only			

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To promote safety and health values in New Jersey's public sector workplaces.

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, and participation in safety and health.

**Performance Goal 2.3:** Every year, 90% of public employers targeted through consultation visits rate the intervention as highly effective (score 7 or higher, on a scale of 1 thru 10 on a customer satisfaction survey).

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 Number of initial consultation visits	14	63	77
	Indicator 2 Number of Surveys received	6	36	42
	Indicator 3 Number of survey responses received where the employer rated the consultation visit as highly effective (score 7 or higher, on a scale of 1 thru 10).	6	36	42
Intermediate Outcome Measures	90% of public employers rate the consultation visits as highly effective (score 7 or higher on a scale of 1 through 10).	100% of the survey responses received rated the consultation services as highly effective.		
Primary Outcome Measures	90% of public employers rate the consultation visits as highly effective (score 7 or higher on a scale of 1 through 10).			
Comments		In FFY 2010 the average NJDHSS score was 9.3.		

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services FFY 2010  
State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To promote safety and health values in New Jersey’s public sector workplaces.

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, and participation in safety and health.

**Performance Goal 2.4:** Every year, 90% of compliance assistance interventions (e.g., outreach, seminars, mass mailings, hazard bulletins, newsletters, etc.) conducted/distributed in the public sector have rated the intervention as highly effective (score of 3 or higher, on a scale of 1 thru 5 on a customer satisfaction survey).

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of education/training seminars conducted	139	65	204
	Indicator 2 – Number of evaluations received	54	36	90
	Indicator 3 – Number of compliance assistance interventions rated as highly effective.	54	36	90
	Indicator 4 – Number of other compliance assistance interventions (e.g. mass mailings, hazard alerts, etc.) conducted/distributed.	0	0	0
Intermediate Outcome Measures	Every year, 90% of compliance assistance interventions, conducted/distributed in the public sector rate the intervention as highly effective (score of 3 or higher, on a scale of 1 thru 5 on customer satisfaction survey).	100%		
Primary Outcome Measures	Every year, 90% of compliance assistance interventions, conducted/distributed in the public sector rate the intervention as highly effective (score of 3 or higher, on a scale of 1 thru 5 on customer satisfaction survey).	100%		

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To promote safety and health values in New Jersey’s public sector workplaces.

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, participation in safety and health.

**Performance Goal 2.5:** 100% of PEOSH Interventions (e.g., inspections, consultations, etc.) will include employee involvement (every year)

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of inspections* conducted	1,099	236	1,335
	Indicator 2 – Number of inspections conducted where employees were conferred with	1,099	236	1,335
	Indicator 3 – Number of consultation* visits conducted	14	120	162
	Indicator 4 – Number of consultation visits conducted where employees were conferred with	14	120	162
	Indicator 5 – Number of education/training seminars conducted	139	65	204
	Indicator 6 – Number of education/training seminars conducted where employees were conferred with.	139	65	204
Intermediate Outcome Measures	100% of PEOSH interventions include employee involvement.			
Primary Outcome Measures	100% of PEOSH interventions include employee involvement.	100% of PEOSH interventions included employee involvement		
Comments	*Includes Initial and Follow Up			

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To promote safety and health values in New Jersey’s public sector workplaces.

**Outcome Goal:** To promote public sector employer and worker awareness of, commitment to, participation in safety and health.

**Performance Goal 2.6:** Award Safety and Health Achievement Recognition (e.g., SHARP, Inspection Deferral ) to four (4) worksites by 2010.

<b>Performance Indicator Type</b>	<b>Indicator</b>	<b>Result Total</b>
Activity Measures	Indicator 1 – Number of Safety and Health Achievement Recognitions Awarded;  Indicator 2 – FFY 2010 Total	<b>0</b>  <b>0</b>
Intermediate Outcome Measures	Award SHARP to 4 workplaces.	<b>0</b>
Primary Outcome Measures	Award SHARP to 20 worksites by 2013.	
Comments	<p><b>1<sup>st</sup> Quarter:</b> No SHARP’s awarded</p> <p><b>2<sup>nd</sup> Quarter:</b> No SHARP’s Awarded</p> <p><b>3<sup>rd</sup> Quarter:</b> No SHARP’s Awarded</p>	<p><b>4<sup>th</sup> Quarter:</b> No SHARP’s Awarded</p> <p><b>Existing SHARP sites:</b> Township of Raritan Dept. of Public Works Township of Raritan Police Department Township of Raritan Fire Company Station 2 Township of Raritan Fire Company Station 3 Township of Raritan Municipal Building</p>

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To secure public confidence through excellence in the development and delivery of PEOSH programs and services.

**Outcome Goal:** Respond effectively to legal mandates, so that workers are provided full Protection under the PEOSH Act.

**Performance Goal 3.1:** Initiate inspections of fatalities and catastrophes within one (1) day of notification for 95% of occurrences to prevent further injuries or deaths.

Performance Indicator Type	Indicator	Result		
		Labor	Health	Total
Activity Measures	Indicator 1 – Number of fatalities/catastrophes received.	10	0	10
	Indicator 2 – Number of fatalities/catastrophes investigated within one (1) day of notification.	10	0	10
Intermediate Outcome Measures	95% of investigations started in one (1) day.	100% of fatality investigations were initiated within 1 day.		
Primary Outcome Measures	95% of investigations started in one (1) day.			
Comments				

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To secure public confidence through excellence in the development and delivery of PEOSH programs and services.

**Outcome Goal:** Respond effectively to legal mandates, so that workers are provided full Protection under the PEOSH Act.

**Performance Goal 3.2A:** Safety complaints: Initiate 95% of safety complaint inspections within five (5) working days of notification.

<b>Performance Indicator Type</b>	<b>Indicator</b>	<b>Result Total</b>
Activity Measures	Indicator 1 – Number of safety complaints received	75
	Indicator 2 – Number of safety complaints initiated within five (5) working days of notification.	75
Intermediate Outcome Measures	95% of safety complaint inspections initiated within five (5) working days of notification.	100% of safety complaint inspections were initiated within 5 days.
Primary Outcome Measures	95% of safety complaint inspections initiated within five (5) working days of notification.	
Comments:		

**New Jersey Department of Labor & Workforce Development in conjunction with  
The New Jersey Department of Health and Senior Services  
FFY 2010 State OSHA Annual Report (SOAR): Results Summary Chart**

**Strategic Goal:** To secure public confidence through excellence in the development and delivery of PEOSH programs and services.

**Outcome Goal:** Respond effectively to legal mandates, so that workers are provided full Protection under the PEOSH Act.

**Performance Goal 3.2B:** Health complaints: Initiate 95% of non-indoor air quality (IAQ), sanitation health complaint inspections within five (5) working days of notification.

<b>Performance Indicator Type</b>	<b>Indicator</b>	<b>Result Total</b>
Activity Measures	Indicator 1 – Number of health complaints received	114
	Indicator 2 – Number of non-IAQ/sanitation complaints received	28
	Indicator 3 – Number of non-IAQ/sanitation health complaints initiated within five (5) days.	28
Intermediate Outcome Measures	95% of non-IAQ, sanitation health complaint inspections initiated within five (5) working days of notification.	93% of non-IAQ, sanitation health complaints were initiated within 5 days. The average for initiating was less than five days.
Primary Outcome Measures	95% of non-IAQ, sanitation health complaint inspections initiated within five (5) working days of notification.	
Comments	<p><b>1<sup>st</sup> Quarter:</b> Average number of days to initiate non-IAQ/sanitation complaints was 2.2 days Range 1-4 days</p> <p><b>2<sup>nd</sup> Quarter:</b> Average number of days to initiate non-IAQ/sanitation complaints was 4.4 days Range 1-9 days</p> <p><b>3<sup>rd</sup> Quarter:</b> Average number of days to initiate non-IAQ/sanitation complaints was 2.0 days Range 1-4 days</p>	<p><b>4<sup>th</sup> Quarter:</b> Average number of days to initiate non-IAQ/sanitation complaints was 2.6 days Range 1-5 days</p>