

**Division of Labor and Industry**  
**Maryland Occupational Safety and Health (MOSH)**  
**Update**

Presented by:

**Matt Helminiak, Commissioner of Labor & Industry**

# Maryland Division of Labor and Industry Units



MOSH



Building Codes



Safety  
Inspections



Employment  
Standards



Prevailing &  
Living Wage

## Today's Agenda



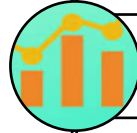
COVID-19



Heat stress



Anticipated rule making



Latest statistics



\*New\* public sector initiative



MOSH Outreach



Bonus material...

# COVID-19 Update

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Governor's Executive Orders

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HB 581 Maryland Essential Workers' Protection Act

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Federal ETA #1 leftovers

Comment ended April 22, 2022

Waiting for final rule on infectious diseases

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Adoption of Federal ETS #1

Mostly expired

Healthcare settings only

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~~Federal ETA #2 (vax or test)~~



# MOSH COVID-19 Response

Large increase in complaints and questions

- Answered each one

Conducted Investigations and Inspections

- On-site and virtually

Discrimination cases

- Successfully found in favor of employees

Fact Sheet development

- Picked up by CDC and other agencies

## COVID-19 Facemasks vs. Respirators: Understanding the Difference



**Cloth or Paper Face Mask**



**Surgical Face Mask**



**Filtering Facepiece Respirator  
(e.g. N95)**

|                                   |  |   |  |
|-----------------------------------|--|---|--|
| <b>Testing &amp; Approval</b>     | Not tested or approved, but currently recommended by the CDC   | Cleared by the U.S. Food and Drug Administration per 21 CFR 878.4040  | Evaluated, tested, and approved by NIOSH per <a href="#">42 CFR Part 84</a>                        |
| <b>Intended Use &amp; Purpose</b> | To prevent transmission of the virus between people in close proximity   | A fluid resistant barrier designed to protect the wearer from large droplets, splashes or sprays of bodily or other hazardous fluids. | Reduces the wearer's exposure to small particle aerosols and large droplets                        |
| <b>Who Should Wear?</b>           | Everyone in public settings where social distancing is infeasible e.g. grocery store or pharmacy                               | Healthcare workers when N95 respirators are not available and patients who are suspected or confirmed to have COVID-19                | Healthcare workers providing care to suspected or confirmed COVID-19 cases                         |
| <b>Face Seal Fit</b>              | Loose-Fitting  | Loose-Fitting   | Tight-Fitting  |
| <b>Fit Test Required?</b>         | No*  | No*   | Yes**  |
| <b>User Seal Check Required?</b>  | No   | No  | Yes, each time the respirator is donned  |
| <b>Filtration</b>                 | Not classified as a filtering face-piece respirator to protect against inhaling smaller airborne particles                     | Not classified as a filtering face-piece respirator to protect against inhaling smaller airborne particles                            | Filters ~95% of small and large airborne particles   |
| <b>Leakage</b>                    | Leakage occurs around the edge of the mask when user inhales   | Leakage occurs around the edge of the mask when user inhales  | When properly fitted, minimal leakage occurs around edges of the respirator when user inhales      |
| <b>Use Limitations</b>            | Reusable. Launder routinely in a washing machine, depending on frequency of use. Discard if mask becomes misshapen or damaged. | Not designed for reuse. Discard after each patient encounter.   | Ideally discarded after each patient encounter; limited reuse acceptable under certain conditions. |

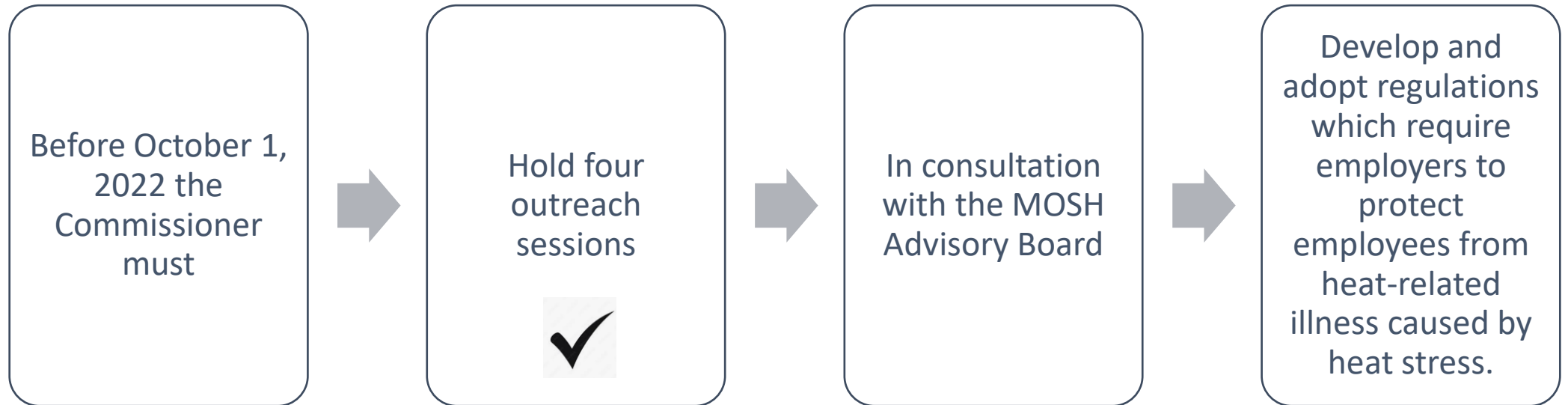
\*Fit tests are not required for loose-fitting facepieces.

\*\*OSHA has issued temporary enforcement guidance regarding filtering facepiece respirators and OSHA requirements. Additional information regarding fit testing during the COVID-19 outbreak can be found under the [March 14, 2020](#) memo and the [April 8, 2020](#) memo.

Source: <https://www.fda.gov/medical-devices/personal-protective-equipment-infection-control/n95-respirators-and-surgical-masks-face-masks>

# Heat Stress Regulations

Chapter 308  
Laws of 2020



**WATER.  
REST.  
SHADE.**



# Heat Stress Regulations



Members of the public are invited to share their input and provide feedback on heat stress regulations.

Email: [dli.regulations@maryland.gov](mailto:dli.regulations@maryland.gov)



Feedback email

# OSHA Rule Making Activity

- Blood Lead Level for Medical Removal
- Mechanical Power Presses Update
- Process Safety Management and Prevention of Major Chemical Accidents
- Heat Illness Prevention in Outdoor and Indoor Work Settings
- Emergency Response
- Prevention of Workplace Violence in Health Care and Social Assistance
- Occupational Exposure to Crystalline Silica: Revisions to Medical Surveillance Provisions for Medical Removal Protection & Table 1
- Powered Industrial Trucks Design Standard Update
- Walking Working Surfaces
- Infectious Diseases
- Shipyard Fall Protection--Scaffolds, Ladders and Other Working Surfaces
- Tree Care Standard
- Improve Tracking of Workplace Injuries and Illnesses
- Lock-Out/Tag-Out Update
- ETS #1.5.... Infectious Disease
- Lead fix missing chart



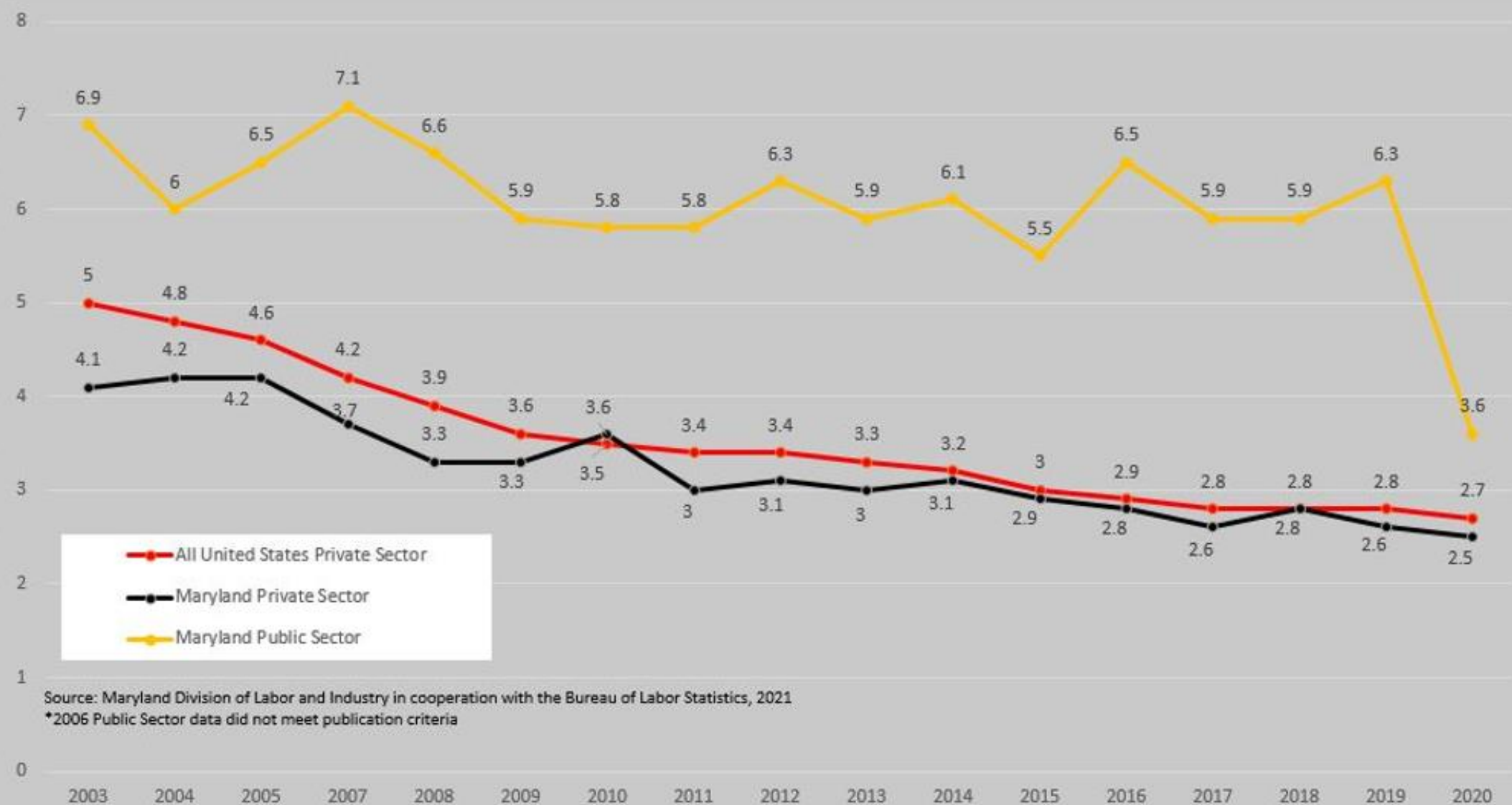


# **\*NEW\***

## **Public Sector Initiative**



Total Recordable Incidence Rates per 100 Full-Time Workers for Total Nonfatal Occupational Injuries and Illnesses, Maryland and All United States, 2003-2020



# Public Sector Statistics

Public Sector Injury/Illnesses significantly declined from 2019

WHY?

Seeking Input from stakeholders to maintain

# Your Feedback is Needed



Kate's email

Any new efficiencies?

How can we help?

Are there topics you would like Outreach to highlight?

Email Kate Cavanaugh - [Katherine.Cavanaugh@Maryland.gov](mailto:Katherine.Cavanaugh@Maryland.gov)

# Injury and Illness Reporting



MOSH Reporting Information



Post Log 300

Certain Industries

Submit 300a

Check for over recording!

Any questions?  
Stop by the  
MOSH booth.

OSHA's Form 300A (Rev. 10/2016)  
**Summary of Work-Related Injuries and Illnesses**

This form is used by employers to record and summarize work-related injuries and illnesses that require medical treatment beyond first aid, result in lost workdays or job transfer/restriction, or are diagnosed by a health care professional. It is required for employers with 10 or more employees in certain industries.

**Establishment Information**

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Fax: \_\_\_\_\_  
OSHA-CES Case Number: \_\_\_\_\_

**Employment Information**

Employment during the year: \_\_\_\_\_  
Total number of employees: \_\_\_\_\_  
Total number of full-time employees: \_\_\_\_\_  
Total number of part-time employees: \_\_\_\_\_  
Total number of seasonal employees: \_\_\_\_\_  
Total number of temporary employees: \_\_\_\_\_  
Total number of contract employees: \_\_\_\_\_  
Total number of other employees: \_\_\_\_\_

**Number of Days**

Total number of days lost: \_\_\_\_\_  
Total number of restricted workdays: \_\_\_\_\_  
Total number of job transfer/restriction days: \_\_\_\_\_  
Total number of other days: \_\_\_\_\_

**Injury and Illness Types**

Total number of: \_\_\_\_\_  
(a) Skin Disorders \_\_\_\_\_ (b) Poisoning \_\_\_\_\_  
(c) Respiratory \_\_\_\_\_ (d) Striking \_\_\_\_\_  
(e) Other \_\_\_\_\_ (f) All other \_\_\_\_\_

**Sign Here**

\_\_\_\_\_  
I certify that the information on this form is true and correct to the best of my knowledge and belief, and that I am authorized to sign this form on behalf of the employer.

\_\_\_\_\_  
Date: \_\_\_\_\_

# Upcoming MOSH Outreach Initiatives

## Heat Stress Initiatives

<https://www.labor.maryland.gov/labor/mosh/>



## May is Mental Health Awareness Month

Suicide Prevention Awareness

[www.osha.gov/preventingsuicides](http://www.osha.gov/preventingsuicides)



## Safe + Sound Week – August 15-21

<https://www.osha.gov/safeandsoundweek>

**SAVE THE DATE**

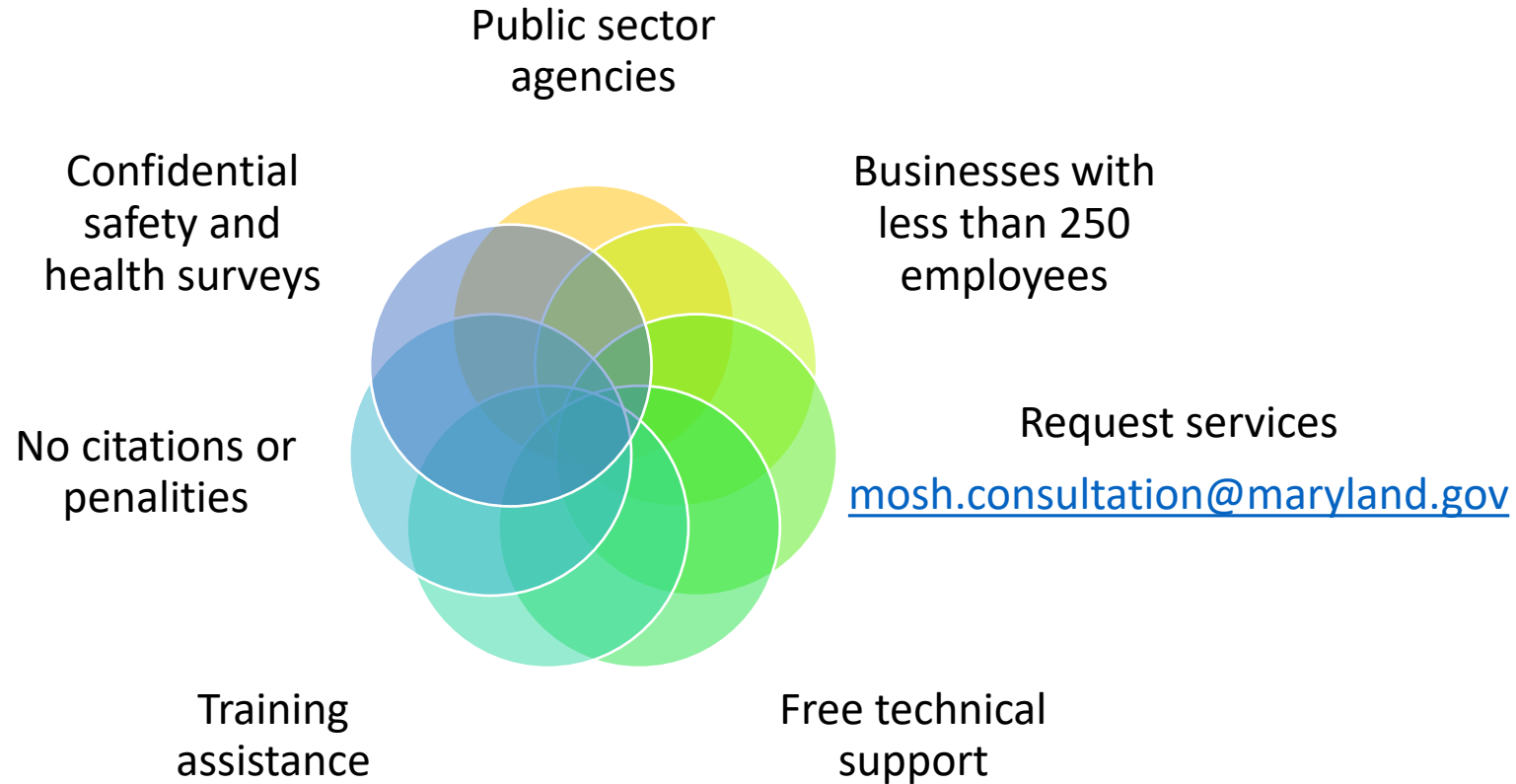


# MOSH No-Cost Consultation Services

410-527-4472



Request MOSH Consultation



# MOSH Booth in Lobby TODAY



Publication Order link



**Speak with  
Consultation  
and Outreach  
Staff**

- Barry Dillow
- Laura Apicella

**Free  
publications**

- Heat illness signs wallet card
- Heat illness prevention posters
- Log 300
- Tree Care...and more!

**Free  
Audiovisual  
Lending  
Library**

- Safety DVDs
- Toolbox talks
- English and Spanish



# Questions?

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(410) 767-2961 (O)

(410) 241-4777 (M)

# Bonus Content

## Some bills we were watching this year

SB001/HB145 – Prevailing Wage Stop Work Order

*SB066 – “Give me a chance” act*

*HB258 – “Right to Sit” act*

SB259 – Prevailing Wage for Service Contracts

SB420 – Work Permit information sharing

Climate bills

Paid FMLA

# Labor and Industry Update

- Building Codes Standards Update
- Elevator Consensus Standard Update
- Boiler Standards Clean up & Update
- Amusement Rides regulations under reconstruction
- Current Minimum Wage update
- Sick and Safe Leave
- Prevailing Wage Survey
- Living Wage status v. Minimum Wage increase