



Michelle Lujan Grisham
Governor

Howie C. Morales
Lt. Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

Harold Runnels Building
1190 Saint Francis Drive, PO Box 5469
Santa Fe, NM 87502-5469
Telephone (505) 827-2855
www.env.nm.gov



James C. Kenney
Cabinet Secretary

Jennifer J. Pruett
Deputy Secretary

October 1, 2020

New Mexico Occupational Health and Safety Bureau (OHSB) Directive 21-01

Subject: State Emphasis Program (SEP) for Health and Safety Hazards in the Manufacturing of Primary and Fabricated Metal Products (NAICS 331, 332, 333, 335, and 336).

- A. Purpose: This notice establishes a SEP for Health and Safety Hazards in the Manufacturing of Primary and Fabricated Metal Products (NAICS 331, 332, 333, 335, and 336).
- B. Scope: This notice applies to the State of New Mexico OHSB.
- C. References: The following documents are referenced in or applicable to this instruction:
 1. New Mexico Field Operations Manual
 2. OSHA Information System (OIS) Modules for Enforcement, Consultation and Compliance Assistance, current and subsequent versions.
 3. OSHA Instruction CPL 2-0.102.A, November 10, 1999, Procedures for Approval of Local Emphasis Programs (LEP).
 4. OSHA Instruction CPL 2-00-051, February 23, 2005, Exemptions and Limitations Under the Appropriations Act, with current Appendix A.
- D. Cancellation: This notice cancels the New Mexico Occupational Health and Safety Bureau (OHSB) Directive 20-01 dated October 1, 2019.
- E. Expiration: This notice expires on September 30, 2021 but may be renewed as necessary.
- F. Action: OHSB personnel will ensure that the procedures contained in this notice are followed in conducting the SEP for Health and Safety Hazards in the Manufacturing of Primary and Fabricated Metal Products (NAICS 331, 332, 333, 335, and 336).
- G. Background: There are numerous primary metal and metal fabrication operations within the State's jurisdiction that have health and safety hazards identified in the strategic plan, most notably amputation hazards due to point of operations, in-going nip points, rotating parts, and inadequate energy isolation programs, as well as

excessive noise levels due to welding, cutting, and grinding activities. Welding operations expose employees to a variety of contaminants such as lead, cadmium, nickel, chromium, zinc, and iron metal fumes. Coating operations expose employees to a variety of airborne contaminants such as cadmium fumes, acid vapors, and spray paint vapors. Additionally, varied operations present confined space hazards, eye hazards, struck-by hazards, and amputation hazards. Consequently, the need for an effective safety and health program is paramount in metal fabrication operations.

H. Compliance: In FY 2021, the OHSB will conduct approximately fifteen (15) random comprehensive inspections from a list of all employers in NAICS 331, 332, 333, 335, and 336.

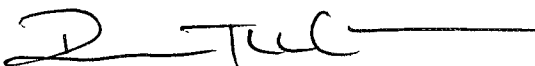
1. The primary metal and metal fabrication list will consist of all the establishments in the annual planning guide. Additional establishments may be identified through visual observations, the New Mexico State Business Directory (Info USA), or other business directories.
2. Any establishment that has received a comprehensive inspection within the previous three years, will be deleted from the programmed inspection cycle.
3. The list will be consecutively numbered, and a random numbers table applied. The inspection cycle will consist of the first fifteen (15) randomly selected establishments. Additional randomly selected establishments may be added to the list if an establishment is out of business or cannot otherwise be inspected. Comprehensive inspections will be conducted on all establishments selected.
4. Upon arrival at the worksite and before initiating enforcement activities, the compliance officer will determine that Enforcement Exemptions and Limitations under the Appropriations Act do not prohibit the inspection. Certain employers are exempt from programmed safety inspections if they employ 10 or fewer employees currently and at all times during the previous 12 months.
5. OHSB reserves the right to re-inspect any establishment when notified of a fatality, reportable injury or illness, complaint or referral, at any time during the period covered by this notice.

I. Outreach: The Compliance Assistance Specialists should conduct a minimum of two (2) activities per year such as:

1. Conducting outreach activities at annual conventions for industry associations;
2. Developing and distributing outreach materials and publications;
3. Developing materials to include on the OHSB web page;
4. Conducting formal and informational presentations and training in collaboration with industry associations; and,
5. Providing technical assistance.

- J. Consultation: The OHSB Consultants will conduct a minimum of five (5) activities per year such as:
1. Assigning a high priority to consultation requests from metal fabrication facilities;
 2. Conducting consultation visits;
 3. Participating in industry association conventions to solicit consultation requests and to distribute outreach materials;
 4. Creating and distributing mailings explaining compliance section focus on metal fabrication and availability of resources to include compliance assistance and consultation services;
 5. Distributing electronically developed outreach materials;
 6. Conducting formal and information presentations and training as requested; and,
 7. Providing technical assistance.
- K. OIS Recording: Information pertaining to this healthcare initiative shall be recorded in the OIS following current instructions in the each of the respective modules in the OIS User Guides. The identifier code will be "FABMETSH".
- L. Evaluation: An evaluation of the effectiveness of this state emphasis program will be conducted at the end of each fiscal year. An evaluation report will be written and submitted to the Bureau Chief within 90 days of the end of each fiscal year. The evaluation report may be included as part of the New Mexico State OSHA Annual Report (SOAR). Elements to be considered in the evaluation include:
1. Effectiveness of the SEP targeting system;
 2. Number of establishments and/or operations visited under the program;
 3. Number of establishments and/or operations that were in violation of OHSB standards and/or general duty requirements of the OSH Act;
 4. Number of employees removed from risk; and
 5. Number of hazards abated.
 6. Number of activities conducted by Compliance Assistance; and,
 7. Number of activities conducted by Consultation Section.

By and Under the Authority of



Robert Genoway
Chief, Occupational Health and Safety Bureau