U.S. Department of Labor
Occupational Safety and Health Administration
Strom Thurmond Federal Building, 1835 Assembly Street
Room 1472
Columbia, SC 29201
Phone: 803-765-5904 Fax: 803-765-5591

Citation and Notification of Penalty

To:
Detyens Shipyards, Inc.
1670 Drydock Avenue Bldg 236, Suite 200
North Charleston, SC 29405

Inspection Number: 1013762
Inspection Date(s): 12/02/2014 - 12/12/2014
Issuance Date: 06/01/2015

Inspection Site:
1670 Drydock Avenue Bldg 236, Suite 200
North Charleston, SC 29405

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. **Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "**OSHA**" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of $25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide ***abatement certification*** to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that ***abatement documentation*** is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/01/2015. The conference will be held by telephone or at the OSHA office located at Strom Thurmond Federal Building, 1835 Assembly Street, Room 1472, Columbia, SC 29201 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1013762

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405
Issuance Date: 06/01/2015

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, Strom Thurmond Federal Building, 1835 Assembly Street, Room 1472, Columbia, SC 29201**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____
_____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____
_____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____
_____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____
_____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____
_____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____
_____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

_____ _____
Signature Date

_____ _____
Typed or Printed Name Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than $10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 1 Type of Violation: **Serious**

29 CFR 1910.36(b)(1): Two exit routes. At least two exit routes was not available in the workplace to permit prompt evacuation of employees and other building occupants during an emergency, except as allowed in paragraph (b)(3) of this section. The exit routes must be located as far away as practical from each other so that if one exit route is blocked by fire or smoke, employees can evacuate using the second exit route.

a) Building Number 9: A building used as a warehouse did not have two exits located far enough away from each other to allow employees to evacuate safely. There were two exit doors close together at the building's entrance, there was no other functioning exit door between them and the back of the building 325 feet away.

ABATEMENT CERTIFICATION IS REQUIRED

Date By Which Violation Must be Abated:	07/09/2015
Proposed Penalty:	$5500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 2 Type of Violation: **Serious**

29 CFR 1910.36(d)(1): Employee(s) were not able to open an exit route door from the inside at all times without keys, tools, or special knowledge:

a) West end of Building 256: The exit door in the back of the building had been fastened shut with a strand of barbed wire.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $5500.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 3 a Type of Violation: **Serious**

29 CFR 1910.178(p)(1): Powered industrial truck(s) found to be in need of repair, defective, or in any way unsafe had not been taken out of service until restored to safe operating condition(s).

a) East end of Building 9: A Hyster forklift, serial number MC401808521B, was not equipped with a functioning horn.

b) East end of Building 9: A United Tractor Company "Mule" serial number 13297 and Identified by the ID number PH-1, was not equipped with a functioning horn.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $7000.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 3 b Type of Violation: **Serious**

29 CFR 1915.93(b)(3): The employer did not replace safety equipment that was removed from a vehicle.

a) East end of Building 9: A Hyster forklift, serial number MC401808521B, the old seat (equipped with a seat belt) was switched out with a new seat in August 2014 which was not equipped with a seat belt.

b) East end of Building 9: A United Tractor Company "Mule" serial number 13297 and ID number PH-1, had a seat not original to the Mule, which was not equipped with a seat belt.

Date By Which Violation Must be Abated: Corrected During Inspection

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.212(a)(5): Fan blade guards, where the periphery of the blades was less than seven feet above the floor or working level, had openings larger than one half inch:

a) South wall of the Fuel Maintenance Store Room: A job made wall/window fan 5 feet, 5 inches from the concrete floor had a fan blade guard with 2 inch openings.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $3300.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 5 Type of Violation: **Serious**

29 CFR 1910.213(h)(4): Radial saw(s) were not installed in a manner so as to cause the cutting head to return gently to the starting position when released by the operator:

a) South wall of the Carpentry shop: The cutting head to a Delta radial arm saw, serial number 90B0757q, model 33-082; did not return to the starting position when released.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $5500.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 6 a Type of Violation: **Serious**

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

a) Southeast corner of the Rigging Loft: The 120 volt "Woods" relocatable power tap designed and listed to provide power to high concentrations of low powered loads such as computers, printers, radios, etc. was instead used to provide power to high powered equipment such as a Sharp microwave oven.

b) North wall of the Electrical Supervisors Office: A 120 volt relocatable power tap designed and listed to be relocatable was found to be securely attached to the right-hand side of a metal desk with 3 plastic ties rendering it non-relocatable.

c) Southwest corner of the Electrical Supervisors Office: A 120 volt six outlet "Wiremold" wall power tap designed and listed to provide power to high concentrations of low powered loads such as computers, printers, radios, etc. was instead used to provide power to high powered equipment such as a GE refrigerator, a Sharp microwave oven, and a coffee pot.

d) Southwest corner of the Electrical Supervisors Office: A 120 volt "Belkin" relocatable power tap was "daisy chained" into the "Wiremold" wall power tap, which was then plugged into a duplex receptacle outlet, which is a violation of its' listing.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $3300.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 6 b Type of Violation: **Serious**

29 CFR 1910.304(b)(2): Outlet devices had an ampere rating less than the load being served:

a) Southwest corner of the Electrical Supervisors Office: A 120 volt a six outlet "Wiremold" wall power tap was used to provide power to a GE refrigerator (1.9 amps), a Sharp microwave oven (12.9 amps), coffee pot (14.5 amps) and a battery charger (.4 amps), with a total of 29.7 amps, with is a larger amperage than the wall taps' 15 amps.

Date By Which Violation Must be Abated: Corrected During Inspection

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 7 Type of Violation: **Serious**

29 CFR 1910.303(g)(1): Sufficient access and working space was not provided and maintained about all electric equipment (operating at 600 volts, nominal, or less to ground) to permit ready and safe operation and maintenance of such equipment:

a) West wall of the Paint Shop of the Fuel Maintenance Department: Access to six electrical panels and switch boxes was blocked to the south by an air compressor; to the east by metal storage cabinets and to the north by metal tool storage cases.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $4400.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 8 a Type of Violation: **Serious**

29 CFR 1910.305(g)(1)(iv): Flexible cords and/ or cables were used for purposes prohibited by paragraphs (A) through (F) of 29 CFR 1910.305(g)(1)(iv):

a) North wall of the Building 1801 Break Room: A 120 volt extension cord was found to be plugged into a receptacle outlet in the building. The cord was placed through a hole cut into the wall where it provided power to an outside "drinking water cooler". It was also used in lieu of fixed wiring.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $4400.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 8 b Type of Violation: **Serious**

29 CFR 1910.334(a)(2)(ii): There was a defect or evidence of damage that could have exposed an employee to injury and the defective or damaged item was not removed from service:

a) Center of Pipe Shop: A 120 volt extension cord used to provide power to portable fan had a 1.5 inch gouge in the outer insulation which exposed the wires underneath including some areas where bare wire was showing, it was covered with black tape and was still used in that condition.

Date By Which Violation Must be Abated: Corrected During Inspection

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 9 Type of Violation: **Serious**

29 CFR 1910.305(j)(2)(vii): A receptacle installed in a wet location where the product intended to be plugged into it was to be attended while in use (for example, portable tools) did not have an enclosure that was weatherproof when the attachment plug cap was removed:

a) North side of the Pipe Shop container set up at the South end of F-Pier: An outdoor type 120 volt duplex receptacle outlet was found to have an extension cord plugged into it, but it was not equipped with a weatherproof cover.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $4400.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 10 Type of Violation: **Serious**

29 CFR 1915.56(b)(2): Welding cable was not free from repair or splices for a minimum distance of 10 feet from the cable end to which the electrode holder was connected.

a) Center of Pipe Shop: The electro lead cable used for arc welding at the site was found to have repairs within 10 feet from the electrode holder end.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $3300.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1915.56(e): Arc welding and cutting operations were not shielded by noncombustible or flameproof screens to protect employees in the vicinity from the direct rays of the arc.

a) Center of Pipe Shop: Three employees were observed sitting on the floor and welding. There were only two welding screens in the area and they were not positioned to protect any employees, at least 20 employees were observed working or walking by the area.

b) Pipe Shop Welding Room: Several employees were observed arc welding at welding stations and the few screens in the room were not positioned to prevent nearby employees from the direct rays of the arc.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $5500.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 12 Type of Violation: **Serious**

29 CFR 1915.81(a)(3): The employer stored materials in a manner that created a hazard for employees.

a) Shipping and Receiving Area: Items stored on top of shelving were found to not be plumb and square, and they were listing toward (or hanging over) the edge of the shelving. Some pallets on which items had been stored had failed, causing the stored items to be unstable which could fall on employees working in the area. Items included: wooden pallets, cardboard and wooden boxes full of miscellaneous items, portable generators, packing material, stored paper records, etc.

b) South wall of Building 256: Metal electrical panels and wooden spools containing electrical wiring were found to be stored on shelving in a manner that was not plumb and square, and the items were listing to the edge of the shelving exposing employees to struck by hazards.

ABATEMENT CERTIFICATION IS REQUIRED

Date By Which Violation Must be Abated:	06/17/2015
Proposed Penalty:	$5500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1915.81(a)(4): The employer did not maintain easy and open access to each fire-alarm box, fire-call station, fire-fighting equipment, and each exit, including ladders, staircases, scaffolds, and gangways.

a) West end of Building 256: Access to the exit door was blocked by four electrical panel covers which were set directly in front of the exit door and they were leaning into it.

b) East end of Building 256: Access to the exit door was blocked by a wooden crate full of 4 inch PVC pipe and metal frames set directly in front of the door.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $5500.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 2 Item 1 Type of Violation: **Repeat**

29 CFR 1915.73(d): When employees were exposed to unguarded edges of decks, platforms, flats, or similar flat surfaces, more than 5 feet above a solid surface, the edges were not guarded by adequate guardrails meeting the requirements of 29 CFR 1915.71(j)(1) and (2).

a) Amidships of the Main Machinery Room #1 of the USNS Zeus: The top rail and midrail of the wire cable guard placed on the starboard and aft sides of the opening was not taut as required by 1915.71(j)(2).

b) Starboard quarter of the Main Machinery Room #2 of the USNS Zeus: A wire cable guard (top rail and midrail) used as fall protection at a hole cut into the starboard quarter of the ship was not taut as required by 1915.71(j)(2).

Detyens Shipyards, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard , which was contained in OSHA inspection number 308329739, citation number 01,item number 05 and was affirmed as a final order on August 12, 2011, with respect to a workplace located at the Dredge B.E. Lindholm Detyens Shipyards, Inc.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $38500.00

Citation and Notification of Penalty

Company Name: Detyens Shipyards, Inc.
Inspection Site: 1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405

Citation 3 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.37(b)(2): Each exit was not clearly visible and marked by a sign reading "Exit":

a) West end of Building 256: There was no sign above the exit door reading "Exit".

b) East end of Building 256: There was no sign above the exit door reading "Exit".

ABATEMENT CERTIFICATION IS REQUIRED

Date By Which Violation Must be Abated: 06/17/2015
Proposed Penalty: $0.00

Darlene Fossum
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
Strom Thurmond Federal Building, 1835 Assembly Street
Room 1472
Columbia, SC 29201
Phone: 803-765-5904 Fax: 803-765-5591

INVOICE / DEBT COLLECTION NOTICE

Company Name:	**Detyens Shipyards, Inc.**
Inspection Site:	**1670 Drydock Avenue Bldg 236, Suite 200, North Charleston, SC 29405**
Issuance Date:	**06/01/2015**

Summary of Penalties for Inspection Number	**1013762**
Citation 1, Serious	**$63100.00**
Citation 2, Repeat	**$38500.00**
Citation 3, Other-than-Serious	**$0.00**
TOTAL PROPOSED PENALTIES	**$101600.00**

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "**OSHA**" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of $25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your

original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.

Darlene Fossum
Area Director

5/28/15
Date