

RISK CONTROL CONSULTING

Environmental Health and Safety Updates

Our focus this month is upcoming deadlines for regulations from the U.S. Department of Labor (DOL), Environmental Protection Agency (EPA), and Occupational Safety and Health Administration (OSHA). We've summarized the latest news to keep you informed on timely federal legislation and regulations.

Department of Labor (DOL)

Launch of Spanish Translation of Worker.gov Website

Who is affected: All employers with Spanish speaking employees

What: The U.S. Department of Labor (DOL) launched a Spanish translation to their Worker.gov website on April 1, 2021. The goal is to expand awareness of workers' rights and the launching of the new site is in accordance with [Executive Order 13166](#).

When: Effective immediately

How: Notify Spanish-speaking employees of the new site

Resources:

- [Worker.gov \(Spanish\)](#)
- [Other DOL Resources in Spanish](#)

Environmental Protection Agency (EPA)

June 30: EPA e-Manifests Move to Electronic System ONLY—All Hazardous Waste Generators Will Be Impacted

Who is affected: ALL hazardous waste generators

What: The EPA is transitioning the manifest system to be fully electronic to better track hazardous waste shipments as they move from generators to transports to treatment and disposal facilities. This is starting June 30, 2021.

Treatment Storage and Disposal Facilities (TSDF), who are required to use e-Manifests, may also require their generators and transporters to use the electronic system as well. Generators of hazardous waste will need to check how their waste haulers and TSDF are tracking shipments and see if they can also use the electronic system. The EPA's electronic system will remain optional for hazardous waste generators.

Advantages to using the e-Manifest system include:

Tribal First

888 737 4752 | 1301 Dove Street, Suite 200 | Newport Beach, CA 92660 | www.tribalfirst.com

RISK CONTROL CONSULTING

1. Ensuring the generators' three years of manifests are automatically maintained
2. Ability to track the shipment throughout the entire shipping process
3. Eliminating the need to maintain paper copies which are frequently lost and mismanaged

Use of the e-Manifest requires the TSDf to incur a fee. This fee is often passed along to generators on their invoices.

When: June 30, 2021

How does this affect your company?

- Consult with your EHS consultant to see what, if anything, needs to be done.
- Contact your waste hauler and TSDf to see if they will be requiring you to use the e-manifest system.
- Determine if the state your business is located in has different hazardous waste requirements.
- Ensure your [RCRA](#) and site ID information is correct and update if necessary.
- Register here to transition to the e-Manifest system (note: you must have an EPA Identification number).
- Depending on your state, you may be able to obtain an EPA ID number by submitting the federal form (8700-12) or by submitting your state-specific form. Check your state-specific requirements and acceptable forms to obtain an EPA ID number.

Resources:

- [E-Manifest Frequently Asked Questions](#)
- [Hazardous Waste Generator Categories](#)
- [E-Manifest Informative Slides](#)
- [E-Manifest website](#)
- [RCRA website login](#)

Occupational Safety and Health Administration (OSHA)

September 21: Online Hearing to Discuss Rule Updates to OSHA's Hazard Communication

Standard

Who is affected: All employers

What: OSHA has issued a notice of informal hearing on the agency's Hazard Communication Standard (HCS) which is set to begin September 21, 2021, at 10 a.m., EDT, and will be held virtually using WebEx. Additional information on how to access the informal hearing will be posted on OSHA's webpage for the [Proposed Rulemaking to Amend the Hazard Communication Standard](#).

Tribal First

888 737 4752 | 1301 Dove Street, Suite 200 | Newport Beach, CA 92660 | www.tribalfirst.com

RISK CONTROL CONSULTING

When: September 21, 2021

How: Stay up-to-date on the proposed rulemaking by following OSHA's Proposed Rulemaking to Amend the Hazard Communication Standard webpage. The HCS update is expected to increase worker protections, reduce the incidence of chemical-related occupational illnesses and injuries, and improve information on the labels and Safety Data Sheets for hazardous chemicals.

Resources:

- [OSHA Trade Release](#)
- [OSHA's Proposed Rulemaking to Amend the Hazard Communication Standard](#)

July 19: OSHA Rule Proposal to Clarify Handrail, Stair Rail System Requirements in General Industry Walking-Working Surfaces Standard

Who is affected: All employers

What: OSHA is proposing changes to two provisions of the walking-working surfaces standard. The first clarifies that a stair rail system with a handrail is required on the open side of certain stairways. The second eases a restriction on previously installed stair rail systems by allowing the top rail of those systems to serve as a handrail when it is as low as 30 inches. OSHA is accepting comments on the proposed rulemaking change; submit comments by July 19, 2021.

When: July 19, 2021

How: Follow the instructions on the [Federal eRulemaking portal](#) to submit comments by July 19.

Resources:

- [Rule Change News Release](#)
- [Federal Register Notice of the proposed rule change](#)

For additional information, contact:

Tribal First Risk Control Consulting: riskcontrol@tribalfirst.com or (949) 260-5042.

Tribal First

888 737 4752 | 1301 Dove Street, Suite 200 | Newport Beach, CA 92660 | www.tribalfirst.com