

VOSH PROGRAM DIRECTIVE: 02-801C**ISSUED: 30 September 2014****SUBJECT: Shipyard Employment "Tool Bag" Directive****Purpose**

This Directive transmits to field personnel comprehensive guidance concerning the application of occupational safety and health standards in shipyard employment by providing consistent information and ensuring consistent enforcement of the shipyard employment standards. VOSH's jurisdiction over such maritime activity is limited to the public sector.

This Program Directive is an internal guideline, not a statutory or regulatory rule, and is intended to provide instructions to VOSH personnel regarding internal operation of the Virginia Occupational Safety and Health Program and is solely for the benefit of the program. This document is not subject to the Virginia Register Act or the Administrative Process Act; it does not have general application and is not being enforced as having the force of law.

Scope

This Directive applies VOSH-wide. Virginia unique regulation, 16VAC25-60-150, Maritime Standards, also applies to all public sector employers and employees engaged in maritime-related activities as follows:

The employer shall comply with the manufacturer's specifications and limitations applicable to the operation, training, use, installation, inspection, testing, repair and maintenance of all machinery, vehicles, tools, materials and equipment, unless specifically superseded by a more stringent corresponding requirement in Part 1915, 1917, 1918 or 1919. The use of any machinery, vehicle, tool, material or equipment that is not in compliance with any applicable requirement of the manufacturer is prohibited, and shall either be identified by the employer as unsafe by tagging or locking the controls to render them inoperable or be physically removed from its place of use or operation.

Reference

OSHA Instruction CPL 02-00-157 (01 April 2014)

Cancellation

VOSH PD 02-801B (15 March 2014)

Effective Date

30 September 2014

C. Ray Davenport
Commissioner

Action Directors and Managers shall ensure that guidelines in this Directive are followed and that compliance officers are familiar with the contents of the standard and its applicability only to the public sector for VOSH.

Expiration Date Not Applicable.

Distribution: Commissioner of Labor and Industry
Assistant Commissioner
VOSH Directors and Managers
Legal Support & IMIS Support Staff

Cooperative Programs Director and Manager
VOSH Compliance & Cooperative Programs Staff
OSHA Region III & Norfolk Area Offices

Attachment: OSHA Instruction CPL 02-00-157 (01 April 2014) or refer to:

http://www.osha.gov/OshDoc/Directive_pdf/CPL_02-00-157.pdf

When the guidelines, as set forth in this Program Directive, are applied to the Department of Labor and Industry and/or to Virginia employers, the following federal terms if, and where they are used, shall be considered to read as below:

| <u>Federal Terms</u> | <u>VOSH Equivalent</u> |
|--|---|
| OSHA | VOSH |
| Federal Agency | State Agency |
| Assistant Secretary | Commissioner of Labor and Industry |
| Regional Administrator | Assistant Commissioner |
| Area Director | Regional Director VOSH Program Director |
| Area Office/Regional Office | Regional Office |
| Regional Solicitor | Attorney General or VOSH Division of Legal Support (DLS) |
| Office of Statistics | VOSH Research and Analysis |
| 29 CFR | VOSH Standard |
| Compliance Safety and Health Officer (CSHO) and/or Industrial Hygienist | CSHO |
| Agency | Department |

OSHA Directives:

CPL 02-00-051, Enforcement Exemptions and Limitations Under the Appropriations Act (5/28/98)

CPL 02-00-124, Multi-Employer Citation Policy (10/10/99)

CPL 02-00-135, Recordkeeping Policies and Procedures Manual (12/30/04)

CPL 02-00-149, Severe Violator Enforcement Program (SVEP) (6/18/10)

CPL 02-01-020, OSHA/U.S. Coast Guard Authority over Vessels (11/8/96)

CPL 02-00-150, OSHA Field Operations Manual (FOM) (04/22/11)

CPL 02-00-151, Subpart T – Commercial Diving Operations (06/13/11)

CPL 02-01-028, Compliance Assistance for the Powered Industrial Truck Operators Training Standards (11/30/00)

CPL 02-01-055, Maritime Cargo Gear Standards and 29 CFR 1919 Certification (09/30/13)

CPL 02-01-049, 29 CFR Part 1915, Subpart I, Enforcement Guidance for Personal Protective Equipment (PPE) (11/04/10)

CPL 02-01-051, 29 CFR Part 1915, Subpart B, Confined and Enclosed Spaces and Other Dangerous Atmospheres in Shipyard Employment (05/20/11)

CPL 02-02-063, Inspection Procedures for Occupational Exposure to Asbestos Final Rule, 29 CFR Parts 1910.1001, 1926.1101, and 1915.1001 (11/3/95)

CPL 02-02-074, Inspection Procedures for the Chromium (VI) Standards (01/24/08)

VOSH Program Directives:

02-0030, VOSH Procedures to comply with OSHA Enforcement Exemptions and Limitations under the Federal Appropriations Act (09/15/14) or its successor

See 09-003F, Administrative Regulation Manual, §16VAC25-60-260.F. and G. (10/15/13) or its successor

02-104A, Recordkeeping Policies and Procedures Manual (12/15/05) or its successor

02-024A, Severe Violator Enforcement Program (SVEP) (09/01/13) or its successor

02-101, OSHA/U.S. Coast Guard Authority Over Vessels (11/15/98) or its successor

02-001G, VOSH Field Operation Manual (FOM) (10/01/13) or its successor

02-234A, Subpart T – Commercial Diving Operations (09/01/11) or its successor

02-232A, Compliance Assistance for the Powered Industrial Truck Operator Training Standards (02/01/02) or its successor

02-802A, Maritime Cargo Gear Standards and 1919 Certification (02/15/14) or its successor

02-804, Subpart I, Personal Protective Equipment (PPE) for Shipyard Employment (Public Sector) – Inspection Procedures and Interpretive Guidelines (08/01/11) or its successor

02-803A, 29 CFR Part 1915, Subpart B, Confined and Enclosed Spaces and Other Dangerous Atmospheres in Shipyard Employment (08/15/11) or its successor

02-422A, Inspection Procedures for 29 CFR 1910.1001, 1926.1101 and 29 CFR 1915.1101- Occupational Exposure to Asbestos, Tremolite, Anthophyllite, Actinolite (08/15/96) or its successor

02-440, Inspection Procedures for the Chromium (VI) Standards (05/01/08) or its successor

CPL 02-02-076, National Emphasis Program - Hexavalent Chromium (02/23/10)

14-441, National Emphasis Program – Hexavalent Chromium (05/15/10) or its successor

CPL 03-00-007, National Emphasis Program - Crystalline Silica (01/24/08)

14-410, National Emphasis Program – Crystalline Silica (05/15/08) or its successor

CPL 03-00-008, Combustible Dust National Combustible Dust (Reissued) (03/11/08)

14-236A, National Emphasis Program – Combustible Dust (Reissued) (04/01/08) or its successor

CPL 03-00-009, National Emphasis Program - Lead (08/14/08)

14-437A, National Emphasis Program: Lead (02/15/09) or its successor

CPL 04-00-001, Procedures for Approval of Local Emphasis Programs (LEPs) (11/10/99)

01-010, Local Emphasis Programs: Development and Approval of Special Targeting Activities (02/15/14) or its successor

CPL 13-01 (CPL 02), Site-Specific Targeting 2012 (01/04/13)

14-035, National Emphasis Program –Site-Specific (SST-12) Targeting (06/03/14) or its successor