



OSHA REGIONAL NOTICE

U.S. DEPARTMENT OF LABOR

Occupational Safety and Health Administration

DIRECTIVE NUMBER: 17-06 (CPL 04) | **EFFECTIVE DATE:** December 31, 2017

SUBJECT: Local Emphasis Program for Logging Operations under Federal Jurisdiction in Oregon and Washington

REGIONAL IDENTIFIER: Region 10

ABSTRACT

Purpose: This Notice renews the policy and procedures to be followed when making local emphasis inspections of logging operations in Oregon and Washington that are under federal jurisdiction.

Scope: This Notice applies in Oregon and Washington to inspections by federal OSHA of sites under federal jurisdiction.

References: OSHA Instruction CPL 04-00-001, Procedures for Approval of Local Emphasis Programs, dated November 10, 1999

OSHA Instruction CPL 02-00-160, Field Operations Manual, dated August 2, 2016

OSHA Memorandum for Regional Administrators, Subject: "Establishment-Targeting Lists for Emphasis Programs", dated November 13, 2014.

OSHA Memorandum for Regional Administrators, Subject: "Procedures for Local and Regional Emphasis Programs", dated December 3, 2014.

Cancellations: Seattle Regional Notice 16-05 (CPL 04), dated December 31, 2016.

Expiration Date: This Notice will expire December 31, 2018, but may be renewed.

State Impact: None.

Significant Changes: None.

Action Offices: Bellevue and Portland Area Offices and the Office of Enforcement Programs.

Originating Office: Office of Enforcement Programs

Contact: Rosemarie Olney
Assistant Regional Administrator
Office of Enforcement Programs

By and Under the Authority of:

Eric S. Harbin
Regional Administrator

EXECUTIVE SUMMARY

This Notice provides the framework for a local emphasis program to reduce and/or eliminate hazards associated with logging in Oregon and Washington.

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III. Action Offices. Bellevue and Portland Area Offices and the Office of Enforcement Programs

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- V. **Cancellations.** Seattle Regional Notice, 16-05 (CPL 04), dated December 31, 2016.
- VI. **Expiration.** This Notice will expire December 31, 2018, but may be renewed.
- VII. **Actions Required.** The area director shall use the procedures described in this Notice when any logging operation is scheduled for a programmed safety and health inspection.
- VIII **Background.**

This LEP supports the DOL 2014-2018 Strategic Plan, Strategic Objective 2.1, to secure safe and health workplaces, particularly in high-risk industries. The responsibility for conducting safety and health inspections of most logging operations in Oregon and Washington belongs to the occupational safety and health programs operated by the states of Oregon and Washington under the OSHA Act. Those inspections are made according to state procedures approved by OSHA. The exception to this is all Indian reservations in both states plus Joint Base Lewis McChord in Washington, which fall under the jurisdiction of federal OSHA.

There were no fatalities under OSHA’s jurisdiction during 2017 or in the previous five years; however, injury and illness rates in the logging industry are higher than all private industry. Injury and illness statistical data for 2016 in the logging industry in Washington, Oregon and all Federal employers are shown below. The Federal TRC rate for all private industries in 2015 was 3.0 and the DART rate was 1.6.

NAICS	OR TRC	OR DART	WA TRC	WA DART	FEDERAL TRC	FEDERAL DART
113, Forestry and Logging	14.6	9.5	7.4	5.0	3.6	2.5
1133, Logging	15.1	9.7	8.1	5.4	3.8	2.7

- IX. **Policy.** The Portland and Bellevue area directors shall use the references listed in section IV. of this Notice as the basis for scheduling programmed safety and health inspections in logging operations.

Referral inspections from safety or health compliance officers making inspections under this inspection program shall be made using the guidelines outlined in the FOM.

- X. **Procedures.** The procedures contained in this Notice shall be followed for the purpose

of targeting and scheduling OSHA inspections in all logging operations in Oregon and Washington.

A. Outreach.

This LEP has been in place for ten years and outreach is a continual effort through programs such as Safety Fests and meetings with local industry organizations

B. Specific Industry

All establishments classified under NAICS 113310 - logging camps and logging contractors - will be considered eligible for programmed safety and health inspections under the system. Additional employers working at a selected logging work site will also be eligible for inspection if they are engaged in logging operation activity or if their employees are exposed to hazards related to those activities.

C. Procedure

The following procedures will be used when targeting and scheduling logging inspections in Oregon and Washington.

D. Targeting

1. The Area Director shall determine, a part of his/her yearly program plan, the number of logging inspections that will be conducted during the fiscal year.
2. The Area Director shall divide his/her jurisdiction into geographical areas to represent the primary areas of logging activity within the state.
3. The Area Director shall allocate the projected number of inspections to each geographical area.

E. Inspection Scheduling

1. Compliance officers shall be directed into a pre-selected geographical area within the quarter as determined by the program plan or the office's scheduling system. The CSHO shall be instructed to inspect the first logging site he/she comes across. The compliance officer shall conduct a complete inspection of the work site.
2. If the area director has scheduled more than one logging inspection on a particular trip, the CSHO shall be instructed to continue his/her search in the region assigned. He/she shall then make a full investigation of the second logging site he finds. This will continue until the CSHO has conducted the number of inspections assigned by the area director unless he/she is told to return to the area office or the area director assigns him/her a different work schedule.

3. The area director shall emphasize to the CSHO that a site shall be inspected once the compliance officer becomes aware of it. In no case shall a compliance officer be allowed to “cruise” looking for a particular employer or work site.

F. Unprogrammed Inspections

Unprogrammed inspections (i.e., complaints, fatalities) will be made following current OSHA policy. Those work sites that receive an unprogrammed inspection shall be removed from the geographical area list for the year. Unprogrammed inspections should also be coded “LOGGING.”

XI. Special Instructions.

- A. OIS Coding: Inspections, unprogrammed activities and compliance assistance activities conducted under this program shall be coded with the designation "LOGGING."

- B. Evaluation Procedures:

This LEP will be evaluated in accordance with the guidelines in Appendix A of CPL 04-00-001, Procedures for Approval of Local Emphasis Programs and Experimental Programs.

The Area Director will be asked to provide input concerning special problems that may have surfaced during the year; recommendations to improve the LEP; and recommendations to renew or not renew the LEP.

The Office of Enforcement Programs shall review the input and prepare an evaluation to be submitted to the Regional Administrator for review by November 15 of each year. On the approval of the Regional Administrator, the evaluation report will be submitted to the Directorate of Enforcement Programs no later than November 30.