



FY 2021

HAWAII OCCUPATIONAL SAFETY AND HEALTH PROGRAM

Anne Perreira-Eustaquio
DLIR Director

JoAnn A. Vidinhar
DLIR Deputy Director

Norman Ahu
HIOSH Administrator

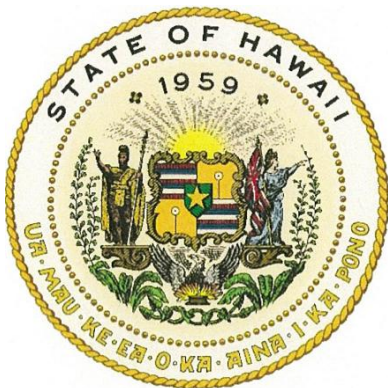


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Fiscal Year (FY) 2021 Executive Summary

Hawaii's State Plan Program is administered through the Hawaii Occupational Safety and Health Division (HIOSH), a division of the State's Department of Labor and Industrial Relations (DLIR). HIOSH has jurisdiction over a substantial percent of employment in the State in both the public and private sectors. Exceptions to State jurisdiction is private sector maritime, long-shoring, ship building activities, federal agencies, military, and all employment contained within the national parks and secured military bases (as of October 11, 2011). Activities mandated under the OSH Act are considered core elements of HIOSH and provide an essential safety net for workers exposed to hazards with the potential to cause death or serious physical harm.

HIOSH's mission as stated by the Hawaii Occupational Safety and Health Law, Chapter 396, Hawaii Revised Statutes, is to "Assure so far as possible, every working man and woman in the State safe and healthful working conditions." HIOSH's goal is to work in partnership with Hawaii's businesses to save lives and prevent injuries in the workplace.

HIOSH's role is to promote voluntary compliance first and foremost through a mix of incentives — HIOSH recognition and achievement programs such as the Hana Po'okela (Hawaii Voluntary Protection Program), HI-SHARP (SHARP), other partnership programs (Alliances), and on-site consultation and training assistance. HIOSH works in partnership with businesses that share the same principles and goals and uses enforcement as a tool for compliance for those companies that choose to disregard their obligations under the law.

HIOSH's Five-Year Strategic Plan which covers Fiscal Year (FY) 2021-2025, is based on the following two strategic goals. These two, main strategic goals are supported by the Annual Performance Goals FY 2021 listed as performance indicators and baselines.

1. Improve workplace safety and health for all workers, as evidence by fewer hazards, reduced exposures, and fewer injuries, illnesses and fatalities.

Goal 1.1

- Decrease injury and illness rates in high hazard industries by 2% (Based on 2018 data, the most recent available. At the end of 2025, the latest BLS data will be for 2023).
- Focus HIOSH resources in high hazard industries.

Indicators:

- Decrease of 2% in the following identified high hazard industries (2018 Rates): Construction (23), Manufacturing (31-33), Wholesale Trade (42), Transportation & Warehousing (48-49), Healthcare & Social Assistance (62), Arts, Entertainment & Recreations (71), Accommodation & Food Services (72) and State & Local Government (S&LG).

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NAICS:	23	31-33	42	48-49	62	71	72	S&LG
2018	3.7	3.2	3.8	5.7	3.4	5.0	4.2	3.2
2019	3.0	4.0	4.2	6.4	3.9	5.1	4.1	3.7
2020	3.1	5.0	3.4	4.5	4.2	n/a	3.0	2.4
	-16%	+56%	-11%	-21%	+25%	n/a	-29%	-25%

- Response: The intention of this goal for a 2% decrease was created to show a 5-year overall reduction for injury and illness rates in identified high hazard industries. For this report on FY 2021, BLS data is available for 2019 and 2020 to compare to the 2018 data baseline. The total injury and illness rate decreased by 2% for five out of the eight identified high hazard industries. In two identified industry (Manufacturing and Health Care & Social Assistance) rates increased from 2018 to 2020, most likely due to an increase in recordable injuries and illnesses from the COVID-19 pandemic. In Arts, Entertainment & Recreations, publishable rate information on a total injury and illness rate for 2020 was not available due to a lag in data. HIOSH is partially completing this goal and will continue to dedicate resources and see these high hazard industries in its site-specific targeting (SST) plan in order to accomplish this goal.
- HIOSH enforcement will focus on safety and health hazards within high hazard identified industries: 75% of all Safety Inspections and 60% of all Health Inspection will be conducted within these industries with 6% of Safety & Health Inspections conducted within state and local government.
 - Response: Currently only FY 2021 data is available. The five-year goal for safety inspections in these identified high hazard industries is 75%, with the current percent at 58.8%. For health inspections, the five-year goals is 60% with the current percent at 29.3%. The current percent of inspections within state and local government is 10.4%, with the goal being 6%. HIOSH is currently maintaining one of three of this five-year strategic goal. This was due primarily to COVID-19 pandemic effects including hiring freezes and lack of permanent branch managers to monitor goal objectives. HIOSH completed the permanent hiring of both the Safety and Health Branch Managers at the end of FY 2021. Both were trained on grant goals and inspection assignment, which should lead to an increase presence in high hazard industries.

Goal 1.2

- Reduce the fatality rate by approximately 2% averaged over a rolling five-year period through scheduled inspections and visits at workplaces in high hazard industries.

Indicators:

- Fatality rate reduction of 2% from the Hawaii 5-year fatal occupational injury rate average (FY2014-2018) baseline of 3.12 (approximately 3.06).
 - Response: The intention of this goal for a 2% decrease was created to show a 5-year overall reduction for injury and illness rates in identified high hazard industries. For this report on FY 2021, BLS data is available for 2019 and 2020 to compare to the baseline data. The baseline rate of fatalities for FY 2014 to 2018 was 3.12. Hawaii's fatality rate for FY 2019 is 4.1 and for FY 2020 is 2.9. The average of these two years is currently 3.5, approximately a 12.2% increase from the previous five-year average of 3.12. Although the average is not 2% or more below the previous five-year average, the fatality rate is decreasing from 2019 to 2020. The fatality rate from 2020 is more in line

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with the time period that HIOSH began the changes reflected in the five-year strategic goal plan for FY 2021 to 2025. HIOSH will continue to dedicate resources to the identified high hazard industries in order to accomplish a 2% decrease over the five-year period.

Goal 1.3

- Reduces employee health injuries and illnesses, such as particulate, mist, vapor, & gas exposure and noise exposure hazards through the use of personnel monitoring, direct readings, and bulk and wipe sampling.

Indicators:

- HIOSH will conduct 5% of inspections where monitoring is conducted for particulate, mist, vapor, gas and noise exposure hazards.
 - Response: For this five-year strategic goal, only FY 2021 data is available. HIOSH conducted a total of 529 safety and health inspections. For FY 2021, 16 out of 529 inspections conducted monitoring (1 bulk sample, 7 direct readings, 6 noise and 2 air sampling inspections). HIOSH's five-year strategic goal is 5%, with the current rate of monitoring inspections at 3.02%. HIOSH is not currently meeting this five-year strategic goal, primarily due to the lack of a permanent Health Branch (OH) Manager for 7 months, 50% of the current health inspectors being new hires still finishing or going through training (including how to conduct monitoring), travel and training restrictions due to the COVID-19 pandemic, and low staff numbers as a result of hiring freezes also due to the COVID-19 pandemic. HIOSH filled the OH Manager position at the end of FY 2021. The OH Manager dedicated the end of FY 2021 to the in-house training of these new OH inspectors that should yield an increase in monitoring inspections going forward. HIOSH is also actively recruiting OH inspectors due to the lift of the hiring freeze at the end of FY 2021.

Goal 1.4

- Ensure employer abatement of identified serious safety and health hazards.

Indicators:

- Ensure that 100% of serious violations are abated and 90% of them are verified by inspectors within 20 days of the abatement date. For contested cases, verification will be within 20 days of the final order date.
 - Response: Currently data is only available for FY 2021. In FY 2021, HIOSH had 545 serious and repeat-serious citations. Out of the 545 issued serious/repeat serious citations, 97.1% were abated within 20 days of the abatement due date or final order date, depending (as listed above). 87.9% of all issued serious/repeat serious violations were verified within 20 days of the abatement due date or final order date, depending (as listed above). HIOSH did not achieve this five-year strategic goal, but will retrain staff on entering dates in OIS and utilize abatement demand letters to help ensure abatement certification and verification is timely received.

Issued Serious/Repeat Serious Citation Breakdown:

CORRECTED DURING INSPECTION	ABATED W/IN 20 DAYS	VERIFIED W/IN 20 DAYS
209 - (38.3%)	529 - (97.1%)	479 - (87.9%)

2. Increase, develop and maintain public awareness and confidence through various resources, programs and outreach.

Goal 2.1

- Develop, maintain and implement HIOSH Emphasis Programs, Alliances and Partnerships program initiatives.

Indicators:

- Increase the number of participants in HIOSH partnerships, alliances, and the voluntary protection program (VPP) by 10.
 - Response: Currently data is only available for FY 2021 and HIOSH is not fulfilling this five-year strategic goal. Due to the COVID-19 pandemic, staffing was affected through hiring freezes and retention that required current staff to cover duties of vacant position essential functions. At the end of FY 2021, HIOSH was able to hire and start recruitment of essential positions that will allow outreach and work to begin on creating partnerships, alliances and VPP that should yield new participants going forward.
- 10% of all safety and health inspections will be conducted under an emphasis program.
 - Response: Data is currently only available for FY 2021, with a total of 529 inspections conducted (10% = 52.9 inspections under an emphasis program). HIOSH conducted 30 inspections for FY 2021, and presently is not reaching this five-year strategic goal. This was primarily due to the lack of permanent manager's for both the Safety and Health Branch of HIOSH enforcement. Both positions were permanently filled at the end of FY 2021 and were trained on assigning inspections under the SST, complaints, referrals and HIOSH adopted emphasis program lists. This should yield a higher percent of emphasis program inspections going forward.

Goal 2.2

- Increase, develop and maintain public satisfaction through the availability of resources and awareness through the use of various media, languages and accessibility as evidence by survey ratings.

Indicators:

- Stakeholder survey results of 80% or higher in each HIOSH category: Resource Availability, Enforcement, HIOSH Website, Complaint Line, & limited English proficiency (LEP) Services.
 - Response: As a result of the COVID-19 pandemic, HIOSH was not able to create the website, resource availability, and complaint line surveys for FY 2021. Surveys were created to gauge enforcement and LEP services but due to the amount of time between opening conferences and case close dates, data is only available for surveys for the first half of FY 2021, resulting in an 88% average satisfactory level for enforcement gauged questions. It was revealed through surveys that translator services were only offered about 7.9% of the time. HIOSH partially reached its goal but going forward will create

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the remaining needed surveys, as well as create a way to document and ensure translator services are offered at critical points during the inspection process.

- 100% of staff will be trained on LEP resources annually.
 - Response: 100% of staff were trained within FY 2021 using the state created and provided LEP training video.
- 100% of opening conferences, employee interviews and informal conference will offer translation services.
 - Response: HIOSH staff were retrained to offer translation services in opening conferences, employee interviews and informal conferences. In FY 2021, it is unclear if HIOSH reached or did not reach this annual goal. Going forward into FY 2022, HIOSH will create a way to document offering these services in inspections in order to monitor the percent to which services are offered at these critical parts of inspections.

Goal 2.3

- Increase, develop and maintain professional, required, and specialized staff development through a variety of methods.

Indicators:

- Compliance safety and health staff will receive at least 80 hours of professional development training annually.
 - Response: Only FY 2021 data is available at this time. Six (6) out of fifteen (15) compliance safety and health staff received at least 80 hours of professional development training. HIOSH is not currently meeting its five-year strategic goal primarily due to the COVID-19 pandemic. HIOSH relies on the OSHA Technical Institute (OTI) for training classes. Currently, OTI has cancelled pre-scheduled road courses (FY 2021) and OTI converted in-person trainings at their Chicago-office to virtual. Local trainings have not been available or were fully booked during FY 2021 so this goal could not be achieved.

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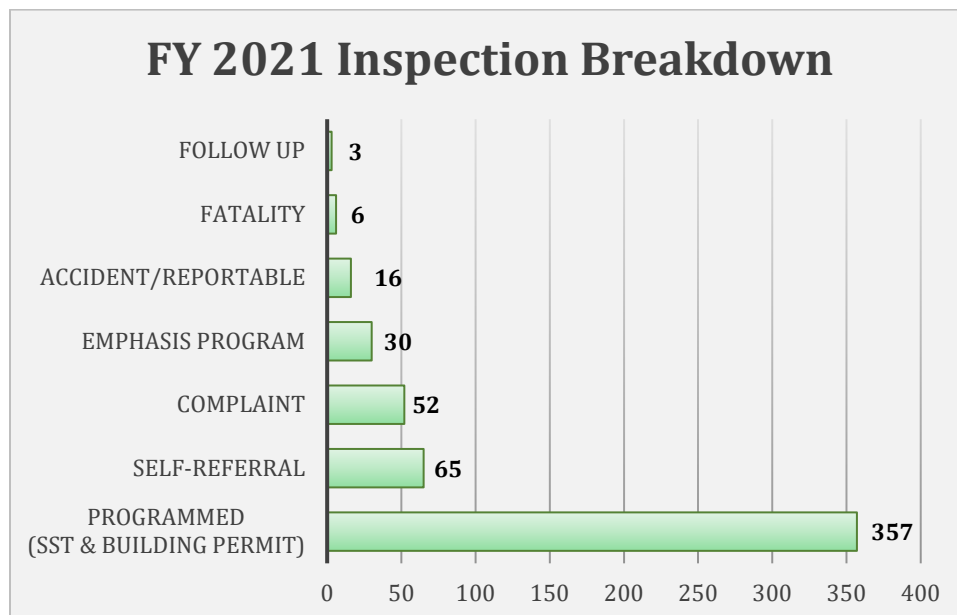
Annual Performance Results & Response

COMPLAINTS

For FY 2021, HIOSH responded to a total of 164 occupational safety and health complaints. Out of the total 133, 67 resulted in a completed safety and health inspection.

TOTAL INSPECTIONS

For FY 2021, HIOSH conducted a total of 529 occupational safety and health inspections. HIOSH did not meet its FY 2021 goal of 700 inspections. This was primarily due to low inspector numbers due to a hiring freeze initiated by the COVID-19 pandemic. Roughly 2/3 of staff were also still new and going through training in FY 2021 so were not able to contribute solo inspections until the last half of FY 2021.



1.1 INDICATORS

- Decrease injury and illness rates in high hazard industries by 2% (Based on 2018 data, the most recent available. At the end of 2025, the latest BLS data will be for 2023). Focus HIOSH resources in these chosen most hazardous industries: Construction (23), Manufacturing (31-33), Wholesale Trade (42), Transportation & Warehousing (48-49), Healthcare & Social Assistance (62), Arts, Entertainment & Recreations (71), Accommodation & Food Services (72) and State & Local Government (S&LG).

NAICS:	23	31-33	42	48-49	62	71	72	S&LG
2018	3.7	3.2	3.8	5.7	3.4	5.0	4.2	3.2
2019	3.0	4.0	4.2	6.4	3.9	5.1	4.1	3.7
	-19%	+25%	+11%	+12%	+15%	+2%	-3%	+16%

(BLS State of Hawaii Total Incidence Rate Data)

- Response: For the annual performance goal, only 2018 and 2019 BLS data rates were compared. The total injury and illness rate decreased by 2% for only two out of the eight identified high hazard industries. HIOSH is partially completing this goal and will continue to dedicate

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resources and see these high hazard industries in its site-specific targeting (SST) plan in order to accomplish this goal. The most prominent factor of HIOSH not reaching this goal is due to the lag in data. Resource dedication to these identified high hazard industries will not be evident until 2021 BLS data is published.

- HIOSH enforcement will focus on safety and health hazards within these (listed previously) high hazard identified industries.
 - 52% of all Safety Inspection will be conducted within these industries
 - 31% of all Health Inspections will be conducted within these industries
 - 6% of Safety and Health Inspections will be conducted within state and local government
- Response: For FY 2021, HIOSH conducted 529 inspections total: 10.4% safety and health inspections in state and local government, 29.3% health and 58.8% safety inspections within the identified high hazard industries. HIOSH reached two out of the three annual goals for FY 2021. HIOSH did not reach the number of health inspections for FY 2021 (by 1.7%). This was primarily due to COVID-19 pandemic effects including hiring freezes, higher percentage of new inspectors, and lack of a permanent OH Manager. HIOSH hired and trained a permanent OH Manager at the end of FY 2021 and is actively recruiting to fill inspector positions that should also help reach annual goals going forward.

1.2 INDICATORS

- Reduce the fatality rate by approximately 2% averaged over a rolling five-year period through scheduled inspections and visits at workplaces in high hazard industries.
- HIOSH enforcement will focus on safety and health hazards within these (listed previously) high hazard identified industries.
 - 263 of all Safety Inspection will be conducted within these industries
 - 210 of all Health Inspections will be conducted within these industries
 - 42 of Safety and Health Inspections will be conducted within state and local government
- Response: For FY 2021, HIOSH conducted 529 inspections total: 55 safety and health inspections in state and local government, 155 health and 311 safety inspections within the identified high hazard industries. HIOSH reached two out of the three annual goals for FY 2021. HIOSH did not reach the number of health inspections for FY 2021. This was primarily due to COVID-19 pandemic effects including hiring freezes, higher percentage of new inspectors, and lack of a permanent OH Manager. HIOSH hired and trained a permanent OH Manager at the end of FY 2021 and is actively recruiting to fill inspector positions that should also help reach annual goals going forward.

1.3 INDICATORS

- Reduce employee health injuries and illnesses, such as particulate, mist, vapor, & gas exposure and noise exposure hazards through the use of personnel monitoring, direct readings, and bulk and wipe sampling.
- HIOSH will conduct 35 inspections where monitoring is conducted for particulate, mist, vapor, gas, and noise exposure hazards.
 - Response: For FY 2021, HIOSH conducted 16 inspections where monitoring was conducted. This included 1 bulk sample, 7 direct readings, 6 noise and 2 air sampling inspections. HIOSH did not meet the annual monitoring goal for FY 2021. This was primarily due to the lack of a permanent Health Branch Manager for 7 months, 50% of the current health inspectors being

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new hires still finishing or going through training (including how to conduct monitoring), travel and training restrictions due to the COVID-19 pandemic, and low staff numbers as a result of hiring freezes also due to the COVID-19 pandemic.

1.4 INDICATORS

- Ensure employer abatement of identified serious safety and health hazards.
 - Ensure that 100% of serious violation are abated and 90% of them are verified by inspectors within 20 days of the abatement date. For contested cases, verification will be within 20 days of the final order date.
 - Response: In FY 2021, HIOSH had 545 serious and repeat-serious citations. Out of the 545 issued serious/repeat serious citations, 97.1% were abated within 20 days of the abatement due date or final order date, depending (as listed above). 87.9% of all issued serious/repeat serious violations were verified within 20 days of the abatement due date or final order date, depending (as listed above). HIOSH did not satisfy the either part of this annual performance goal but did improve from the baseline. Going forward, HIOSH will retrain staff on verification dates and methods to reach the 90% verification and abatement demand letters will be sent out timelier to improve abatement certification receipt.

Issued Serious/Repeat Serious Citation Breakdown:

CORRECTED DURING INSPECTION	ABATED W/IN 20 DAYS	VERIFIED W/IN 20 DAYS
209 - (38.3%)	529 - (97.1%)	479 - (87.9%)

2.1 INDICATORS

- Develop, maintain and implement HIOSH Emphasis Programs, Alliances and Partnerships program initiatives.
 - Increase the number of VPP participants by 1
 - Increase the number of Alliances by 1
 - Increase the number of Partnerships by 1
 - Response: For FY 2021, HIOSH was not able to achieve adding VPP, Alliance or Partnership participants. Due to the COVID-19 pandemic, staffing was affected through hiring freezes and retention that required current staff to cover duties of vacant position to cover essential functions. At the end of FY 2021, HIOSH was able to hire and initiate hiring of essential positions that will allow outreach and work to begin on creating partnerships, alliances and VPP that should yield new participants going forward.
 - 70 of all safety and health inspections will be conducted under an emphasis program
 - Response: For FY 2021, HIOSH did not meet the annual goal of conducting 70 inspections under adopted emphasis programs. Out of 529 total inspections, HIOSH conducted 30 inspections under these emphasis programs (5.67%). For FY 2021, HIOSH was affected by the COVID-19 pandemic through hiring freezes and dedicated its resources to conducting program planned, referral and complaint inspections. Going forward, HIOSH will retrain staff in emphasis program applicability (including system coding) and management will prioritize emphasis program lists when creating inspection goals and assignments for staff.

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2.2 INDICATORS

- Increase, develop and maintain public satisfaction through the availability of resources and awareness through the use of various media, languages, and accessibility as evidence by survey ratings.
 - Stakeholder survey results of 80% or higher in each HIOSH category: Resource Availability, Enforcement, HIOSH Website, Complaint Line, and Limited English Proficiency (LEP) services.
 - Response: As a result of the COVID-19 pandemic, HIOSH was not able to create the website, resource availability, and complaint line surveys for FY 2021. Surveys were created to gauge enforcement and LEP services but due to the amount of time between opening conferences and case close dates, data is only available for surveys for the first half of FY 2021, resulting in an 88% average satisfactory level for enforcement gauged questions. It was revealed through surveys that translator services were only offered about 7.9% of the time. HIOSH partially reached its goal but going forward will create the remaining needed surveys, as well as create a way to document and ensure translator services are offered at critical points during the inspection process.
 - 100% of staff training will be trained on limited English proficiency resources annually.
 - Response: 100% of staff were trained within FY 2021 using the state created and provided LEP training video.
 - 100% of opening conferences, employee interviews and informal conferences will offer translation services.
 - Response: HIOSH staff were retrained to offer translation services in opening conferences, employee interviews and informal conferences. In FY 2021, it is unclear if HIOSH reached or did not reach this annual goal. Going forward into FY 2022, HIOSH will create a way to document offering these services in inspections in order to monitor the percent to which services are offered at these critical parts of inspections.

2.3 INDICATORS

- Increase, develop and maintain professional, required, and specialized staff development through a variety of methods.
 - Compliance safety and health staff will receive at least 80 hours of professional development training annually.
 - Response: For FY 2021, 6 out of 15 compliance safety and health staff received at least 80 hours of professional development training. HIOSH did not meet this annual goal primarily due to the COVID-19 pandemic. HIOSH relies heavily on the OSHA Technical Institute (OTI) for training classes. For FY 2021, OTI was scheduled to complete a road course for HIOSH in spring of 2021. Due to travel restrictions, the course was cancelled and OTI converted in-person trainings at their Chicago-office to virtual. Local trainings were also not available or fully booked during FY 2021 so this goal could not be achieved.

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SPECIAL OUTREACH INITIATIVES

- **HIOSH Hazard Highlight (HHH)**
 - HIOSH restarted its monthly newsletter covering safety, health, and other relevant topics that the division chose based on current trends. Subjects included an overview of commonly cited hazards, teens safety, and more. Additional information can be found on the HIOSH website, under HIOSH Hazard Highlight (HHH).
- **HIOSH Published Outreach**
 - HIOSH utilized its website and local publications to orchestrate campaign initiatives in line with Federal OSHA. These initiatives included Safe + Sound, Heat and Trench Safety, and the National Safety Stand-Down.

PERFORMANCE OF MANDATED ACTIVITIES

- Activities mandated under the OSH Act are core elements of Hawaii's occupational safety and health program and provide an essential safety net for workers exposed to hazards with the potential to cause death or serious physical harm. For FY 2021, HIOSH continued to perform all mandated activities in those industries and employment activities where it retains jurisdiction including:
 - First Instance Sanctions
 - Legal procedures for compulsory process and right of entry.
 - Ensuring abatement of potentially harmful or fatal conditions.
 - Prompt and effective standards setting and allocation of resources.
 - Safeguards to protect an employer's trade secrets.
 - Counteraction of imminent dangers.
 - Response to complaints.
 - Fatality/Catastrophe Investigations
 - Ensuring Employees:
 - ✓ Protection against, and investigation of, alleged discrimination
 - ✓ Access to hazard and exposure information
 - ✓ Apprised of employee protection and rights via postings
 - ✓ Right to have an employee representative participate in the walk-around
 - ✓ Right to have an employee review a decision not to inspect (following a complaint).
 - Public employee coverage under the Law.
 - Employer recordkeeping and reporting.
 - Voluntary compliance activities.

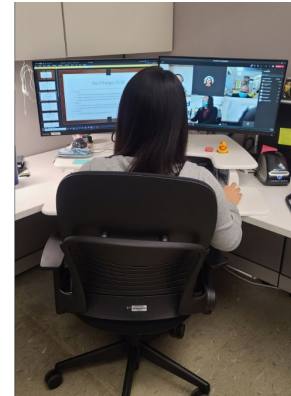
HIOSH continued to integrate the above mandated elements through activities and goals within the 5-year and FY 2021 Annual Performance measures.



Continuing Initiatives

PROFESSIONAL TRAINING & CERTIFICATION

Due to the COVID-19 pandemic, OTI and any in-person trainings for FY 2021 were cancelled, postponed, or transitioned to virtual. Staff continued to view provided webinars from Federal OSHA's shared eLearning system. For FY 2021, HIOSH was able to fulfill trainings using the virtual OTI training system: one (1) safety inspector in #1001 – Initial Compliance, two (2) safety inspectors in #1051 – Introduction to Safety Standards for Safety Officers, and three (3) health & two (2) safety inspectors in #1311 – Investigative Interviewing Techniques.



LIMITED ENGLISH PROFICIENCY (LEP)

HIOSH requires annual training for inspectors and staff on limited English proficiency (LEP) which, covers topics such as legal requirements for various situations and ensuring staff knowledge of internal and external resources to obtain in person, phone or other needed methods for translation and communication services. Staff are also trained to offer translation services in opening conferences, employee interviews and informal conference meetings.

HIOSH will use survey tools to address that translator services & materials are being offered, utilized and are sufficient within inspections, informal conferences, and on their website to help instill public confidence and awareness in communication of employer and employee rights and responsibilities.

STAFFING

Due to the Governor's initiated COVID-19 pandemic hiring freeze and budget restrictions, HIOSH continued without a number of vacant positions including the Compliance Assistant Specialist (CAS). HIOSH is continuing its efforts to increase the attractiveness of the position and increase the outreach potential of the position by reclassifying the position to a higher level in FY 2022. Other vacant positions at the end of FY 2021 included (1) office assistant, four (4) health compliance inspector, and four (4) safety compliance inspector positions.

HIOSH lost one (1) safety compliance inspector and one (1) health compliance inspector during the FY 2021 year. HIOSH hired one (1) Safety Branch Manager and one (1) Health Branch Manager that were both previously internal compliance inspectors. Within FY 2021, HIOSH also gained one (1) research statistician, one (1) enforcement secretary, and (1) safety compliance inspector. HIOSH experienced lower hiring than previous years due to a hiring freeze that carried over from FY 2020 due to the COVID-19 pandemic.

DIRECTIVES

HIOSH continued its efforts to adopt and revise directives in FY 2021. Directives adopted and revised within FY 2021 included DIR 2021-02 Inspection Procedures for the COVID-19 Emergency Temporary Standard, DIR 2021-03 Revised National Emphasis Program – Coronavirus Disease 2019 (COVID-19), CPL 02-00-

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011 Citation Policy for Paperwork and Written Program Requirement Violations, CPL 02-00-051-1 Enforcement Exemptions and Limitations Under the Appropriations Act, CPL 02-02-080 Inspection Procedures for the Respirable Crystalline Silica Standards, CPL 02-03-007 Discrimination (Whistleblower) Investigations Manual 11/30/18 (Revised 3/1/21), CPL 03-00-022 National Emphasis Program on Amputations in Manufacturing Industries, CPL 03-00-023 National Emphasis Program – Respirable Crystalline Silica, & TED 01-00-020 Mandatory Training Program for HIOSH Whistleblower Investigators.

HIOSH is working on adding missing, previously adopted, and past-due revised directives, instructions, policies, and memos to its website for easier and more effective public and internal access. This is part of HIOSH's strategic goal #2 to increase, develop and maintain public awareness and confidence through various resources, programs, and outreach through the access of these significant documents.

HAWAII VOLUNTARY PROTECTION PROGRAM (PO'OKELA)

Hawaii VPP participants currently include:

- Monsanto Technology, LLC (Kihei)
- Bayer Production Supply, LLC (Molokai)
- Covanta Honolulu Resource and Recovery Venture (Oahu)



In FY 2021, there were no new applications for the HIOSH Voluntary Protection Program (VPP). HIOSH conducted the reevaluation for the Bayer Production Supply, LLC (Molokai) site. The site will continue in the Hawaii VPP program after they were approved. Covanta Honolulu Resource and Recovery Venture was listed as inactive pending two accident investigations and follow up incident investigations to determine their status within HIOSH's VPP program.

Due to travel restrictions from the COVID-19 pandemic, HIOSH did not send participants to the Voluntary Protection Program Participant Association (VPPPA) Region IX Conference. HIOSH virtually attended the VPPPA Safety + National Symposium for 2021.

2021 Regulations & Legislation

HAWAII ADMINISTRATIVE RULES

HIOSH adopted the Federal OSHA Emergency Temporary Standard (ETS) for Healthcare on July 25, 2021. The emergency standard was initiated to protect employees in identified industries within the healthcare or healthcare support services fields. The ETS was classified under the Hawaii Administrative Rules (HAR) §12-60-51 and expires on January 25, 2022. More information can be found at: <http://labor.hawaii.gov/hiosh/standards/standards-admin-rules-part-2/>.

HAWAII LEGISLATION

For FY 2021, there were no legislative updates passed through the State of Hawaii that directly affected the HIOSH program.

Legislation was proposed to abolish vacant position for the HIOSH program. H.B. 200 was amended and passed after the proposed positions under HIOSH were removed. Archived information can be found at https://www.capitol.hawaii.gov/Archives/measure_indiv_Archives.aspx?billtype=HB&billnumber=200&year=2021

Proposed legislation was continued from FY 2020, requiring the Department of Labor & Industrial Relations to provide information on seizure first aid and to adopt rules on specifics relating to providing information on seizure first aid. S.B. No. 936 was amended to fall within the jurisdiction of a different department under the Hawaii Revised Statute (HRS) and was passed. Archived information can be found at https://www.capitol.hawaii.gov/Archives/measure_indiv_Archives.aspx?billtype=SB&billnumber=936&year=2021

In January 2021, HIOSH increased the penalty amounts for citations issued per the legislative update from FY 2017. Specific information on HIOSH penalty updates for FY 2021 can be found here: <http://labor.hawaii.gov/hiosh/main/increased-hiosh-penalties-january-15-2021/>

Contact Information

Department of Labor & Industrial Relations **Hawaii Occupational Safety and Health**

830 Punchbowl Street, 425
Honolulu, HI 96813

(p) (808) 586-9116
(f) (808) 586-9104

Website:
<http://labor.hawaii.gov/hiosh/>

Email:
dlir.hiosh@hawaii.gov

HIOSH Complaint Information

(p) (808) 586-9092

Email:
dlir.hiosh.complaints@hawaii.gov
dlir.hiosh.discrimination@hawaii.gov

HIOSH Consultation & Training

830 Punchbowl Street Ste 425
Honolulu, HI 96813

(p) (808) 586-9100

Email:
dlir.hiosh.ct@hawaii.gov