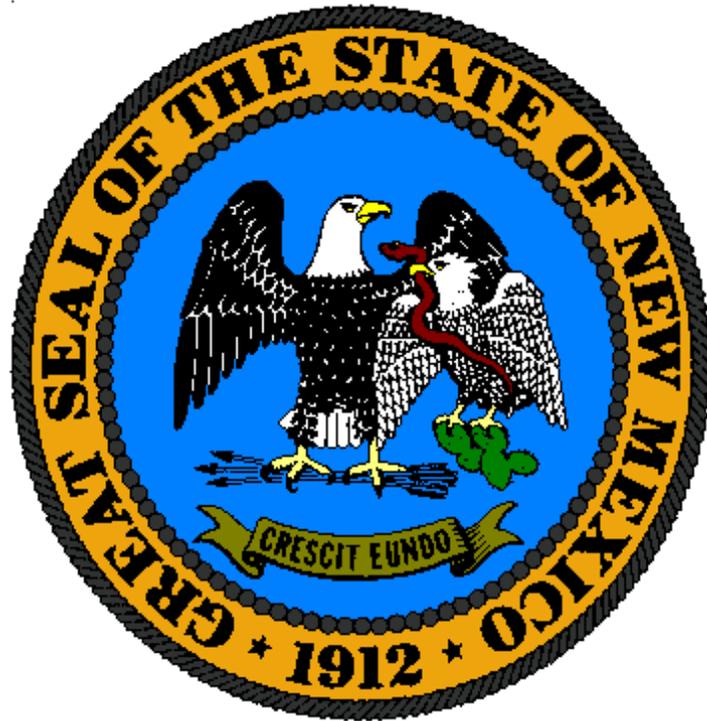


**New Mexico Environment Department  
Occupational Health and Safety Bureau  
State Operations Annual Report**



**Fiscal Year 2010  
October 1, 2009 – September 30, 2010**

**Bill Richardson, Governor  
Ron Curry, Secretary  
Butch Tongate, Bureau Chief**

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## **I. Executive Summary**

Federal Fiscal Year 2010 (FY10) was a successful year for the New Mexico Occupational Health and Safety Bureau (“OHSB” or “the Bureau”). The Bureau exceeded most of its annual compliance and consultation goals and continued to expand the number, size, and effectiveness of its cooperative programs.

In January 2010, the Bureau welcomed the team of OSHA Region VI personnel who conducted an enhanced federal annual monitoring and evaluation of our operations. The monitoring team shared its findings and offered recommendations for minor improvements related to case file documentation, hazard identification, citation processing, contact with victims’ families in fatality cases, and reducing health citation lapse times. The overall finding from the enhanced review was that OHSB made progress on all of the FY 2009 annual performance plan goals and the program continues to meet all of its State Plan requirements.

In FY10 OHSB focused its compliance efforts in the areas of highest hazards with a continued strong enforcement presence in residential construction, manufacturing, oil and gas, and highway construction. Significant enforcement resources were allocated to inspections of sites funded under the American Recovery and Reinvestment Act (ARRA). During FY10, the compliance section conducted 692 inspections, including twelve fatality investigations. This work resulted in the issuance of citations for 631 violations, including eleven willful and six repeat violations.

The citations issued during the year resulted in initial penalty assessments of \$1,269,862. OHSB collected \$369,191 in penalty payments during FY10.

OHSB continued to provide compliance assistance services to employers and organizations involved in high hazard industries. Assistance included outreach activities and active participation with six partnerships, eleven Voluntary Protection Program companies, and six alliances. As OHSB worked towards meeting and exceeding the performance objectives for FY10, the Bureau's four compliance assistance specialists coordinated activities with existing partners, worked closely with new companies and organizations to continue to expand the number of cooperative agreements, and provided training and educational information to employers, employees, and trade organizations.

A review of designated operational issues was conducted as part of the Bureau’s annual implementation of the State Internal Evaluation Program (SIEP). A thorough examination of six programmatic areas identified several minor issues and prompted modifications to internal policies and procedures to better address areas of vulnerability. Several of the findings from the SIEP were similar to those issues identified in the enhanced federal annual monitoring and evaluation.

OHSB was able to continue to expand most programs and maintain strong enforcement and consultation efforts despite State budgetary issues, including no pay increases and five furlough days for OHSB employees. A hiring freeze restricted our ability to fill the vacancies created by the resignation of a Compliance Officer in our Ruidoso office and the Consultation Program Manager in Santa Fe. OHSB has continued to improve its processes and use its limited resources efficiently in order to meet the demands of industry and provide the highest level of services possible.

## **II. Progress Toward Strategic Plan Accomplishment**

### **A. Compliance Section**

The OHSB Compliance Section utilized Local Emphasis Programs (LEPs) to focus on specific industries in New Mexico that have historically experienced high injury rates. Based on the low incidence rates of hazards within the agriculture industry, a decision was made to eliminate this LEP at the conclusion of FY10.

The number of inspections performed during FY10 increased by 22%, from 566 in FY09 to 692 in FY10. The number of citations issued decreased by 28%, from 879 to 631. The drop in citations per inspection, from 1.55 in FY09 to .92 in FY10, is attributable to two major factors. The first was a shift in our normal programmed inspection activities to include a significant number of inspections at lower hazard industries associated with the ARRA project. The second factor was a statewide reduction in employers and employees in the high hazard industries of residential construction and oil and gas.

Three of fourteen whistleblower investigations resulted in a finding of merit and all three cases were settled.

OHSB's Compliance Assistance Specialists continued promoting partnerships and alliances to increase the effectiveness of our efforts by involving business partners who share our goal of reducing workplace injuries and illnesses. Through these efforts, two new members, Nabors Well Services in Carlsbad and Nabors Well Services in Hobbs, were approved for participation in the Zia Star Voluntary Protection Program. The Associated Builders and Contractors Construction Leaders Agreement for Safety partnership also added two new members and several partner companies achieved higher levels of participation.

[Photo Redacted]

An OHSB Compliance Assistance Specialist was also instrumental in promoting the newly created partnership with the Associated Contractors of New Mexico, with eight new members added during the fiscal year. Through this partnership, OHSB personnel are able to attend OSHA Training Institute classes presented in Albuquerque by the University of Texas at Arlington's OTI Education Center at no expense to the Bureau.

## **B. Consultation Section**

The group of experienced OHSB Consultants performed 189 initial visits and identified 659 hazards during FY10. A total of 32 training visits and 18 follow-up visits were conducted. Included in these totals were 11 initial and 2 follow-up visits to public sector employers. Consultants identified 148 hazards during public sector visits, all of which were corrected in a timely manner. This concerted effort contributed to the improvement of the safety and health culture of New Mexico employers.

[Photo Redacted]

Two members of the OHSB consultation program staff were honored by OSHA Region VI at the 2010 OSHA Consultation Conference in San Diego. [Name Redacted] was recognized for his role in helping ten New Mexico companies qualify for OSHA's Safety and Health Achievement Recognition Program over the past eight years. [Name Redacted] was acknowledged for his management of the CARES program (Construction Agreement for Residential Employee Safety). The program, unique to New Mexico, helps residential builders and subcontractors implement and sustain highly effective health and safety programs for their employees.

The following three cooperative programs are administered by the consultation section:

### **1. Safety and Health Achievement Recognition Program (SHARP)**

SHARP is a partnership program that recognizes individual small companies that exceed stringent health and safety standards in the workplace. During FY10, two members of the SHARP program had significant reductions in their workforce and no longer met the requirements of the program. In March, Pro-Build/Albuquerque Millwork and Windows qualified as a new SHARP participant.

Current participants in the SHARP program are:

Company	Location
AUI, Inc	Albuquerque
Basic Energy Services RAFT	Bloomfield
Basic Energy Services Well Servicing	Bloomfield
Crego Block Company	Albuquerque
Lumber Products	Albuquerque
Pro-build / Albuquerque Millwork and Windows	Albuquerque
Sennheiser New Mexico, LLC	Albuquerque
Tri-State Generation and Transmission	Prewitt

## 2. Construction Agreement for Residential Employee Safety (CARES)

The Construction Agreement for Residential Employee Safety is a program that involves health and safety partnerships between OHSB and individual companies involved in residential construction, including general contractors, framers, roofers, electricians, painters, and lath and plaster companies. During FY10, ten new companies were approved for membership in the agreement. In addition to consultation services from OHSB, the companies that maintain good standing in the program are exempt from programmed planned inspections.

All of the companies have now achieved Superior status within the CARES program. To be upgraded to this level requires a high evaluation score determined by an OHSB consultant, maintenance of an occupational injury and illness rate that is at least 25% below the national average, and training of all foremen and field supervisors in a 30-hour construction hazard recognition class.

Current participants in the CARES program are:

Company	Location
Actus Lend Lease	Alamogordo
Albuquerque Equipment and Roofing Supplies	Albuquerque
Albuquerque Quality Framing LLC	Albuquerque
Alvarez Drywall Inc.	Rio Rancho
Anderson Drywall	Rio Rancho
Armstrong Drywall	Rio Rancho
Artisan Stucco Inc.	Albuquerque
Aspen Concrete LLC	Albuquerque
Bees Construction	Albuquerque
Builders Choice Painting	Albuquerque
Chavez Roofing Corporation	Albuquerque
Construction Development LLC	Las Cruces
DR Horton Southwest	Las Cruces
DR Horton Southwest	Albuquerque
Homelife Communities of New Mexico, Inc.	Albuquerque
Honey-Do Plumbing	Rio Rancho
Jenamar New Mexico	Albuquerque
KO Construction	Albuquerque
Lopez Roofing Services, Inc.	Santa Fe
O'Dell Corporation	Albuquerque
Ontiveros Insultation & Drywall	Las Cruces

Otero and Sons Roofing	Albuquerque
Priority Plumbing	Los Lunas
Pulte Homes of New Mexico	Albuquerque
Quality Builders	Albuquerque
Rio Grande Electric Company, Inc.	Los Lunas
Southwest Stucco	Rio Rancho
Stock Building Supply	Albuquerque
Thompson Heating & Air Conditioning	Albuquerque
Thurston Equity Corporation	Las Cruces
Veloz Homes	Las Cruces

### 3. Oil and Gas Safe Site Program (OGSSP)

The Oil and Gas Safe Site Program is a health and safety partnership that offers incentives to employers involved in drilling, servicing, and related business in the oil and gas industry. The partnership recognizes companies that qualify as being superior in providing safe and healthful workplaces for their employees and subcontractors.

Three new members qualified for the program in FY10, bringing the number of current members to six.

Company	Location
A-Plus Well Service	Farmington
Aztec Well Servicing Company, Inc.	Aztec
McVay Drilling Company	Hobbs
Basic Energy Services RAFT	Farmington
Basic Energy Services Well Servicing	Farmington
Sierra Oilfield Services, Inc.	Farmington

Following are a few of the significant outreach efforts conducted by consultation personnel during FY10:

- OHSB sponsored a three-day Cranes, Derricks, and Material Handling class in Albuquerque for 21 attendees. A crane and crane operator were provided by one of OHSB's partnership companies for use in the training session.
- A 30-hour Construction Standards Training Course in Albuquerque was attended by 39 representatives from local governments, construction companies, and the New Mexico Department of Transportation.
- 10-hour construction safety courses were taught in English and in Spanish in Las Cruces.
- OHSB's acting consultation program manager escorted a group of Arkansas health and safety consultants during visits to oil and gas well sites in the Four Corners area. Several companies involved in the NM OSHA Oil and Gas Safe Site Program provided access to their worksites and technical presentations to the Arkansas consultants.
- OHSB provided a presentation on workplace safety to 37 attendees at the Landfill Operator Certification Course sponsored by the Solid Waste Bureau in Las Cruces. The presentation emphasized the importance of management commitment and employee involvement in the development of a strong safety culture within any organization. It

also addressed the extreme costs of failing to adequately address workplace health and safety issues.

### C. Cooperative Programs

OHSB's cooperative programs include the following:

#### 1. Voluntary Protection Program (VPP)

The Zia Star Voluntary Protection Program recognizes and showcases employers who have implemented exemplary health and safety programs. The VPP program requires that participating companies implement health and safety programs that go beyond OSHA standards, that company managers are fully committed to creating a culture of safety within the organization, and that all employees are empowered to address health and safety issues. In FY10, OHSB celebrated its ninth year of program implementation by adding two new members.

Current VPP participants include:

Company	Location
CH2MHill OMI	Rio Rancho
Conoco-Phillips San Juan Gas Plant	Bloomfield
Conoco-Phillips Wingate Fractionator	Gallup
Georgia Pacific Corporation	Santa Teresa
Honeywell Aerospace - Albuquerque	Albuquerque
Intel Corporation	Rio Rancho
Nabors Well Service Ltd.	Carlsbad
Nabors Well Service Ltd.	Hobbs
NextEra Energy Resources	House
The Roco Corporation	Rio Rancho
Tri-State Generation and Transmission	Prewitt

#### 2. Associated General Contractors (AGC) Construction Health and Safety Excellence (CHASE)

The Construction Health and Safety Excellence program is a health and safety partnership with AGC that offers incentives to those who qualify by following prescribed standards and maintaining low injury incidence rates. The AGC-OHSB partnership agreement is in its tenth year. The two new members added in 2010 brings the number of participants to 27.

At a national level, the AGC recognizes contractor members for safety excellence by awarding a National AGC Safety Award (NASA) to those companies that have an incident rate 25% below their division rate. In 2010, 13 CHASE members were NASA award winners.

Current participants in the AGC CHASE program include:

Company	Level
American National Insulation & Sealants	Blue
AUI	Blue
B&D Electric Company Inc.	Blue
Beaty Construction	Blue
Big J Enterprises, LLC.	Blue
Bradbury Stamm Construction	Red
Crane Services Inc.	White
DKD Electric, LLC.	Blue

Ferreri Concrete Structures Inc	Red
Formwork Specialists Inc.	Red
Four Suns Builders Inc.	White
Franken Construction Company	Red
Gerald Martin General Contractor	Blue
H-Y Tech Mechanical and Construction Services	Blue
J.B. Henderson Construction., Inc.	Blue
Jaynes Corporation	Blue
Jaynes Structures, Inc.	Blue
Lockwood Construction Co.	White
Lone Sun Builders	White
Miller-Bonded Inc.	White
Noel Company	White
Precision Masonry, Inc.	Blue
Richardson & Richardson Inc	White
Star Construction	White
Territorial Scaffold, Inc.	Blue
Western States Fire Protection	Blue
Yearout Mechanical, Inc.	Blue

### 3. Associated Builders and Contractors Construction Leaders Agreement for Safety (CLAS)

The Construction Leaders Agreement for Safety program is a workplace health and safety partnership between OHSB and Associated Builders and Contractors of New Mexico that was created in 2001. Two new members were added in 2010 and four were dropped, bringing the total number of members to 21.

Current participants in the ABC CLAS program include:

Company	Level
AllSteel, Inc.	Platinum
Andy Lee General Contractor, LLC	Platinum
Ashcraft Mechanical	Gold
AUI, Inc.	Platinum
Beaty Construction	Gold
Big J Enterprises, LLC	Platinum
Brycon Construction	Platinum
Construction Contracting and Management	Platinum
D.R.B. Electric, Inc.	Platinum
DKD Electric LLC	Gold
Enterprise Builders Corporation	Platinum
Flintco, Inc.	Platinum
Klinger Constructors, LLC	Platinum
Mechanical Concepts Ltd. Co.	Platinum
Michael S. Rich Contractors, Inc.	Platinum
Platinum Builders Corporation	Gold
Reid and Associates Design Builders	Platinum
Service Electrical Corporation	Platinum
Sundance Mechanical	Platinum

SVD Construction	Gold
TLC Plumbing & Utility	Silver

#### 4. Associated Contractors of New Mexico

In September 2009, OHSB entered into a partnership with the Associated Contractors of New Mexico for the purpose of encouraging, acknowledging, and assisting New Mexico's heavy highway construction industry in their efforts to ensure a safe and healthful workplace for employees engaged in construction of our highways. This partnership has eight active members as shown below:

Company	Level
A.S. Horner	White
Bixby Electric, Inc.	White
Fisher Sand and Gravel New Mexico, Inc.	Red
FNF Construction	Blue
Hasse Contracting Company, Inc.	Red
Kiewit New Mexico	Blue
Kimo Construction	Red
Mountain States Constructors	Red

#### 5. American Subcontractors Association Partnership

New Mexico OHSB has created a Safety and Health Initiative Partners Agreement with the American Subcontractors Association dedicated to improving safety in the commercial construction industry. All members of the partnership agree to seek better methods and technologies for reducing injuries, occupational illnesses, diseases and fatalities in New Mexico's commercial construction workplaces. Special focus will be directed on the common job site hazards related to falls, electrocution, and accidental impact injuries.

In January of 2010, the partnership verification committee completed the verification process and approved membership for eight companies.

Company	Level
Beaty Construction	Platinum
G & H Construction	Gold
Les File Drywall	Gold
Lone Sun Builders	Gold
Merit Insulation	Platinum
Miller Bonded	Platinum
Western States Fire Protection	Platinum
Yearout Mechanical, Inc.	Platinum

#### 6. National Utility Contractors Association, Rio Grande Chapter (NUCA)

In February 2010, the National Utility Contractors Association and OHSB used their existing alliance as a basis for creating a new partnership. The purpose of the partnership is to focus on improving safety and health programs for the purpose of reducing workplace injuries and illnesses in the utility construction industry.

There are currently five members involved in this new partnership program.

Company	Level
AUI, Inc.	Platinum
RMCI, Inc.	Platinum
Samcon, Inc.	Gold
TLC Plumbing & Utility	Gold
Western Summit of New Mexico	Platinum

#### **7. San Juan College Alliance**

OHSB's alliance with San Juan College has proven to be productive in the delivery of health and safety training and education in the Four Corners region. Facilities at the college were used extensively during the October conference of oil well service employees. Training on hydrogen sulfide hazards and Basin Environmental and Safety Training were offered in conjunction with the conference.

#### **8. American Society of Safety Engineers – New Mexico Chapter Alliance**

The highlight of this alliance is the annual professional development conference held in Albuquerque. Health and safety training sessions and panel discussions are attended by scores of health and safety professionals. During the 2010 meeting, several OHSB personnel presented information to the large gathering. This conference also provides an excellent forum for OHSB to discuss the latest developments within OSHA and to publicize the achievements of our various cooperative programs.

#### **9. Central New Mexico Community College Alliance**

This alliance provides a forum to increase the visibility of OHSB within the community college and assists in providing safety and health training to employers and employees in central New Mexico.

#### **10. New Mexico Junior College Alliance**

This alliance serves the role of providing members and others with information and training, particularly to protect employees' health and safety in the construction and general industry segments.

#### **11. Associated Energy Servicing Companies**

OHSB and the Associated Energy Servicing Companies of the Permian Basin have formed an alliance to provide health and safety training to Spanish-speaking workers in the well servicing industry in southeastern New Mexico.

### **III. Administration Section**

The Administration Section of OHSB continues to enjoy the benefits of a stable and experienced workforce that provides critical support for the daily operations of the Bureau. In addition to their normal duties, some Administration Section staff participated in the validation of the OSHA Information System design, provided supporting data for quarterly monitoring reviews and for presentations by managers and staff, served on the Department's Health and Safety Committee, and exceeded the established goals necessary to support the OSHA Log Data Collection program.

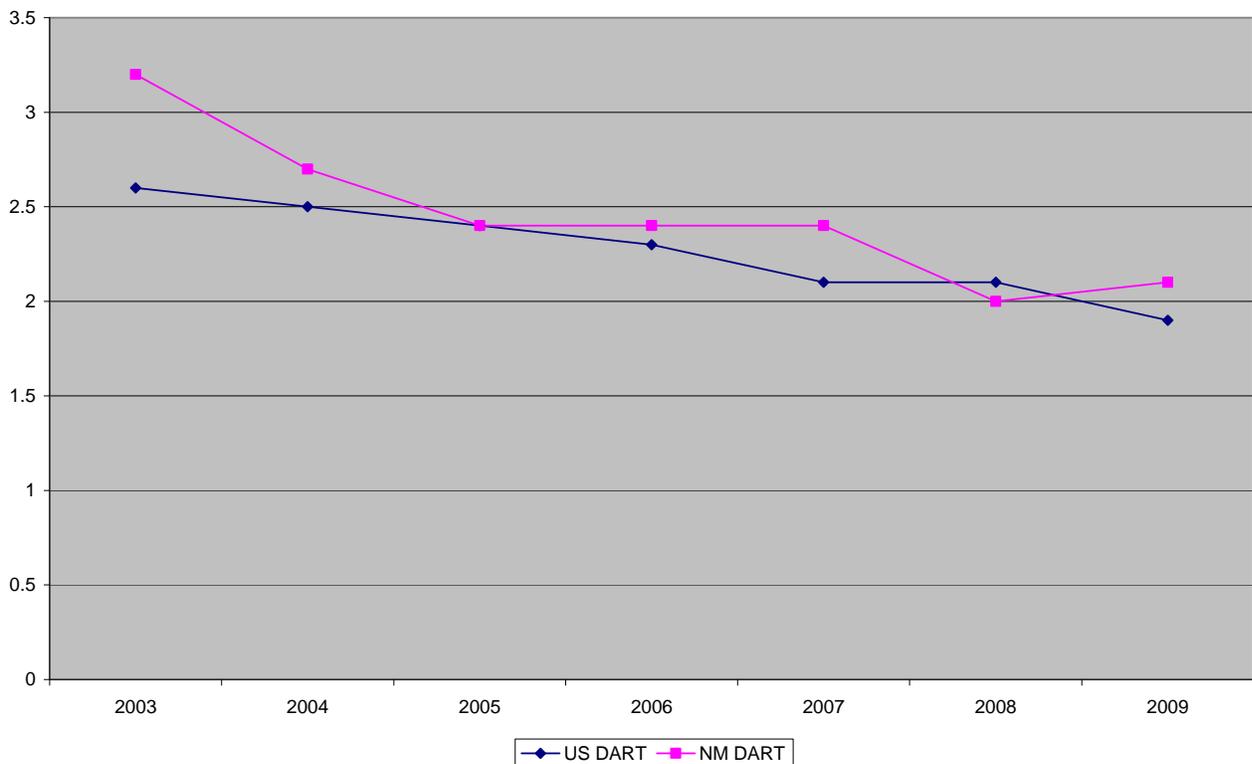
#### IV. Conclusion

In conclusion, the OHSB effectively utilized available resources to accomplish planned activities in the compliance, consultation, compliance assistance, and administrative sections of the Bureau. Primary outcome data indicates that the strategies and activities undertaken were effective in accomplishing the goals and objectives as outlined in the FY10 Performance Plan.

A tool used to evaluate our performance is the Bureau of Labor Statistics fatal occupational injury data for New Mexico. Our workplace fatality rate in New Mexico increased from 3.8 in 2008 to 5.3 in 2009 (per 100,000 workers). The number of work-related fatalities increased from 31 in 2008 to 42 in 2009. The increase in fatalities were primarily related to transportation incidents (20) and assaults or other violent acts (7).

In late 2010 the Bureau of Labor Statistics released injury incidence rates for 2009. The rate of Days Away, Restricted, or Job Transfer (DART) for all industries in New Mexico rose from 2.0 (per 100,000 workers) to 2.1 in 2009. Even though the 2009 rate was a slight increase from 2008, when examining seven years of data a positive trend is evident, as illustrated in the following graph.

US vs NM DART



## Appendix A – Review of FY2010 Performance Plan

This appendix is a summary of the Annual Performance Plan results for Compliance and Cooperative Programs of the New Mexico OHSB for fiscal year 2010. The following goals were established prior to the start of the fiscal year:

Performance Goal 1.1 – Reduce the total injury and illness DART rate to less than 2.4 for CY2010 through conducting 600 enforcement inspections and 170 consultation visits.

Performance Goal 1.2 – Experience fewer than 12 OSHA investigated workplace fatalities in FY2010.

Performance Goal 1.3 – Increase the number of new participants in SHARP by 3. Increase the number of CARES participants by 3. Increase the number of Oil & Gas Safe Site members by 3.

Performance Goal 1.4 – Increase the number of new company participants in strategic partnerships by 20.

Performance Goal 1.5 – Increase the number of VPP participants by 2.

Performance Goal 1.6 – Educate employers and employees regarding the value of occupational safety and health by increasing materials available in a language other than English, and by conducting workshops and conferences in growth industries.

Performance Goal 2.1 – Initiate inspections for reported fatalities within 1 working day 100% of the time.

Performance Goal 2.2 – Conduct investigations for referrals alleging serious hazards within 10 working days 95% of the time.

Performance Goal 2.3 – Complete discrimination investigations within 60 days 95% of the time.

The charts below provide detail regarding each of the above goals.

5 Year Performance Goal 1.1: Reduce the total New Mexico injury and illness DART rates by 8% by 2014 through focusing on targeted safety and health hazards.			
FY 2010 Performance Goal 1.1: Reduce the total injury and illness DART rate to less than 2.4 for CY2010 through conducting 600 enforcement inspections and 170 consultation visits.			
Performance Indicator Type	Indicator	Results	Comments
Activity Measures	Number of enforcement inspections	OHSB conducted 692 inspections in FY2010.	
	Number of consultation visits	OHSB conducted 239 consultation visits in FY2010.	
Intermediate Outcome Measures	Injury and illness DART rate for CY 2009	The DART rate for 2009 was 2.1.	The overall DART rate increased from 2.0 in 2008 to 2.1 in 2009. The increase was exclusively limited to the public sector, which increased from 2.3 to 3.1. The private sector rate remained at 1.8.
Primary Outcome Measures	Injury and illness DART rate of less than 2.4 for 2010		Results will not be available until October 2011.

5 Year Performance Goal 1.2: Reduce the 5-year average rate of OSHA investigated workplace fatalities by 8% through scheduled inspections and visits at workplaces targeted industries.		
FY 2010 Performance Goal 1.2: Experience fewer than 12 OSHA investigated workplace fatalities in FY2010.		
Performance Indicator Type	Indicator	Results
Activity Measures	Number of enforcement inspections in Oil & Gas	OHSB conducted 12 enforcement inspections in the Oil & Gas industry in FY2010.
	Number of consultation visits in Oil & Gas	OHSB conducted 48 consultation visits in the Oil & Gas industry in FY2010.
	Number of enforcement inspections in Construction	OHSB conducted 395 enforcement inspections in the Construction industry in FY2010.
	Number of consultation visits in Construction	OHSB conducted 86 consultation visits in the Construction industry in FY2010.
Intermediate Outcome Measures	Number of fatalities investigated in Oil & Gas	OHSB investigated 1 fatality in the Oil & Gas industry in FY2010.
	Number of fatalities investigated in Construction	OHSB investigated 7 fatalities in the Construction industry in FY2010.
	Record fewer than 12 OSHA	OHSB investigated 11 fatalities in FY2010.

	investigated fatalities	
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5 Year Performance Goal 1.3: Increase the number of new participants in SHARP by 10. Increase the number of CARES participants by 10. Increase the number of OIL & Gas Safe Site members by 10.		
FY 2010 Performance Goal 1.3: Increase the number of new participants in SHARP by 3. Increase the number of CARES participants by 3. Increase the number of Oil & Gas Safe Site members by 3.		
Performance Indicator Type	Indicator	Results
Activity Measures	Number of companies in Pre-SHARP status	There were no companies in Pre-SHARP status at the end of FY2010.
	Number of applicants for CARES	There were 10 new applicants for CARES during FY2010.
	Number of applicants for Oil & Gas Safe Site	There were 3 new applicants for the Oil & Gas Safe Site Program in FY2010.
Intermediate Outcome Measures	Number of new companies in Pre-SHARP status	There were no new companies in Pre-SHARP status at the end of FY2010.
	Number of new companies in CARES	There were 10 new companies in the CARES program at the end of FY2010.
	Number of new companies in Oil & Gas Safe Site	There were 3 new companies in the Oil & Gas Safe Site program at the end of FY2010.
Primary Outcome Measures	Have 10 SHARP members	At the end of FY2010 there were 8 SHARP members.
	Have 30 CARES members	At the end of FY2010 there were 31 CARES members.
	Have 6 Oil & Gas Safe Site members	At the end of FY2010 there were 6 Oil & Gas Safe Site members.

5 Year Performance Goal 1.4: Increase the number of new company participants in strategic partnerships by 20.		
FY 2010 Performance Goal 1.4: Increase the number of new company participants in strategic partnerships by 4.		
Performance Indicator Type	Indicator	Results
Activity Measures	Number of applicants for ABC	There were 2 new applicants for the ABC partnership program in FY2010.
	Number of applicants for ACNM	There were 7 new applicants for the ACNM partnership program in FY2010 (2 of which are still being reviewed).
	Number of applicants for AGC	There were 2 new applicants for the AGC partnership program in FY2010.
	Number of applicants for ASA	There were 8 new applicants for the ASA partnership program in FY2010.

	Number of applicants for CCP	There were no new applicants for CCP in FY2010. OHSB is reevaluating the effectiveness of this type of partnership.
	Number of applicants for NUCA	There were 3 new applicants for the NUCA partnership in FY2010.
Intermediate Outcome Measures	Number of new members in ABC	In FY2010, 2 new members joined the OHSB-ABC partnership program.
	Number of new members in ACNM	In FY2010, 5 new members joined the OHSB-ACNM partnership program.
	Number of new members in AGC	In FY2010, 2 new members joined the OHSB-AGC partnership program.
	Number of new members in ASA	In FY2010, 8 new members joined the OHSB-ASA partnership program.
	Number of new members in CCP	In FY2010, no companies applied for the CCP program.
	Number of new members in NUCA	In FY2010, 3 new members joined the OHSB-NUCA partnership program.
Primary Outcome Measures	Have 59 members total in all programs.	At the end of FY2010, there were a total of 71 members in OHSB partnership programs.
	Total number of ABC members.	At the end of FY2010, there were 23 members of the OHSB-ABC partnership program.
	Total number of ACNM members.	At the end of FY2010, there were 8 members of the OHSB-ACNM partnership program.
	Total number of AGC members.	At the end of FY2010, there were 27 members of the OHSB-AGC partnership program.
	Total number of ASA members.	At the end of FY2010, there were 8 members of the OHSB-ASA partnership program.
	Total number of CCP members.	At the end of FY2010, there were no companies participating in the CCP program.
	Total number of NUCA members.	At the end of FY2010, there were 5 members of the OHSB-NUCA partnership program.

5 Year Performance Goal 1.5: Increase the number of VPP participants by 8.		
FY 2010 Performance Goal 1.5: Increase the number of VPP participants by 2.		
Performance Indicator Type	Indicator	Results
Activity Measures	Number of candidates for VPP	During FY2010 two companies became candidates for VPP.
Intermediate Outcome Measures	Number of new VPP members	During FY2010 two companies were approved for initial VPP status.
Primary	Have 10 VPP members	At the end of FY2010, there were 11 companies

Outcome Measures		approved as Zia Star VPP members.
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5 Year Performance Goal 1.6:  
Educate employers and employees regarding the value of occupational safety and health by increasing materials available in other than English, and by conducting workshops and conferences in growth industries.

FY 2010 Performance Goal 1.6:  
Educate employers and employees regarding the value of occupational safety and health by increasing materials available in other than English, and by conducting workshops and conferences in growth industries.

Performance Indicator Type	Indicator	Results
Activity Measures	Number of all workshops conducted	OHSB staff conducted 17 workshops in FY2010.
	Number of all speaking engagements given	OHSB staff participated in 8 speaking engagements in FY2010.
	Number of publications, workshops, or speaking engagements conducted in a language other than English	Three OHSB publications or workshops dealt with activities in Spanish.
	Number of activities involving healthcare or healthcare support	Two workshops were conducted for the healthcare support industry during FY2010.
Primary Outcome Measures	Participate in 13 workshops	OHSB staff participated in 17 workshops in FY2010.
	Participate in 9 speaking engagements.	OHSB staff participated in 8 speaking engagements in FY2010.
	Participate in 3 outreach activities in a language other than English.	OHSB staff participated in 3 outreach activities conducted in Spanish in FY2010.
	Participate in 2 home healthcare or healthcare support activities.	OHSB staff participated in 2 healthcare support activities in FY2010.

5 Year Performance Goal 2.1:  
Initiate inspections for reported fatalities within 1 working day 100% of the time.

FY 2010 Performance Goal 2.1:  
Initiate inspections for reported fatalities within 1 working day 100% of the time.

Performance Indicator Type	Indicator	Results
Activity Measures	Number of reported fatalities investigated during the fiscal year	In FY2010, OHSB investigated 11 workplace incidents that resulted in 12 fatalities. One incident occurred on 9/16/09, but the victim did not succumb to his injuries until almost four weeks later. One of the incidents investigated

		resulted in the deaths of two employees.
Intermediate Outcome Measures	Number of reported fatalities responded to within 1 working day	Of the 11 fatal incidents reported to OHSB in FY2010, OHSB responded to 9 within one working day.
Primary Outcome Measures	Percentage of inspections for reported fatalities initiated within 1 working day	In FY2010, OHSB initiated investigations of 81.8% of reported fatal workplace incidents within one working day of being notified.

5 Year Performance Goal 2.2: Conduct inspections for referrals alleging serious hazards within 10 working days 95% of the time.		
FY 2010 Performance Goal 2.2: Conduct inspections for referrals alleging serious hazards within 10 working days 95% of the time.		
Performance Indicator Type	Indicator	Results
Activity Measure	Number of referrals alleging serious hazards received	In FY2010, OHSB received 319 referrals alleging serious hazards.
Intermediate Outcome Measure	Average number of working days to conduct inspections for referrals alleging serious hazards	The average number of working days to conduct an inspection for referrals alleging a serious hazard was 4.66.
Primary Outcome Measures	Percentage of investigations conducted within 10 working days	During FY2010, OHSB conducted investigations of referrals alleging serious hazards within 10 working days in 89.7% of the cases (286 of 319).

5 Year Performance Goal 2.3: Complete discrimination investigations within 60 days 95% of the time.		
FY 2010 Performance Goal 2.3: Complete discrimination investigations within 60 days 95% of the time.		
Performance Indicator Type	Indicator	Results
Activity Measures	Number of discrimination cases opened	In FY2010, OHSB opened 13 discrimination cases.
Intermediate Outcome Measures	Number of discrimination cases completed within 60 days	Of the 13 discrimination cases opened in FY2010, 11 were completed within 60 days.
Primary Outcome Measures	Percentage of discrimination cases completed within 60 days.	OHSB completed 84.6% of its FY2010 discrimination case investigations within 60 days.

Appendix B – Training, Outreach, and Program Development Fiscal Year 2010

**A. Internal Training**

The following table summarizes the training taken by OHSB personnel during FY2010.

<b>Training Taken in FY2010 - New Mexico OHSB</b>					
<b>Provider</b>	<b>Description</b>	<b>Compliance</b>	<b>Consultation</b>	<b>Admin</b>	<b>Total</b>
ACNM	Storm Water Pollution Prevention	1			1
BLS	Confidentiality Training			2	2
Crane	Basic Rigging Course (Crane Services or Crosby Group)	1	5		6
NMED	Office of General Counsel Inspector Training	7			7
OTI	Basic Whistleblower			1	1
OTI	Consultation Systems Assessment Training		2		2
OTI	Machinery and Machine Guarding Standards	1	1		2
OTI	Webinar - Recordkeeping NEP Interviewing	10		5	15
OTI	Webinar Cranes and Derricks	5	2	2	9
OTI	Webinar H1N1 Compliance Directive	3			3
OTI	Webinar Penalty Policies	9		3	12
OTI	Webinar Roadway Safety Training Tool Introduction	3	3	1	7
GSD	Defensive Driving	4	1	1	6
SPO	Living in a Union Environment	1	1		2
TEEX	Combustible Dust	1			1
UTA	Accident Investigation	1			1
UTA	Advanced Accident Investigation	1			1
UTA	Cranes, Derricks and Material Safety	3	3		6
UTA	Excavation, Trenching and Soil Mechanics	2			2
UTA	Industrial Hygiene	4	1	1	6
UTA	Introduction to Accident Investigation	1	1		2
UTA	Machinery and Machine Guarding Standards		1		1
UTA	Permit-Required Confined Space Entry	1			1
UTA	Recordkeeping Rules Seminar	1			1
UTA	Standards for General Industry	4	2		6

UTA	Standards for the Construction Industry	4			4
UTA	Trainer Course in OSH Standards for the Construction Industry	2			2
UTA	Trainer Course in Standards for General Industry	1			1
UTA	Work Zone Traffic Control	1			1
UTA	Hazardous Materials	1			1
WOHL	Orientation to Industrial Hygienist Laboratory		1		1
	<b>Totals</b>	<b>73</b>	<b>24</b>	<b>16</b>	<b>113</b>

ACNM – Associated Contractors of New Mexico  
GSD – New Mexico General Service Department  
SPO – New Mexico State Personnel Office  
UTA – University of Texas at Arlington

BLS – Bureau of Labor Statistics  
OTI – OSHA Training Institute  
TEEX – Texas Engineering Extension Service  
WOHL – Wisconsin Occupational Health Laboratory

## **B. External Training and Outreach**

OHSB sponsored a three-day Cranes, Derricks, and Material Handling class in Albuquerque for 21 attendees, including two members of the Construction Industries Division Crane Board.

OHSB sponsored a 30-hour Construction Standards Training Course in Albuquerque which was attended by 39 representatives from local governments, construction companies, and the NM Department of Transportation.

OHSB sponsored two 10-hour construction courses in Las Cruces which were attended by 44 individuals. One of the two classes was conducted in Spanish.

NM OSHA’s acting consultation program manager escorted a group of Arkansas health and safety consultants during visits to oil and gas well sites in the Four Corners area. Several companies involved in the NM OSHA Oil and Gas Safe Site Program provided access to their worksites and technical presentations to the Arkansas consultants.

An OHSB Compliance Assistance Specialist provided a health and safety presentation at the Landfill Operators Certification course sponsored by the Solid Waste Bureau in Albuquerque.

OHSB, in cooperation with the American Society of Safety Engineers, the Building Industry Association, the Construction Trades Partnership, and New Mexico State University, sponsored four OSHA 10-hour classes in Las Cruces: two construction classes in English; one general industry class in English; and one construction class in Spanish. More than 120 individuals received the free training.

The OHSB Bureau Chief attended a strategic planning session initiated by the Department of Health Epidemiology and Response Division to look at ways of increasing health practitioner reports of occupational injuries and illnesses and improving our collective efforts to prevent work-related injuries and illnesses. The session was attended by a cross section of government, business, and non-profit organization representatives.

OHSB mailed letters to 17 New Mexico companies that are involved in grain storage and handling operations. The letters were prompted by several recent fatal and near-fatal accidents at grain handling facilities across the country. The letters advised employers of their obligation to

provide a safe work environment for employees, specifically addressed the primary requirements of the OSHA grain handling standards, and offered free consultation and compliance assistance upon request.

An OHSB compliance assistance specialist conducted a presentation on Ergonomics Guidelines for the Prevention of Musculoskeletal Disorders in the Health Care Industry at the New Mexico Health Care Association and New Mexico Center for Assisted Living's 57<sup>th</sup> Annual Convention and Exposition. Discussions regarding the development of a coalition to focus on reducing the number of ergonomic related injuries in the health care industry were also held.

[Photo Redacted]

An OHSB compliance assistance specialist conducted a presentation titled "Elements of a Safety and Health Program" and provided industry relevant materials at the two-day International Society of Arboriculture, 2010-Think Trees Conference. The approximately 300 conference attendees represented New Mexico cities, counties, state government agencies, post-secondary educational institutions, and small businesses.

Several members of the OHSB staff participated in a panel discussion at the 2010 Oil and Gas Conference in Farmington. Issues raised during the discussion included the failure of some federal and state agency employees to abide by health and safety procedures required by oil and gas companies at their sites.

OHSB provided a presentation on workplace safety to 37 attendees at the Landfill Operator Certification Course sponsored by the Solid Waste Bureau in Las Cruces. The presentation emphasized the importance of management commitment and employee involvement in the development of a strong safety culture within any organization. It also addressed the extreme costs of failing to adequately address workplace health and safety issues.

Several members of the OHSB staff gave presentations at the professional development conference sponsored by the Zia Section of the American Society of Safety Engineers in Las Cruces.