
North Carolina Department of Labor

Division of Occupational Safety and Health (OSH)

Agricultural Safety & Health Bureau (ASH)

Understanding the Compliance Process



Presented by: CSHOII Lauren Norton (919) 807-2933

lauren.norton@labor.nc.gov

Inspection Types/Priorities

- Imminent danger
- Fatality/catastrophe
- Complaints
- Referrals (hospitalizations/amputations)
- Follow-up
- Programmed

Workplace Entry

- Opening Conference
 - Credentials/purpose and scope/refusal
- Walkaround Inspection
 - Interference/scope, plain view, interviews
- Closing Conference
 - OSHA 59
 - Discuss alleged violations and abatements

29 CFR Part 1928

- 1928.51-53: Rollover Protection
 - October 25, 1976
 - Seat belts/Removal of ROPS/Training

“Low profile” tractors while used in orchards where the vertical clearance requirements would substantially interfere with normal operations, and while their use is incidental to the work performed.

Low Profile Tractors

- Front and rear wheel spacing equal
- Clearance from bottom of chassis to ground no more than 18”
- Highest point of hood no more than 60”
- Tractor designed so operator straddles transmission when seated.

29 CFR part 1928 cont.

- 1928.57: Guarding of farm field, farmstead, and cotton gin equipment
 - Training/Lockout/Guarding
- 1928.110: Field Sanitation
 - ¼ Mile and 3 or more hours

Other Standards

- 29 CFR 1910.1200: HAZCOM
 - Written Program/SDSs/Training
- 29 CFR 1904 Reporting and Recording
 - Report FAT/CATS within 8 hrs
 - OSHA 300/300A/301
- 29 CFR 1910.142: Temporary Labor Camps

NC General Duty Clause

- **NCGS 95-129 (1) Each employer shall furnish to each of his employees conditions of employment and a place of employment free from *recognized hazards* that are causing or *likely to cause death or serious injury or serious physical harm* to his employees**
 - Electrical Hazards
 - PPE
 - Falls

Migrant Housing Act Of North Carolina

Does this apply to you?

Approximately 1,500 inspected each year

Maximum Penalties

- **Willful** – \$70,000
- **Serious** – \$7,000 (*exception)
- **Repeat** – \$7,000 (x2, x5, x10)
- **Failure to Abate** – \$7,000/day
- **Non-serious** – may have monetary value

Thank You!

Final Questions?

1-800-NC-LABOR

(1-800-625-2267)

www.nclabor.com

ASH Bureau (919) 807-2923



For Public Officials' Use Only