Chapter 1: General Requirements | Section 1.03 Contractor Requirements

Applicability: Reclamation Employees, Facilities, Operations, and Contractors

Section 1.03 Contractor Requirements

1. Scope

This section sets forth requirements primarily for construction contractors. The purpose of these requirements is to establish minimum health and safety requirements. Contractors are expected to establish safety as a core value while working on Reclamation facilities. This section specifically addresses contractor responsibilities, certification requirements, safety programs, required meetings, safety and health professional support, inspection requirements, accident and incident investigating and reporting, monthly accident summary report, training requirements, dismissal of employees who refuse to comply with occupational safety and health requirements, and dispute resolution. The contractor services covered by this section may include, but are not limited to, the following:

- construction and construction project management,
- · facility management and maintenance,
- equipment installation, repair, routine service and maintenance,
- landscaping, and/or
- other similar services.

This section does not include shipping, receiving, delivery, and transportation services. Additionally, Intermittent Service Contractors (ISC), such as those who perform event planning, food service and catering, or janitorial services are exempt from many of the requirements as noted throughout this section.

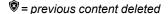
Contractors must adhere to the requirements set forth in all sections of the Reclamation Safety and Health Standards (RSHS) when performing work, with the exceptions listed below. The Reclamation specific programs listed below apply to Reclamation employees, however, similar programs may also be required of the contractor to protect all employees within the construction site. The contractor must ensure compliance with all Federal OSHA and State-run program requirements, where state OSHA organizations exist.

- Section 1.18, Life Safety Code Program,
- Section 1.19, Hazard Communication Program,
- Section 1.20, Safety and Occupational Health Program Evaluations,
- Section 1.21, Motor Vehicle Safety,

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- Section 1.22, Accident Investigation and Reporting,
- Section 1.23, Safety Inspection and Abatement,
- Section 1.24, Collateral Duty Safety Representatives,
- Section 2.06, Health Hazard Assessments,
- Section 2.07, Hearing Loss Prevention Program,
- Section 2.08, Respiratory Protection Program,
- Section 2.09, Bloodborne Pathogens,
- Section 4.11, Watercraft and Dredging,
- Section 4.12, Specialty Use Equipment, and
- Section 4.13, Towable Trailer Safety,

2. General Requirements

a. Certification Requirements

The manufacturer or a professional engineer must certify that the design of major or critical facilities, equipment, support structures, systems, embankments, shoring systems, and formwork (falsework) is structurally suitable for the intended use. This certification must be in writing and submitted to the Contracting Officer's Representative (COR) before construction or use of such facilities, equipment, or support systems.

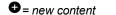
b. Contractor Identification

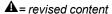
The contractor is responsible for identifying all personnel, including the personnel's level of training, that hold special positions as certified, designated, or competent persons and the equipment and operations for which they are responsible. Copies of contractor employee certifications must be provided as noted in Appendix 1.03C.

A c. Required Safety Meetings (ISC's are exempt from this requirement)

- Joint Safety Policy Meeting. The COR, the contractor's principal onsite representative, and designated members of respective staffs must participate in scheduled monthly safety meetings. These meetings must review the effectiveness of the contractor's safety effort, resolve health and safety problems relating to current operations, and provide a forum for planning safe future activities. The contractor must prepare and maintain meeting minutes in a manner prescribed by the COR.
- Contractor Safety Program Review. After the contractor's written safety plan is
 accepted, the contractor must hold a meeting to review the program, and the
 contractor's principal onsite representative, general superintendent, the COR, and the
 safety representative must attend. The contractor must discuss the procedures to
 control the hazards likely to happen during major phases of the work and the
 organizational assignments involved in administering the program, in detail.
- Supervisory Safety Meetings. The contractor must conduct regularly scheduled (at least monthly) supervisory safety meetings for all levels of job supervision. The contractor

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must maintain a summary report containing all attendee signatures and make the report available for review by the COR.

Toolbox Safety Meetings. Each field supervisor or foreman must conduct at least one
on-the-job or toolbox safety meeting each week, and all employees under their
supervision must attend. The field supervisor or foreman must maintain a record of each
meeting, including signatures of attendees, and make the report available for review by
the COR. These meetings will discuss upcoming work, all applicable job hazard analysis,
hazards the work may introduce, methods and precautions to eliminate or mitigate
hazards, interface with Reclamation employees, and recognizing/reporting new
hazards.

3. Responsibilities

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a. Regional Safety and Occupational Health Office

Must consult with the area office safety and occupational health office or the construction
office safety manager about any site special hazards or special conditions that might
exist during the project as this information becomes available. The Regional Safety and
Occupational Health Office must also ensure any project-related special hazards or
conditions are also communicated to the COR.

b. Contract Employer

- Must ensure that all work under contract meets or exceeds the Occupational Safety and Health Administration safety and health standards and complies with the RSHS contained herein, with only limited exceptions.
- Must comply with all Federal, State, and local requirements. When the requirements of
 one standard are in conflict with the requirements of another, the standard offering the
 highest level of protection to the worker, equipment, or facility must be followed.
- Must ensure safe work performance by employees and subcontractors.
- Must apply these standards to offsite activities, equipment, and facilities that primarily support the contract work.
- Must include provisions for meeting the safety and health requirements of these standards in the terms and conditions of all contracts, subcontracts, and supply contracts.

4. Training Requirements

a. Initial Orientation (ISC's are exempt from this requirement)

The contractor must give each new contractor employee, including subcontractor employees, a written notice containing pertinent provisions of the safety and health program. The notice must indicate general policy and set forth procedures and regulations applying to the work environment, accident reporting, and first aid and medical care. Each employee must

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acknowledge receiving these instructions. The contractor must file this acknowledgment and make it available for review.

b. Certification

The contractor must ensure that all positions requiring certification are filled by currently certified personnel (e.g., CPR certification, crane operation training/certification, etc.). Copies of employee certifications will remain accessible on the job site for review by the COR and OSHA officials.

c. Supervisor Training (ISC's are exempt from this requirement)

All contractor onsite supervisors, including foremen, must complete the OSHA 30-Hour course as well as attend a classroom review of applicable safety and health requirements specific to each contract no sooner than 90 days before contract start date or no later than 30 days after contract start date. Supervisors and foremen who begin work between formal training sessions must receive initial instructions from the contractor's safety representative and attend all subsequent annual reviews.

- Materials and Resources. Qualified trainers must use these standards and the contractor's safety program as a text for all training sessions. A Reclamation safety professional will be available for the formal classroom reviews to assist with safety and health standards.
- Recordkeeping. The contractor must maintain records detailing course content and the names of attendees and make the records available for review by the COR.
- Exceptions. The COR may grant exceptions to supervisory training requirements for short-term contracts or other discretionary reasons.

5. Hazard Identification, Assessment, and Safety Measures

a. Safety and Health Professional Support (ISC's are exempt from this requirement)

Mhen the contract does not require the services of a full-time safety professional, the contractor must designate, in writing, a competent supervisory employee who is acceptable to the COR to administer the safety program. However, if the COR considers the contractor's safety effort inadequate, the COR may require the contractor to employ a full-time qualified safety professional in place of a safety representative. These standards make further provisions for using safety and health specialists when special or technical expertise is required.

b. Required Inspections

The contractor must ensure competent employees conduct frequent and regular (at least weekly) safety inspections of the worksites, materials, and equipment. The contractor must maintain detailed written inspection records and make them available for review by the COR.

c. Prohibited Tools and Materials

The contractor must prohibit the use of any machinery, tool, material, or equipment that is not

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safe or does not comply with applicable requirement of these standards. The contractor must identify such machine, tool, material, or equipment as unsafe by tagging or locking the controls to make them inoperable or by physically removing it from the worksite.

d. Accident and Incident Reporting

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Contractors must immediately report accidents and incidents to the COR and the appropriate contractor personnel. For each injured person, the contractor must complete Reclamation Form 7-2077, Contractor's Report of Recordable Injury/Illness, and submit it to the Contracting Officer (CO) or COR (see Appendix 1.03-A, below).

- Accident Response. The contractor is responsible for providing and obtaining
 appropriate medical and emergency assistance and notifying the coroner, fire, and law
 enforcement agencies; the Occupational Safety and Health Administration; and family
 members. Except for rescue and emergency measures, do not disturb the scene of the
 accident or incident and do not resume the operation until authorized by CO.
- Accident and Incident Investigation. The contractor must assist and cooperate fully
 with the CO/COR in conducting the investigations of the accident/incident and ensure
 availability of all information, personnel, and data pertinent to the investigation. When
 ordered by the CO, the contractor must conduct a separate and complete independent
 investigation of the accident or incident and submit a comprehensive report of findings
 and recommendations to the CO and COR. The contractor must arrange, and be
 financially responsible, for the independent investigation and any equipment/material
 inspections or tests or diagnostic studies required by the Government or contractor
 investigators.
- Nonserious Accidents. The contractor must report nonserious accidents or incidents immediately to the contractor supervisor who has been delegated authority to arrange for medical assistance and to investigate the accident or incident. After arranging for required medical assistance, the responsible supervisor must investigate the accident/incident.
- Documentation. Within 3 working days following the accident, the contractor must submit
 to the CO and COR (1) a completed Reclamation Form 7-2077, Contractor's Report of
 Recordable Injury/Illness, for all personal injuries and/or (2) a comprehensive narrative
 report for the incident, near miss, accident, or property damage event. The contractor
 may submit a reasonable facsimile of the Form 7-2077 with CO/COR's approval.

e. Potentially Serious Accidents

The contractor must immediately report potentially serious accidents, incidents, and near misses to the CO and COR. The contractor's involved equipment and worksite must remain secured until the contractor has completed a comprehensive investigation that is acceptable to the COR and the CO has given permission to resume work.

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 Documentation. Within 5 days following the investigation, the contractor must submit a detailed, written, investigation report to the CO and COR.

f. Monthly Accident Summary Report (ISC's are exempt from this requirement)

By the first day of each month, the contractor must submit a completed Reclamation Form 7-2218, Contractor Recordable Accident Experience (see Appendix 1.03-B below), or an equivalent report acceptable to the CO/COR.

g. Dispute Resolution

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If disputes involve safety issues, the work must not proceed until the dispute is resolved and the CO authorizes the work to commence.

6. Pre-job Briefing and Planning Requirements

a. Contractor Safety Program Review (ISC's are exempt from this requirement)

The contractor must submit a comprehensive written safety program covering all aspects of onsite and applicable offsite operations and activities associated with the contract (see RSHS Appendix 1.03-C, Contractor Safety Program, below). Unless adequately covered in the original plan, the contractor must submit a supplementary detailed plan before starting each major phase of work or when requested by the CO/COR. Initial and supplementary submittals must include a timetable for completing required detailed job hazard analyses.

b. Review and Acceptance



Onsite work, including mobilization, must not begin until the CO/COR has accepted the program or appropriate supplementary submittals. Acceptance of contractor initial and supplementary programs signifies only that the contractor has provided adequate documentation to safely perform the work. It does not relieve the contractor of the responsibility for providing employees with a safe and healthful work environment or compliance with stated requirements and applicable specification paragraphs.

7. Hazardous Environmental Conditions (Weather/Other)

a. Lightning Plan

If the construction site is in an area where lightning is common, the contractor must have a lightning plan, as described in RSHS Section 1.04, Work Safety Planning.

b. Wind Conditions



The contractor must monitor wind speeds and follow the restrictions for crane operations listed in RSHS sections 3.03, Permanently Installed (Fixed) Cranes, and 3.04, Mobile Cranes.

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8. Safe Practices

a. Refusal to Comply with Occupational Safety and Health Requirements

The contractor must remove employees who refuse or repeatedly fail to comply with safe work practices and standards from the site.

b. Supervisors Who Fail to Enforce Occupational Safety and Health Requirements

The contractor must remove supervisors who fail to enforce safety and health requirements from the site.

RSHS Appendix A: Definitions

RSHS Appendix A (<u>Definitions</u>) is available to print at: https://www.usbr.gov/safety/rshs/index.html.

RSHS Appendix B: Additional References and Citations

RSHS Appendix B (<u>Additional References and Citations</u>) is available to print at: https://www.usbr.gov/safety/rshs/index.html.

RSHS Appendix 1.03-A: Form 7-2077, Contractors Report of Recordable Injury/Illness

RSHS Appendix 1.03-A (<u>Form 7-2077</u>, <u>Contractors Report of Recordable Injury/Illness</u>) is available to print at: https://www.usbr.gov/safety/rshs/index.html.

RSHS Appendix 1.03-B: Form 7-2218, Contractor Monthly Summary of Occupational Injury/Illnesses Experience

RSHS Appendix 1.03-B (<u>Form 7-2218</u>, <u>Contractor Monthly Summary of Occupational Injury/Illnesses Experience</u>) is available to print at: https://www.usbr.gov/safety/rshs/index.html.

RSHS Appendix 1.03-C: Contractor Safety Program

RSHS Appendix 1.03-C (<u>Contractor Safety Program</u>) is available to print at: https://www.usbr.gov/safety/rshs/index.html.