

STATE OF NEVADA

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DEPARTMENT OF BUSINESS AND INDUSTRY  
DIVISION OF INDUSTRIAL RELATIONS  
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

April 23, 2020

To Whom It May Concern,

**Ref:** Declaration of Emergency Directive 003 and Emergency Regulations filed March 20, 2020

**Scope: Updated Guidance for Manufacturing Industry:** This memo supersedes that Nevada Occupational Safety and Health Administration's (NVOSHA) March 18<sup>th</sup> memo for the mining, construction, and manufacturing industries.

On March 18<sup>th</sup>, 2020 NVOSHA published a set of required measures in support of the Governor's directives related to COVID-19, which are available at:

[http://dir.nv.gov/uploadedFiles/dir.nv.gov/content/OSHA/Features/OSHA%20COVID%2019%20Guidance%20\(004\)\(1\).pdf](http://dir.nv.gov/uploadedFiles/dir.nv.gov/content/OSHA/Features/OSHA%20COVID%2019%20Guidance%20(004)(1).pdf)

This memo will amend the required measures to be taken by all businesses identified as a manufacturing sector entity and address/amend required measures for social distancing.

**NVOSHA emphasizes that manufacturing sector businesses are to continue aggressively addressing the spread of the COVID-19 virus through compliance with the required measures within this memo.**

**General Operations:**

The following measures are required of businesses within the manufacturing sector.

- ▶ Restrict meetings, safety meetings, and gatherings to no more than 10 people. (Ref. - Guidance on Preparing Workplaces for COVID-19, OSHA 3990-03 2020)
- ▶ Provide sanitation and cleaning supplies for addressing common surfaces in multiple user mobile equipment and multiple user tooling. (Ref. - Guidance on Preparing Workplaces for COVID-19, OSHA 3990-03 2020)
- ▶ Conduct daily surveys of changes to staff/labor health conditions. (Ref. - Guidance on Preparing Workplaces for COVID-19, OSHA 3990-03 2020)
- ▶ Ensure that any identified first responders in the labor force are provided and use the needed Personal Protective Equipment (PPE) and equipment for protection from communicable or infectious disease. (29 CFR 1910.1030)
- ▶ Provide access to potable and sanitary water (29 CFR 1910.141)

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## **Social Distancing:**

Declaration of Emergency Directive 003 allows the manufacturing industry to continue operations, but requires employers to “maintain strict social distancing practices to facilitate a minimum of six feet of separation between workers.” The following measures are required to be implemented by the employer when employees are conducting specific job functions where 6 feet of social distancing is infeasible/impractical.

- ▶ A Job Hazard Analysis (JHA) must be completed for each task, procedure, or instance that is identified where social distancing is infeasible/impractical. Any JHA drafted for this purpose must be equivalent in detail and scope as identified in Federal OSHA publication 3071. <https://www.osha.gov/Publications/osha3071.pdf>
- ▶ A JHA developed for this purpose must identify the task being addressed, hazard being addressed (spread of COVID-19), and controls to be used to address the hazard.
- ▶ Any policy, practice, or protocol developed pursuant to the JHA must be as effective or more effective as the 6 feet social distancing mandate from the NIOSH March 18<sup>th</sup> memo.
- ▶ Engineering controls, administrative controls, and PPE identified and developed through the JHA to address the hazard must be supplied by the employer.
- ▶ Training must be provided to staff for any policy, practice, or protocol that is used to address the hazard via a JHA.
- ▶ Training must be provided to staff for any equipment, engineered process, administrative control, or PPE that was identified and developed through the JHA to address the social distancing requirements or alternative policies, practices, or protocols implemented when social distancing is infeasible/impractical.

## **Social Distancing during breaks, lunches/dinners, and other slack periods:**

NIOSH is aware that social distancing requirements are not always followed by employees despite the efforts of the employer. The following measures are required of all manufacturing sector business.

- ▶ Employers are required to monitor employees during break, lunch/dinner, and slack periods to ensure that they are maintaining proper social distancing protocols.
- ▶ If an employer representative identifies an instance where proper social distancing protocols are not being followed, the employee will be subject to the employer’s existing methods established for ensuring compliance with safety rules and work practices per NAC 618.540(1)(e).
- ▶ These observations apply to parking lots, staging areas, and any other location identified by the employer to be a supportive part of the overall business.

**NIOSH emphasizes that slowing/addressing the spread of COVID-19 is a required aspect of all activities/task/services associated with essential business sectors and will continue to enforce the use of the identified measures to address this public health crisis.**

NVOSHA seeks to ensure that all manufacturing companies comply with the aforementioned mandates and also seeks to distribute this information so that manufacturing sector businesses are fully aware of these requirements. If your business, group, or association is receiving this memo then please recognize this memo as notice to your business, group, or association that the previously mentioned mandates and guidance must be adopted and put into effect.

Failing to comply with the Governor's Declaration of Emergency Directive 003 and associated, promulgated regulations, or guidance will be considered non-compliance with these mandates and may result in the penalizing or closure of any business that falls under the scope of the Governor's Emergency Declaration. (Ref. Sections 9 & 10 of Declaration of Emergency Directive 003)

Thank you in advance for addressing the concerns of the State of Nevada in a timely fashion.

Sincerely,

Sincerely,

Jess Lankford

Chief Administrative Officer

Phone # 702.486.9020

For any further guidance use the following links:

Federal OSHA - <https://www.osha.gov/SLTC/covid-19/>

Center for Disease Control and Prevention - <https://www.cdc.gov/coronavirus/2019-nCoV/index.html>

State of Nevada - <https://nvhealthresponse.nv.gov/>

Nevada OSHA Information: <http://dir.nv.gov/OSHA/Home/>