

U.S. Department of Labor
Occupational Safety and Health Administration
53 Pleasant Street, Room 3901
J.C. Cleveland Federal Bldg.
Concord, NH 03301
Phone: 603-225-1629 Fax: 603-225-1580



Citation and Notification of Penalty

To:
EWP Renewable Corporation,
dba Springfield Power, LLC
and its successors
303 Fellowship Rd. Suite 105
Mount Laurel, NJ 08054

Inspection Site:
54 Fisher Corner Road
Springfield, NH 03284

Inspection Number: 1288018
Inspection Date(s): 01/09/2018 - 05/18/2018
Issuance Date: 05/21/2018

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 05/21/2018. The conference will be held by telephone or at the OSHA office located at 53 Pleasant Street, Room 3901, J.C. Cleveland Federal Bldg., Concord, NH 03301 on

_____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1288018

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284
Issuance Date: 05/21/2018

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, 53 Pleasant Street, Room 3901, J.C. Cleveland Federal Bldg., Concord, NH 03301**

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.28(b)(7): The employer did not ensure that each employee on a walking-working surface near an opening, including one with a chute attached, where the inside bottom edge of the opening is less than 39 inches (99 cm) above that walking-working surface and the outside bottom edge of the opening is 4 feet (1.2 m) or more above a lower level is protected from falling:

Process Fuel Building, Hog Room - Employees cleaning saw dust are not protected from falls of approximately 10 feet through a wall opening where employees shovel the saw dust to the building exterior. The wall opening does not have guard rails to prevent a fall and employees are not required to wear personal fall arrest equipment when shoveling saw dust through the wall opening.

Date By Which Violation Must be Abated: 05/25/2018
Proposed Penalty: \$6467.00

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

29 CFR 1910.30(a)(1): The employer did not provide training to each employee who uses personal fall protection systems prior to being exposed to a fall hazard:

Site - Each employee required to use personal fall arrest and restraint equipment was not provided with fall protection training from the employer.

Date By Which Violation Must be Abated: 06/08/2018
Proposed Penalty: \$6467.00

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1288018
Inspection Date(s): 01/09/2018 - 05/18/2018
Issuance Date: 05/21/2018



Citation and Notification of Penalty

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.37(a)(3): Exit route(s) were not kept free and unobstructed:

Site - Exits on the first floor of the boiler building, the front exit to the bin haul up building, and the back exit to the pump house were not kept clear and unobstructed creating a trip hazard for employees using the exits.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/08/2018
\$3880.00

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

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

29 CFR 1910.38(c)(2): The emergency action plan did not include procedures for emergency evacuation, including type of evacuation and exit route assignments:

Site - Employees were not protected from fire and entrapment hazards where the written emergency action plan did not include emergency evacuation procedures including exit route assignments in regards to an establishment that has had previous fires.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/09/2018
\$6467.00

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

29 CFR 1910.39(c)(1): A fire prevention plan did not include, a list of all major fire hazards, proper handling and storage procedures for hazardous materials, potential ignition sources and their control, and the type of fire protection equipment necessary to control each major hazard:

Site - Employees were not protected from fire and entrapment hazards where the written fire prevention plan was not site specific and did not include a list of all the major fire hazards at the site, proper handling and storage procedures for hazardous materials, and the potential ignition sources and their control.

Date By Which Violation Must be Abated:

07/09/2018

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.39(c)(2): A fire prevention plan did not include procedures to control accumulations of flammable and combustible waste materials:

Site - Employees were not protected from fire and entrapment hazards where the written fire prevention plan was not site specific and did not include procedures to control the accumulation of combustible materials such as; but not limited to; hot ash, wood dust, and wood chips.

Date By Which Violation Must be Abated:

07/09/2018

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

29 CFR 1910.39(c)(3): A fire prevention plan did not include procedures for regular maintenance of safeguards installed on heat-producing equipment to prevent the accidental ignition of combustible materials:

Site - Employees were not protected from fire and entrapment hazards where the written fire prevention plan was not site specific and did not include procedures for the regular maintenance of safeguards installed on heat-producing equipment such as; but not limited to; the steam boiler, heat exchangers, and electrical equipment.

Date By Which Violation Must be Abated:

07/09/2018



Citation and Notification of Penalty

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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 5a Type of Violation: **Serious**

29 CFR 1910.146(c)(2): The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of and the danger posed by the permit spaces:

Site - Employees were not protected from asphyxiation and entrapment hazards where permit required confined spaces did not have danger signs located at the entrance informing employees of the hazards within the space such as, but not limited to, silo 1, silo 2, dust collector, and electrostatic precipitator.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/08/2018
\$6467.00

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

29 CFR 1910.146(c)(4): When the employer decided that its employees would enter permit spaces, the employer did not develop and implement a written permit space entry program that complied with 29 CFR 1910.146:

Site - Employees were not protected from asphyxiation and entrapment hazards where permit required confined spaces were entered without implementing the written permit required confined space program. On or about December 5, 2017; December 11, 2017; and December 19, 2017 employees entered Silo 1 and on or about January 8, 2018 employees entered Silo 2 without implementing the written permit required confined space program or declassifying the permit spaces to non-permit spaces.

Date By Which Violation Must be Abated:

05/25/2018

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.178(l)(1)(i): The employer did not ensure that each powered industrial truck operator is competent to operate a powered industrial truck safely, as demonstrated by the successful completion of the training and evaluation specified in this paragraph (l):

Site - Each employee operating a Toyota 7FGU25 forklift was not provided with operator training by the employer including formal classroom or video training, a written examination, and a practical examination.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/08/2018
\$6467.00

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

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 p.s.i.:

Site - Employees were not protected from eye injuries where wood dust was cleaned with high pressure pneumatic wands operating at approximately 90 p.s.i. and were not equipped with diffusers to reduce the operating pressure of the air compressor.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/01/2018
\$3880.00



Citation and Notification of Penalty

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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 8a Type of Violation: **Serious**

29 CFR 1910.269(a)(2)(i)(A): Each employee was not trained in, and familiar with, the safety-related work practices, safety procedures, and other safety requirements in this section that pertain to his or her job assignments:

Substation - Employees entering the substation and engaged in work activities including, but not limited to, thawing out pneumatic air lines controlling the closing of circuit breakers with open flames were not protected from electric shock and arc flash hazards where the employer did not train employees in regards to the minimum approach distances to exposed energized parts in the substation, required personal protective equipment to be worn, and the use of conductive tools and equipment within the substation.

Date By Which Violation Must be Abated: 06/08/2018
Proposed Penalty: \$6467.00

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

29 CFR 1910.332(b)(1): Employees were not trained in and familiar with the safety-related work practices required by 1910.331 through 1910.335 that pertained to their respective job assignments:

Site - Employees exposed to live parts operating over 50 volts while voltage testing were not provide with safe electrical work practice training from the employer.

Date By Which Violation Must be Abated: 06/08/2018

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.269(d)(2)(vi): The employer did not provide training to ensure that the purpose and function of the energy control program is understood by employees and that the knowledge and skills required for the safe application, usage, and removal of energy controls is acquired by employees:

- a. Silo 1- Employees entering the silo for preventative maintenance were not protected from struck-by, amputation, and engulfment hazards where the employer did not provide lock out tag out training to the authorized employees regarding the procedures to be followed to correctly isolate all energy sources. On or about December 11, 2017 and December 19, 2017 two employees entered Silo 1 to conduct preventative maintenance without utilizing group lock out and not having been trained by the employer on the procedures for locking out silo 1 utilizing group lock out.
- b. PSCR Building - Employees working on the Polishing Selective Catalytic Reduction (PSCR) system were not protected from burns and asphyxiation where the employer did not provide lock out tag out training to the authorized employees regarding the procedures to be followed to prevent the unexpected release of aqueous ammonia when the system is opened for maintenance work. On or about January 4, 2018 two employees opened the PSCR system containing aqueous ammonia without utilizing group lock out and not having been trained by the employer on the procedures for locking out the ammonia pumps in the PSCR system utilizing group lock out.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/01/2018
\$6467.00



Citation and Notification of Penalty

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.269(d)(3)(ii)(E): Each lockout device or tagout device did not include provisions for the identification of the employee applying the device:

Site - Employees were not protected from electrical hazards where locks were placed on multiple circuit breakers in panel boards and motor control centers where there was no way to identify the name of the employee who applied the lock.

Date By Which Violation Must be Abated: 06/08/2018
Proposed Penalty: \$6467.00

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

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident:

Site - Employees were not protected from fire hazards where circuit breakers in panel Boards, including, but not limited to, LP-1, LP-02, WTPP #1, MPP-1, MPP-2A, PP-1, and PP-3 were not labeled or labeling of circuit breakers was not legible.

Date By Which Violation Must be Abated: 07/09/2018
Proposed Penalty: \$3880.00

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

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1288018
Inspection Date(s): 01/09/2018 - 05/18/2018
Issuance Date: 05/21/2018



Citation and Notification of Penalty

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

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

29 CFR 1910.305(d)(2): Panel boards were not dead front:

Site - Employees were not protected from electric shock while accessing circuit breakers or voltage testing in panel boards MPP-1 and MPP-3 where interior trim covers were missing and there were exposed live parts.

Date By Which Violation Must be Abated:
Proposed Penalty:

05/25/2018
\$6467.00

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

Citation 2 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.132(d)(2): The employer did not verify, through a written certification, the identity of the workplace evaluated, the person certifying that the evaluation had been performed, and the date the hazard assessment was done:

Site - The employer did not verify, through written certification, that a hazard assessment was conducted where employees were exposed to eye, overhead struck-by, electric shock, skin irritation, corrosive, burn, and asphyxiation hazards.

Date By Which Violation Must be Abated: 06/08/2018
Proposed Penalty: \$0.00

Citation 2 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.303(e)(2): The marking was not of sufficient durability to withstand the environment involved:

First floor, boiler building - Markings identifying the manufacturer, model, serial number, voltage, and amperage of MCC-3 were worn off from corrosive chemicals used in the work space.

Date By Which Violation Must be Abated: 06/01/2018
Proposed Penalty: \$0.00

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: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284

Citation 2 Item 3 Type of Violation: **Other-than-Serious**

29 CFR 1910.304(f)(1)(vi): Circuit breakers did not clearly indicate whether they are in the open (off) or closed (on) position:

First floor, boiler building - Circuit breakers contained in MCC-3 did not indicate whether they were open or closed due to wear from corrosive chemicals used in the work space.

Date By Which Violation Must be Abated: 06/01/2018
Proposed Penalty: \$0.00

Citation 2 Item 4 Type of Violation: **Other-than-Serious**

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure:

Site - Extension cords were used in place of fixed wiring in the pump house and below the electro static precipitator.

Date By Which Violation Must be Abated: 07/09/2018
Proposed Penalty: \$0.00

A handwritten signature in blue ink that reads "Rosemarie O. Cole".

Rosemarie O. Cole
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
53 Pleasant Street, Room 3901
J.C. Cleveland Federal Bldg.
Concord, NH 03301
Phone: 603-225-1629 Fax: 603-225-1580



INVOICE / DEBT COLLECTION NOTICE

Company Name: EWP Renewable Corporation, dba Springfield Power, LLC
Inspection Site: 54 Fisher Corner Road, Springfield, NH 03284
Issuance Date: 05/21/2018

Summary of Penalties for Inspection Number	1288018
Citation 1, Serious	\$69843.00
Citation 2, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$69843.00

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.

Rosemarie O. Cole

Rosemarie O. Cole

Area Director

5/21/18

Date