



ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-01 [19 April 2017]



In today's **FEDERAL REGISTER**, the Pipeline and Hazardous Materials Safety Administration (PHMSA) has published a Final Rule which implements the mandate of the Federal Civil Penalties Inflation Adjustment Act of 2015 by raising the amounts of monetary fines that may be imposed for violations of the U.S Department of Transportation's HazMat regulations.

Shippers, transporters and employers of workers who are potentially exposed to the dangers inherent in the movement of hazardous cargoes are obliged to comport with those regulations.

In sum, the maximum civil penalty for a knowing violation is now **\$78,376**, except for violations that result in death, serious illness, or severe injury to any person or substantial destruction of property, for which the maximum civil penalty is **\$182,877**. In addition, the minimum civil penalty amount for a violation relating to training is now **\$471 per employee**.

The entire text of today's Final Rule (which includes substantial insight into often overlooked nuances that are contained within the mysteries of Federal rulemaking) may be accessed via this link: <https://www.gpo.gov/fdsys/pkg/FR-2017-04-19/pdf/2017-07908.pdf>

Got a question about this particular subject? Write to the JSC at: blueoceana@optonline.net

Working Together For The Benefit Of All

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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-02 [17 May 2017]

Occupational Safety and Health Administration

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[Recordkeeping and Reporting Requirements](#)

[What's New](#)

[Forms](#)

[Requirements](#)

[Related Documents and Information](#)

[Training](#)

OSHA Injury and Illness Recordkeeping and Reporting Requirements

Recordkeeping Requirements

Many employers with more than 10 employees are required to keep a record of serious work-related injuries and illnesses. (Certain low-risk industries are exempted.) Minor injuries requiring first aid only do not need to be recorded.

- [How does OSHA define a recordable injury or illness?](#)
- [How does OSHA define first aid?](#)

This information helps employers, workers and OSHA evaluate the safety of a workplace, understand industry hazards, and implement worker protections to reduce and eliminate hazards –preventing future workplace injuries and illnesses.

Maintaining and Posting Records

The records must be maintained at the worksite for at least five years. Each February through April, employers must post a summary of the injuries and illnesses recorded the previous year. Also, if requested, copies of the records must be provided to current and former employees, or their representatives.

- [Get recordkeeping forms 300, 300A, 301, and additional instructions.](#)
- [Read the full OSHA Recordkeeping regulation \(29 CFR 1904\).](#)

Updated Electronic Submission of Records

OSHA is not accepting electronic submissions of injury and illness logs at this time, and intends to propose extending the July 1, 2017 date by which certain employers are required to submit the information from their completed 2016 Form 300A electronically. Updates will be posted to this webpage when they are available.



Today, the Occupational Safety & Health Administration (OSHA) made a subtle revision at its “Recordkeeping” webpage (see above) which indicates that there will be a postponement of the date employers are required to electronically submit annual injury and illness data to the agency. Here’s a link: <https://www.osha.gov/recordkeeping/index.html>

The Final Rule required marine cargo handling industry employers to begin electronic filing of this data by July 1, 2017. Now, however, OSHA has suspended the effective date until further notice....

There is speculation that newly installed Secretary of Labor Alex Acosta directed the effective date’s extension, owing to substantial and recent opposition originating within the business community [[Petition In Opposition](#)]. Moreover, several outstanding challenges to the regulations still persist at the Federal District Court level.

The ILA~USMX Joint Safety Committee will be closely monitoring the status of this regulation, and will advise labor and management interests of any developments in real time.

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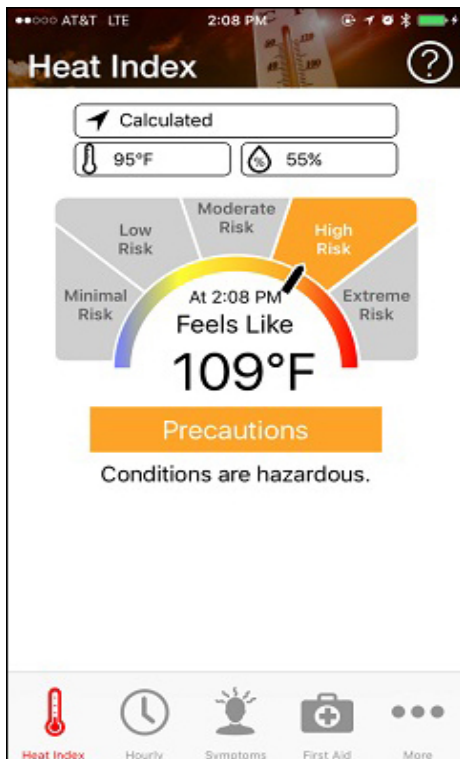
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OSH ALERT 2017-03 [16 June 2017]

UPDATED HEAT STRESS APPS



The Occupational Safety & Health Administration (OSHA) and the National Institute for Occupational Safety & Health (NIOSH), both creations of the Federal OSH Act of 1970, have collaborated in the development of new Heat Stress applications suitable for use on Apple and Android devices.

The new apps provide an upgraded source of valuable information, that employers and employees may jointly utilize in combating the hazards associated with high heat workplace exposures.

Here are the relevant links:

For Apple Devices: [Apple High Heat App](#)

For Android Devices: [Android High Heat App](#)

The current, OSHA-developed Heat Stress App will stay up and accessible until September of 2017.

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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-04 [20 June 2017]

Bigger Ships; Potentially Bigger OSH Risks

As ocean carriers deploy larger and larger vessels and take advantage of the economies of scale that naturally accrue in transporting higher volumes of freight on each voyage, it's certainly smart to appreciate that bigger ships may present an increased risk of encountering proportionately larger on-the-job hazards for everyone involved.

For instance, over the last few months the global industry has become informed about two container crane knockdowns: one at Jebel Ali port in Dubai; one at Abidjan port in Ivory Coast. Here are hyperlinks that will provide access to information about both:

[Knockdown at Jebel Ali](#)

[Knockdown at Abidjan](#)

Bringing large containerships to berth and attaching lines is no longer the routine activity that it was when ships were of more modest proportions. The coordination required between the pilot, the tugs and the shipboard & shoreside line handlers is much more involved, much more complex; with much more at stake.

Making certain shoreside cranes are boomed up and have been gantried to their least vulnerable position is a great start. Keeping the docking area free of all but necessary personnel and equipment is also very important. Finally, making certain that bollards are not "over-lined" (too many lines secured to any one particular bollard) ensures that the added, substantial mass of each vessel does not provide the volume of energy that can literally rip the bollard(s) or cleat(s) right out of their dock mounting(s).

The ILA~USMX Joint Safety Committee advocates for greater coordination between ocean carriers, stevedoring firms, port authorities and longshore workers, so that the knowledge about when and how very large and ultra large container vessels must be brought to berth and secured is well communicated and well practiced.



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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-05 [27 June 2017]

OSHA To Delay Electronic Reporting Of Employer's Injury-Illness Records Final Rule

In tomorrow's **FEDERAL REGISTER**, the Occupational Safety & Health Administration is expected to publish its intention to extend the initial date of compliance with the "Electronic Reporting" Final Rule from 01 July 2017 (this Saturday) until 01 December 2017.

We provide a link to the advance copy of that notice: [OSHA FR Notice of 28 June 2017](#)

Within tomorrow's notice, the agency takes the time to indicate that in addition to extending by five months the effective "drop dead" date for initial electronic submission of OSHA Forms 300A, that *"...OSHA also intends to issue a separate proposal to reconsider, revise, or remove other provisions of the prior final rule. OSHA will seek comment on those provisions in that separate proposal."*

While not expressly saying so, OSHA will likely revisit and reverse the agency's former position with regard to employer retaliation against employee accident reporting, which provided, amongst other things, that blanket post accident drug/alcohol testing could, in some cases, be considered retaliatory for the circumspect employee reporting of accidents. We'll await publication of that proposal and, through other means, monitor that notice's development.

OSHA's Form 300A (Rev. 01/2004)

Summary of Work-Related Injuries and Illnesses

Year 20 _____

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

Establishment information

Your establishment name _____

Street _____ City _____ State _____ ZIP _____

Industry description (e.g., Manufacturer of motor truck radiators) _____

Standard Industrial Classification (SIC), if known (e.g., 3711) _____

OR

North American Industrial Classification (NAICS), if known (e.g., 336212) _____

Employment information (If you don't have these figures, see the instructions on the back of this page or website.)

Annual average number of employees _____

Total hours worked by all employees last year _____

Sign here

Knowingly falsifying this document may result in a fine.

I certify that I have examined this document and that to the best of my knowledge the entries are true, accurate, and complete.

Signature _____ Title _____

Date _____

Post this Summary page from February 1 to April 30 of the year following the year covered by the form.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Washington, DC 20503. Do not send this collection of information to the Office of Management and Budget.

Got a question about this particular subject? Write to the JSC at: blueoceana@optonline.net

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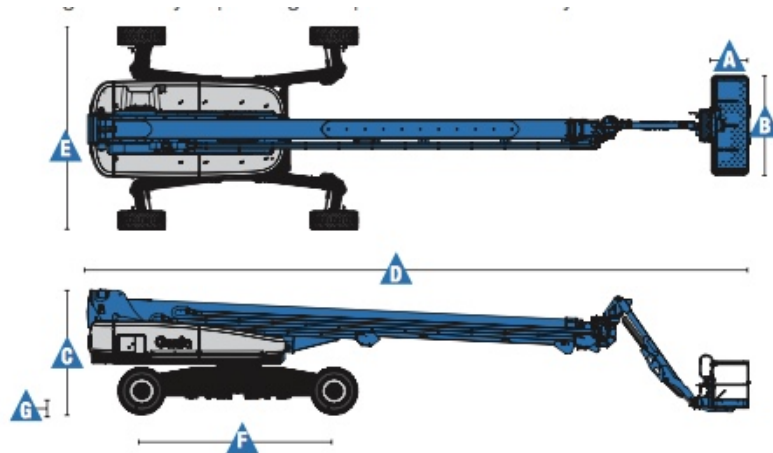
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OSH ALERT 2017-06 [26 July 2017]

Aerial Lift Recall Notice



Many marine terminal operators and their staffs utilize aerial lifts for various tasks ranging from facility maintenance, equipment maintenance, refrigerated container operations, etc.

Aerial Lift manufacturer **Genie Industries** has recently issued a recall notice that addresses certain production runs of their Model SX-150 & SX-180 lifts.

In sum, during the welding of boom sections on the affected machines, weld debris (slag) was insinuated within the boom structure. **Genie Industries** appears to believe that the potential for premature/excessive wear of the upper wear pads could result.

They offer relief (in the form of kits) within the relevant product safety notice. We provide a hyperlink to that notice, below:

<http://www.genieservice.eu/safety/download/bulletins/170012.pdf>

Got a question about this particular subject? Write to the JSC at: blueoceana@optonline.net

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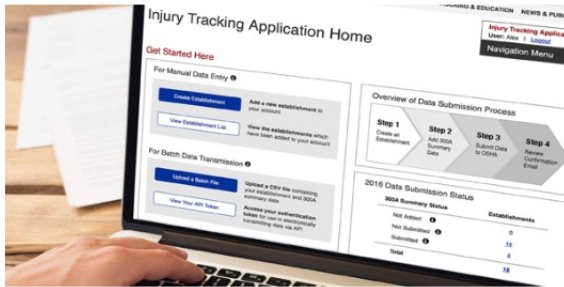
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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-07 [09 August 2017]

OSHA's Electronic Submission of Data App



OSHA now accepting electronic submissions of injury and illness reports

Employers can begin submitting Form 300A data using an electronic reporting system. Learn more [here](https://www.osha.gov/injuryreporting/index.html).

<https://www.osha.gov/injuryreporting/index.html>



On 04 August, OSHA announced that it has begun the mandatory process of accepting employers' injury and illness data (OSHA Form 300A) electronically. The link above will permit access to the website application where such data may be "securely transmitted" to the agency.

The original date for mandatory submission was 01 July, however, OSHA delayed implementation. Employers have now been given a window of 01 July through 01 December to effect compliance.

Got a question about this particular subject? Write to the JSC at: blueoceana@optonline.net

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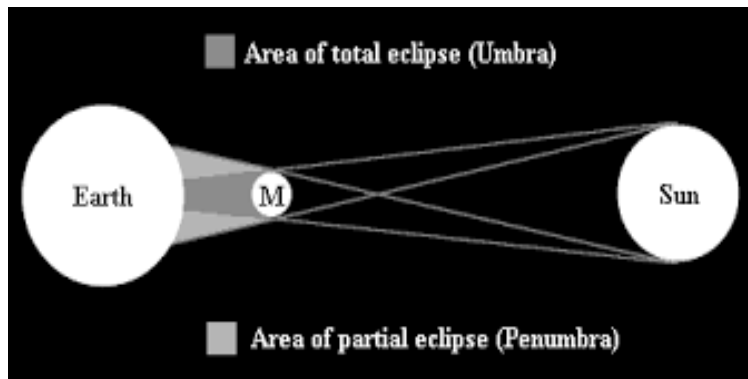
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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-08 [18 August 2017]

Eclipse Of The Sun



Mid-afternoon on 21 August (around 2:30 PM Eastern Time), the Moon will eclipse the Sun throughout most of North America. Over the past few days, the ILA-USMX Joint Safety Committee has received a number of questions from several ports relating to the potential dangers associated with this coming Monday's eclipse. We'd like to set out our understanding.

A solar eclipse occurs when the transit of the Moon passes between the Sun and Earth, and when the Moon fully or partially blocks the Sun.

During that process, staring into the Sun during the period of time immediately before and after the short (approx. 90 second) interval when the Moon is directly and fully between the Earth and the Sun can have a serious, long term effect on a person's eyesight.

So, in sum, we want to emphasize to all ILA and Management interests how important it is for all industry colleagues to be aware of the associated hazard and to ensure that during the approximately two hour period *immediately before* and the approximately two hour period *immediately after* the interval of time when the Moon is directly and fully between the Sun and the Earth, that none of us (no matter where we may be) stares directly at the Sun.

The ILA-USMX Joint Safety Committee would greatly appreciate your passing on this information at Local Union halls, hiring centers, workplace bulletin boards, relevant websites and at pre-shift safety briefings.

Here's a very informative link: <https://www.space.com/33797-total-solar-eclipse-2017-guide.html>

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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-09 [01 November 2017]

OSHA Electronic Reporting Of Employer's Injury-Illness Records Deadline Draws Near

The ILA-USMX Joint Safety Committee provides this alert to marine cargo handling employers, to apprise them that **01 December 2017** is the deadline for submitting the data recorded on CY 2016's OSHA Form 300A ("The Injury & Illness Summary") to the agency via its dedicated Injury Tracking Application (ITA).

We provide a link to the ITA access page here:

<https://www.osha.gov/injuryreporting/index.html>

Launch ITA

Detailed instructions are available at the ITA access page, providing step-by-step guidance in completing your filing. You'll also find an informative Q&A section there.

OSHA's Form 300A (Rev. 01/2004)

Summary of Work-Related Injuries and Illnesses

Year 20__



U.S. Department of Labor
Occupational Safety and Health Administration
Form approved OSHA no. 1218-006

All establishments covered by Part 1904 must complete this Summary page, even if no work-related injuries or illnesses occurred during the year. Remember to review the Log to verify that the entries are complete and accurate before completing this summary.

Using the Log, count the individual entries you made for each category. Then write the totals below, making sure you've added the entries from every page of the Log. If you had no cases, write "0".

Employees, former employees, and their representatives have the right to review the OSHA Form 300 in its entirety. They also have limited access to the OSHA Form 301 or its equivalent. See 29 CFR Part 1904.35, in OSHA's recordkeeping rule, for further details on the access provisions for these forms.

Number of Cases

Total number of deaths	Total number of cases with days away from work	Total number of cases with job transfer or restriction	Total number of other recordable cases
(G) _____	(H) _____	(I) _____	(J) _____

Number of Days

Total number of days away from work	Total number of days of job transfer or restriction
(K) _____	(L) _____

Injury and Illness Types

Total number of ... (M)	
(1) Injuries _____	(4) Poisonings _____
(2) Skin disorders _____	(5) Hearing loss _____
(3) Respiratory conditions _____	(6) All other illnesses _____

Post this Summary page from February 1 to April 30 of the year following the year covered by the form.

Public reporting burden for this collection of information is estimated to average 58 minutes per response, including time to review the instructions, search existing data sources, gather the data needed, and complete and review the collection of information. Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number. If you have any comments about these estimates or any other aspect of this data collection, contact: US Department of Labor, OSHA Office of Statistical Analysis, Room N-3644, 200 Constitution Avenue, NW, Washington, DC 20200. Do not send the completed forms to this office.

Establishment information

Your establishment name _____

Street _____

City _____ State _____ ZIP _____

Industry description (e.g., *Manufacture of motor truck trailers*) _____

Standard Industrial Classification (SIC), if known (e.g., 3715) _____

OR

North American Industrial Classification (NAICS), if known (e.g., 336212) _____

Employment information (If you don't have these figures, see the Worksheet on the back of this page to estimate.)

Annual average number of employees _____

Total hours worked by all employees last year _____

Sign here

Knowingly falsifying this document may result in a fine.

I certify that I have examined this document and that to the best of my knowledge the entries are true, accurate, and complete.

Company executive _____ Title _____
() _____ / /
Phone _____ Date _____

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ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2017-10 [22 November 2017]

OSHA Electronic Reporting Of Employer's Injury-Illness Records Deadline Extended

The ILA-USMX Joint Safety Committee provides this OSH Alert, as a supplement to OSH Alert 2017-09 dated 01 November 2017.

In next Friday's FEDERAL REGISTER, OSHA is expected to publish a notice that will yet again extend the compliance date for the electronic submission of injury and illness records from 01 December 2017 to 15 December 2017.

To the extent that this prospective compliance date extension is helpful, Happy Thanksgiving!

Employers are reminded that for this submission, only the data appearing within 2016's OSHA Form 300A is required to be electronically submitted to the agency.

The secure website for such submissions may be found via this link:

<https://www.osha.gov/injuryreporting/index.html>

For those wishing to review a copy of Friday's anticipated FEDERAL REGISTER notice, this link may be helpful:

<https://s3.amazonaws.com/public-inspection.federalregister.gov/2017-25392.pdf>

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