

U.S. Department of Labor
Occupational Safety and Health Administration
1222 Spruce Street
Room 9.104
Saint Louis, MO 63103
Phone: 314-425-4249 Fax: 314-425-4289



Citation and Notification of Penalty

To:
LOY-LANGE BOX COMPANY
and its successors
222 Russell Boulevard
Saint Louis, MO 63104

Inspection Number: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017

Reply to the Attention of: Strategic Team Leader

Inspection Site:
222 Russell Boulevard
Saint Louis, MO 63104

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 09/29/2017. The conference will be held by telephone or at the OSHA office located at 1222 Spruce Street, Room 9.104, Saint Louis, MO 63103 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1221846

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Blvd, Saint Louis, MO 63104
Issuance Date: 09/29/2017

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, 1222 Spruce Street, Room 9.104, Saint Louis, MO 63103**

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: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to recognized hazards of burn or struck by injuries relating to the catastrophic corrosion failure and subsequent explosion of a pressure vessel containing high temperature water and steam that was part of the employers steam generation system:

On and before April 3, 2017, at the Loy-Lange Box Company facility located at 222 Russel Boulevard, St. Louis, Missouri, the employer exposed employees to the recognized hazard of burn and struck by injuries relating to the catastrophic corrosion failure of a pressure vessel called a Semi-Closed Receiver (SCR), which, contained steam and boiling water, under pressure. On April 3, the employer allowed the steam generation system to be started for normal operations with the SCR leaking as a result of corrosion without having performed an adequate inspection to determine the extent of corrosion damage in the SCR, either upon discovery of the leak or at other times before discovery of the leak. As the pressure in the steam generator system built, the bottom of the SCR suffered a catastrophic corrosion failure that resulted in a steam explosion which killed one employee and critically injured another. On Friday, March 31, three days before the explosion, the employer learned of an actual leak in the bottom portion of the SCR, but allowed the SCR to remain in service on Monday, April 3, when the steam generation system was restarted after being idle over the weekend, without conducting further inspection or investigation.

Among other methods, feasible and acceptable means of hazard abatement include:

Developing and implementing measures to effectively monitor, control, discover, maintain and repair corrosion damage in the steam generation system, including the SCR, by (i) responding when leaks in pressure vessels are discovered, including removing leaking pressure vessels from service pending a thorough investigation of the extent of and reasons for the leak, (ii) establishing an appropriate corrosion inspection and control program for monitoring corrosion in all components of the steam generation system, including the SCR, (iii) maintaining and repairing the steam generation system, including the SCR, to prevent catastrophic leaks from occurring, and (iv) training supervisors and employees in the hazards of corrosion failure and the proper practices for corrosion inspection, monitoring, control, maintenance, and repair.

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: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017



Citation and Notification of Penalty

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or video which you believe will be helpful. The abatement certification sheet is enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	02/12/2018
Proposed Penalty:	\$8873.00

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: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employee(s) in that employees were exposed to recognized hazards including, but not limited to, burn or struck by injuries from the over-pressurization of a pressure vessel:

The employer is failing to protect employees from impact and thermal hazards as a result of pressure vessel rupture due to over pressurization. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri where the employer is failing to ensure pressure relief valves are set at or below the maximum allowable working pressure of the vessels in which they are installed. Incorrectly sized safety relief valves will fail to prevent a vessel overpressure situation due to the set point being above the maximum allowable working pressure of the vessel it is supposed to protect. In this instance, the Semi-Closed Receiver, National Board Number 8367 and serial number 979076, contained approximately 510 gallons of hot water at a temperature of approximately 330 degrees Fahrenheit and steam at a pressure of approximately 100 pounds per square inch grade and a maximum allowable working pressure of 150 pounds per square inch was equipped with a Watts Figure 31 safety relief valve, model number 31HGA and serial number 99011089-1, with a 200 pounds per square inch set pressure for release. The installed safety relief valve exceeded the maximum allowable pressure of the vessel by 50 pounds per square inch.

Among other methods, one feasible and acceptable abatement method to correct this hazard is to assure pressure vessels are equipped with an appropriately designed relief valves with a set point at or below the maximum allowable working pressure of the respective vessel. The installation should conform to nationally recognized standards or codes such as the American Society of Mechanical Engineers (ASME) Section VIII Division 1, Pressure Vessels - 1968 edition, Subsection A General Requirements, Part UG-133(a).

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or video which you believe will be helpful. The abatement certification sheet is enclosed with the citation(s).

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: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017



Citation and Notification of Penalty

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	02/12/2018
Proposed Penalty:	\$8873.00

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: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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 1910.132(d)(1): The employer did not assess the workplace to determine if hazards are present, or are likely to be present, which necessitate the use of personal protective equipment (PPE):

The employer is failing to protect employees from chemical hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri when the employer is failing to adequately assess the workplace to determine if hazards are present for all job functions which necessitates the use of personal protective equipment (PPE) such as, but not limited to, the use of personal protective equipment (PPE) to protect against chemical burns (frostbite) as a result of contact with liquid propane.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos which you believe will be helpful. The abatement certification sheet is enclosed with the citations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/14/2017
Proposed Penalty:	\$5070.00

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

Inspection Number: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017



Citation and Notification of Penalty

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

29 CFR 1910.138(a): The employer did not select and require employee(s) to use appropriate hand protection when employees' hands were exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasion; punctures; chemical burns; thermal burns; and harmful temperature extremes:

The employer is failing to protect employees from chemical burn hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri where the employer is failing to require employees to use appropriate hand protection when changing propane fuel cylinders on power industrial trucks to prevent skin burns (frostbite) as a result of contact with liquid propane.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or video which you believe will be helpful. The abatement certification sheet is enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/14/2017

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: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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 4 a 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:

The employer is failing to protect employees from electrical hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri as the employer is failing to train and familiarize maintenance workers on safety related work practices pertaining to their respective job assignments.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos which you believe will be helpful. The abatement certification sheet is enclosed with the citations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/14/2017
Proposed Penalty:	\$6338.00

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

Inspection Number: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017



Citation and Notification of Penalty

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

29 CFR 1910.333(a): Safety-related work practices were not employed to prevent electric shock or other injuries resulting from either direct or indirect electrical contacts, when work was performed near or on equipment or circuits which were or could be energized:

The employer is failing to protect employees from electrical hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri where the employer is failing to develop and implement safety related work practices for maintenance employees performing work on or near energized equipment.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos which you believe will be helpful. The abatement certification sheet is enclosed with the citations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/14/2017

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: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

29 CFR 1910.333(c)(2): The employer did not ensure that only qualified persons were working on energized circuits and that qualified persons were familiar with the proper use of special precautionary techniques, personal protective equipment, insulating and shielding materials, and insulated tools:

The employer is failing to protect employees from electrical hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri where the employer is failing to ensure maintenance workers are familiar with the proper use of precautionary techniques and personal protective equipment while working on energized equipment to protect against contact with energized circuits.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos which you believe will be helpful. The abatement certification sheet is enclosed with the citations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/14/2017

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

Inspection Number: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017



Citation and Notification of Penalty

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

29 CFR 1910.335(a)(1)(i): Employees working in areas where there are potential electrical hazards shall be provided with, and shall use, electrical protective equipment that is appropriate for the specific parts of the body to be protected and for the work to be performed:

The employer is failing to protect employees from electrical hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri where the employer is failing to provide electrical protective equipment to maintenance workers exposed to energized electrical components during equipment troubleshooting tasks.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos which you believe will be helpful. The abatement certification sheet is enclosed with the citations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/14/2017
Proposed Penalty:	\$6338.00

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: 1221846
Inspection Date(s): 04/03/2017 - 09/29/2017
Issuance Date: 09/29/2017



Citation and Notification of Penalty

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Boulevard, Saint Louis, MO 63104

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed:

The employer is failing to protect employees from crush, laceration, amputation, and fracture hazards. The condition was most recently observed at 222 Russell Boulevard, St. Louis, Missouri where the employer is failing to conduct periodic inspections of the energy control procedures at least annually.

Loy-Lange Box Company was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.147(c)(6)(i), which was contained in OSHA inspection number 958460, citation number 1, item number 1a and was affirmed as a final order on 03/27/2014, with respect to a workplace located at 222 Russell Boulevard, Saint Louis, Missouri.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or video which you believe will be helpful. The abatement certification sheet is enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/14/2017
\$12676.00

A handwritten signature in black ink that reads "William D. McDonald". The signature is written in a cursive style and is enclosed within a hand-drawn oval.

William D. McDonald, CSP
Area Director

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
1222 Spruce Street
Room 9.104
Saint Louis, MO 63103
Phone: 314-425-4249 Fax: 314-425-4289



INVOICE / DEBT COLLECTION NOTICE

Company Name: LOY-LANGE BOX COMPANY
Inspection Site: 222 Russell Blvd, Saint Louis, MO 63104
Issuance Date: 09/29/2017

Summary of Penalties for Inspection Number	1221846
Citation 1, Serious	\$35492.00
Citation 2, Repeat	\$12676.00
TOTAL PROPOSED PENALTIES	\$48168.00

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.

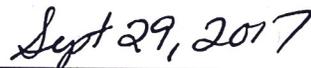
Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per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



William D. McDonald, CSP

Area Director



Date