



ILA-USMX JOINT SAFETY COMMITTEE

OSH ALERT 2023-02 [26 January 2023]

OSHA Revises Enforcement Policy



Today, the Occupational Safety & Health Administration (OSHA) announced the issuance of new enforcement guidance distributed to its regional and area offices which would permit the issuance of “***instance-by-instance citations***” in specific cases. While that concept may not sound revolutionary, its affect has the potential to be head-turning.

To quote from today’s press release (the full release is available via the hyperlink provided below):

*"OSHA Regional Administrators and Area Office Directors now have the authority to cite certain types of violations as “***instance-by-instance citations***” for cases where the agency identifies “high-gravity” serious violations of OSHA standards specific to certain conditions where the language of the rule supports a citation for each instance of non-compliance. These conditions include lockout/tagout, machine guarding, permit-required confined space, respiratory protection, falls, trenching and for cases with other-than-serious violations specific to recordkeeping."*

The tenor of the release appears to aim this amplified genre of enforcement at employers who place “***profit over safety.***”

Link to Press Release: <https://www.osha.gov/news/newsreleases/national/01262023-0>

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

Working Together For The Benefit Of All

ILA-USMX OSH Alerts are devised to reflect the best possible information and guidance, and are products of diligent research and the most up to date subject matter knowledge. Consequently, while the information contained herein is believed to be accurate, owing to a host of factors ILA-USMX can convey no direct or implied warranty relative to the reliance of parties upon content.