

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Los Angeles District Office
320 West 4th Street, Room 820
Los Angeles, CA 90013
(213) 576-7451 FAX: (213) 576-7461

Inspection #: 1473356
Inspection Dates: 04/27/2020 – 11/23/2020
Issuance Date: 11/23/2020
CSHO ID: D1549
Optional Report #: 036-20



Citation and Notification of Penalty

Company Name: The Regents of the University of California, Los Angeles.
Establishment DBA: UCLA Facilities Management
and its successors,
Inspection Site: 731 Charles C. Young Drive, South
Los Angeles, CA 90095

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

CALIFORNIA CODE OF REGULATIONS; TITLE 8
Subchapter 5. Electrical Safety Orders
Article 4. Requirements for Electrical Installations

Section 2340.16 (a) Work Space About Electric Equipment.

Space about electric equipment.

Sufficient access and working space shall be provided and maintained about all electric equipment to permit ready and safe operation and maintenance of such equipment.

VIOLATION:

Prior to and during the course of the inspection, including but not limited to on September 3, 2020 access to the electrical circuit breaker box marked "RPD" rated at 120 volts outside the entrance to the HK Unit locker room, was blocked by boxes, materials and equipment.

Date by Which Violation Must be Abated: **Corrected During Inspection**
Proposed Penalty: **\$210.00**

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Inspection Site: 731 Charles C. Young Drive, South
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Citation 2 Item 1 Type of Violation: **SERIOUS**

CALIFORNIA CODE OF REGULATIONS; TITLE 8
Subchapter 7. General Industry Safety Orders
Section 3203 (a)(4) & (6) 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.

OR, IN THE ALTERNATIVE:

CALIFORNIA CODE OF REGULATIONS; TITLE 8

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

Engineering Controls.

Harmful exposures shall be prevented by engineering controls whenever feasible.

VIOLATION:

Prior to and during the course of the Division's inspection, including but not limited to, on April 27, 2020 the employer did not implement and maintain its Injury and Illness Prevention Program in that it did not identify, evaluate, or correct unhealthy conditions or work practices related to COVID-19 that affected its employees, who were working in the Facilities Management HK Unit including, but not limited to, the following:

Instance One: The employer did not effectively identify or evaluate workplace hazards relating to COVID-19 in the Facilities Management HK Unit, including, but not limited to:

- a) The failure to provide or ensure the use of face coverings to prevent the release of infectious particles into the air when persons are breathing, speaking, coughing, or sneezing,
- b) The lack of physical distancing between employees in the HK Unit Locker Room, and
- c) The failure to adequately clean and sanitize commonly used surfaces in the HK Unit Locker Room. [8 CCR 3203 (a)(4)]

Instance Two: The employer did not effectively implement methods or procedures to correct unhealthy conditions or work practices relating to COVID-19 in the Facilities Management HK Unit, including, but not limited to:

- a) The failure to provide or ensure the use of face coverings to prevent the release of infectious particles into the air when persons are breathing, speaking, coughing, or sneezing,
- b) The lack of physical distancing between employees in the HK Unit Locker Room, and
- c) The failure to adequately clean and sanitize commonly used surfaces in the HK Unit Locker Room. [8 CCR 3203 (a)(6)]

OR, IN THE ALTERNATIVE:

Prior to, and during the course of the Division's inspection, including, but not limited to, on April 27, 2020, the employer failed to prevent harmful exposures to infectious or potentially infectious airborne particles by ensuring the use of engineering controls to prevent the spread of COVID-19 in the Facilities Management HK Unit, including, but not limited to face coverings to limit the release of infectious particles into the air when persons are speaking, coughing, or sneezing.

**Date by Which Violation Must be Abated:
Proposed Penalty:**

**Corrected During Inspection
\$5,735.00**

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**Citation and Notification of Penalty**

Company Name: The Regents of the University of California, Los Angeles.
Establishment DBA: UCLA Facilities Management
and its successors
Inspection Site: 731 Charles C. Young Drive, South
Los Angeles, CA 90095

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

CALIFORNIA CODE OF REGULATIONS; TITLE 8
Subchapter 7. General Industry Safety Orders
Article 109. Hazardous Substances and Processes

Section 5199 (d) Aerosol Transmissible Diseases.

(1) ...

(2) The Plan shall contain all of the following elements:

(A) The name(s) or title(s) of the person(s) responsible for administering the Plan. This person shall be knowledgeable in infection control principles and practices as they apply to the facility, service or operation.

(B) A list of all job classifications in which employees have occupational exposure.

(C) A list of all high hazard procedures performed in the facility, service or operation, and the job classifications and operations in which employees are exposed to those procedures.

(D) A list of all assignments or tasks requiring personal or respiratory protection.

(E) The methods of implementation of subsections (e), (g), (h), (i) and (j) as they apply to that facility, service or work operation. Specific control measures shall be listed for each operation or work area in which occupational exposure occurs. These measures shall include applicable engineering and work practice controls, cleaning and decontamination procedures, and personal protective equipment and respiratory protection. In establishments where the Plan pertains to laboratory operations, it also shall contain the methods of implementation for subsection (f), unless those operations are included in a Biosafety Plan.

(F) A description of the source control measures to be implemented in the facility, service or operation, and the method of informing people entering the work setting of the source control measures.

(G) The procedures the employer will use to identify, temporarily isolate, and refer or transfer AirID cases or suspected cases to All rooms, areas or facilities. These procedures shall include the methods the employer will use to limit employee exposure to these persons during periods when they

are not in airborne infection isolation rooms or areas. These procedures shall also include the methods the employer will use to document medical decisions not to transfer patients in need of All in accordance with subsection (e)(5)(B).

(H) The procedures the employer will use to provide medical services, including recommended vaccinations and follow-up, as required in subsection (h). This shall include the procedures the employer will use to document the lack of availability of a recommended vaccine.

(I) The procedures for employees and supervisors to follow in the event of an exposure incident, including how the employer will determine which employees had a significant exposure, in accordance with subsections (h)(6) through (h)(9).

(J) The procedures the employer will use to evaluate each exposure incident, to determine the cause, and to revise existing procedures to prevent future incidents.

(K) The procedures the employer will use to communicate with its employees and other employers regarding the suspected or confirmed infectious disease status of persons to whom employees are exposed in the course of their duties, in accordance with subsection (h).

(L) The procedures the employer will use to communicate with other employers regarding exposure incidents, including procedures for providing or receiving notification to and from health care providers about the disease status of referred or transferred patients, in accordance with subsection (h).

(M) The procedures the employer will use to ensure that there is an adequate supply of personal protective equipment and other equipment necessary to minimize employee exposure to ATPs, in normal operations and in foreseeable emergencies.

(N) The procedures the employer will use to provide initial and annual training in accordance with subsection (i) to employees in job categories identified in subsection (d)(2)(B).

(O) The procedures the employer will use for recordkeeping, in accordance with subsection (j).

(P) An effective procedure for obtaining the active involvement of employees in reviewing and updating the exposure control plan with respect to the procedures performed in their respective work areas or departments in accordance with subsection (d)(3).

(Q) Surge procedures. Employers of employees who are designated to provide services in surge conditions, and employers of employees who are designated to provide services to persons who have been contaminated as the result of a release of a biological agent as described in subsection (a)(1)(B), shall include procedures for these activities in the plan. The plan shall include work practices, decontamination facilities, and appropriate personal protective equipment and respiratory protection for such events. The procedures shall include how respiratory and personal protective equipment will be stockpiled, accessed or procured, and how the facility or operation will interact with the local and regional emergency plan.

(3) The ATD Plan shall be reviewed at least annually by the program administrator, and by employees regarding the effectiveness of the program in their respective work areas. Deficiencies found shall be corrected. The review(s) shall be documented in writing, in accordance with subsection (j)(3)(A).

(4) The Plan shall be made available to employees, employee representatives, the Chief and NIOSH for examination and copying, in accordance with subsection (j)(4).

VIOLATION:

Prior to and during the course of the inspection, including but not limited to April 27, 2020, the employer did not effectively establish, implement and maintain its written Aerosol Transmissible Diseases Exposure Control Plan, for staff exposed to SARS-CoV-2, the virus that causes COVID-19, including but not limited to the following:

Instance 1: The employer's written procedures did not include a list of all job classifications in which employees have occupational exposure to Aerosol Transmissible Diseases, including COVID-19.

[Section 8 CCR 5199 (d)(2)(B)]

Instance 2: The employer's written procedures did not maintain a list of all high hazard procedures performed in the facility, service or operation, and the job classifications and operations in which employees are exposed to those procedures. [Section 8 CCR 5199 (d)(2)(C)]

Instance 3: The employer's written procedures did not list of all assignments or tasks requiring personal or respiratory protection. [Section 8 CCR 5199 (d)(2)(D)]

Instance 4: The employer's written procedures did not include the procedures the employer would use to communicate with its employees and other employers, regarding the suspected or confirmed infectious disease status of persons to whom employees are exposed in the course of their duties, including but not limited to COVID-19. [Section 8 CCR 5199 (d)(2)(K)]

Instance 5: The employer's written procedures did not include procedures the employer would use to ensure that there was an adequate supply of personal protective equipment and other equipment necessary to minimize employee exposure to ATPs, in normal operations and in foreseeable emergencies. [Section 8 CCR 5199 (d)(2)(M)]

Instance 6: The employer's written procedures did not include surge procedures, including work practices, decontamination facilities, and how respiratory and personal protective equipment would be stockpiled, accessed or procured, and how the facility or operation would interact with the local and regional emergency plan. [Section 8 CCR 5199 (d)(2)(Q)]

Instance 7: The employer did not conduct an annual review of its program as required by this subsection, including, but not limited to by the program administrator, and by employees regarding the effectiveness of the program in their respective work areas. [Section 8 CCR 5199 (d)(3)]

Date by Which Violation Must be Abated:

December 18, 2020

Proposed Penalty:

\$11,475.00

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Citation 4 Item 1 Type of Violation: **SERIOUS**

CALIFORNIA CODE OF REGULATIONS; TITLE 8
Subchapter 7. General Industry Safety Orders
Article 109. Hazardous Substances and Processes

Section 5199 (g)(4) Aerosol Transmissible Diseases.

Respiratory Protection.

The employer shall provide, and ensure that employees use, a respirator selected in accordance with subsection (g)(3) and Section 5144 when the employee:

- (A) Enters an All room or area in use for All;
- (B) Is present during the performance of procedures or services for an AirID case or suspected case;
- (C) Repairs, replaces, or maintains air systems or equipment that may contain or generate aerosolized pathogens;
- (D) Is working in an area occupied by an AirID case or suspected case, during decontamination procedures after the person has left the area and as required by subsection (e)(5)(D)9;
- (E) Is working in a residence where an AirID case or suspected case is known to be present;
- (F) Is present during the performance of aerosol generating procedures on cadavers that are suspected of, or confirmed as, being infected with aerosol transmissible pathogens;
- (G) Is performing a task for which the Biosafety Plan or Exposure Control Plan requires the use of respirators; or
- (H) Transports an AirID case or suspected case within the facility or in an enclosed vehicle (e.g., van, car, ambulance or helicopter) when the patient is not masked.

VIOLATION:

Prior to and during the course of the inspection, including but not limited to April 27, 2020, the employer did not provide and ensure that employees use a respirator selected in accordance with 8 CCR 5199 (g)(3) and 8 CCR 5144, in the following instances:

Instance One: The employer did not provide and ensure that employees use respirators when repairing, replacing, or maintaining air systems or equipment that may contain or generate aerosolized pathogens including SARS-CoV-2, the virus that causes COVID-19, including, but not limited to ductwork servicing negative pressure/isolation room 1255 B, and/or negative pressure/isolation room 1255 D at the Ronald Reagan UCLA Medical Center. [8 CCR 5199 (g)(4)(C)]

Instance Two: The employer did not provide, and ensure employees use, respirators when employees perform a task for which the Biosafety Plan or Exposure Control Plan requires the use of respirators. [8 CCR 5199 (g)(4)(G)]

Date by Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5,735.00

Paul M. Grier
Compliance Officer

Victor Copelan
District Manager