## State of California

Department of Industrial Relations Division of Occupational Safety and Health American Canyon District Office 3419 Broadway Street Ste H8 American Canyon, CA 94503

Phone: (707) 649-3700 Fax: (707) 649-3712

**Inspection #:** 1483129

**Inspection Dates:** 07/05/2020 - 01/04/2021

 Issuance Date:
 01/04/2021

 CSHO ID:
 02283

 Optional Report #:
 001-21



## <u>Citation and Notification of Penalty</u>

**Company Name:** Walmart Inc.

and its successors

**Inspection Site:** 2701 N. Texas Street

Fairfield, CA 94533

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

T8 CCR Section 3203(a). Injury and Illness Prevention Program.

- (a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:
- (4) Include procedures for identifying and evaluating work place hazards including scheduled periodic inspections to identify unsafe conditions and work practices. Inspections shall be made to identify and evaluate hazards:
- (A) When the Program is first established;
- (B) Whenever new substances, processes, procedures, or equipment are introduced to the workplace that represent a new occupational safety and health hazard; and
- (C) Whenever the employer is made aware of a new or previously unrecognized hazard.
- (6) Include methods and/or procedures for correcting unsafe or unhealthy conditions, work practices and work procedures in a timely manner based on the severity of the hazard:
- (A) When observed or discovered; and,
- (B) When an imminent hazard exists which cannot be immediately abated without endangering employee(s) and/or property, remove all exposed personnel from the area except those necessary to correct the existing condition. Employees necessary to correct the hazardous condition shall be provided the necessary safeguards.

Prior to and during the course of the inspection, including, but not limited to July 5, 2020, the employer failed to effectively implement and maintain its Injury Illness Prevention Program with respect to SARS-Cov-2 (the virus that causes COVID-19) in that it did not Identify or evaluate workplace hazards, or implement methods or procedures to correct unhealthy conditions, work

practices, or work procedures, Including but not limited to the following instances:

- 1) the lack of maintaining a physical distance from each other of at least 6 feet in all directions while employees are eating and sitting in the breakroom,
- 2) not enforcing the use of face coverings in the workplace, and
- 3) not installing physical barriers at the registers located in the sporting goods department, the electronics department, including but not limited to the front end registers, such as #13, to limit contact and block potentially infectious particles in the air when a person breathes, speaks coughs, or sneezes.

Or in the alternative to instance 3:

T8 CCR Section 5141(a). Control of Harmful Exposure to Employees.

(a) Engineering Controls. Harmful exposures shall be prevented by engineering controls whenever feasible.

Prior to, and during the course of the inspection, including, but not limited to, on July 5, 2020, the employer failed to prevent harmful exposures of employees to infectious or potentially infectious airborne particles by ensuring the use of feasible engineering controls to prevent the spread of COVID-19, including, but not limited to, Plexiglas screens or other physical barriers to limit contact and block potentially infectious particles from being released at the registers located in the sporting goods department, the electronics department, and including but not limited to the front end registers, such as #13, when a person breathes, speaks, coughs, or sneezes.

Date By Which Violation Must be Abated: Proposed Penalty:	Corrected During Inspectior \$6300.00
	Lawrence Hughes Kathy Garner
	Compliance Officer / District Manager