



*Kentucky Ready Mixed  
Concrete Association  
(KRMCA)*

*located at  
1 HMB Circle,  
Frankfort, KY 40601*

*and the*

*Kentucky Occupational  
Safety and Health Program  
(KY-OSH)*

*located at  
1047 US Hwy 127 S  
Frankfort, KY 40601*

*Partnership  
Agreement*

*Benefiting  
ready mixed concrete companies  
within the state of Kentucky*

*Agreed to this 14<sup>th</sup> day of March, 2007. for a term of three years dating from 4/1/2007 until 4/1/2010.*

Philip J. Anderson Commissioner of Labor	R. Finley Messick Executive Director, KRMCA of KY
Steve Morrison Executive Director, KY- OSH	Camilla Fizer President, KRMCA of KY
Steve Sparrow Director of Compliance, KY-OSH	Tim Condo Vice President, KRMCA of KY
Lynn Clem Director of Education and Training, KY-OSH	Gene Demeter Chairman of S & E Committee, KRMCA of KY
John Lippert KY-OSH Partnership Primary Contact Person	

**(SIP)**

*Partnership Agreement*

*between the*

***KRMCA and KY-OSH***

**Table of Contents**

<b>I.</b>	<b>Cover Sheet and Signature Page</b>	<b>1-2</b>
<b>II.</b>	<b>Purpose and Scope</b>	<b>3</b>
	<b>A. SIP Partnership Background</b>	
	<b>B. SIP Partnership Purpose and Scope</b>	
<b>III</b>	<b>Goals and Strategies</b>	<b>4</b>
	<b>A. Specific Goals of SIP</b>	
	<b>B. Implementation Strategies</b>	
<b>IV.</b>	<b>Performance Measures or How Do We Measure Success?</b>	<b>6</b>
<b>V.</b>	<b>Annual Evaluation</b>	<b>6</b>
<b>VI.</b>	<b>Participating Ready Mix Concrete Co. Benefits and Incentives</b>	<b>7</b>
	<b>A. Benefits</b>	
	<b>B. Incentives per Level of Participation</b>	
<b>VII.</b>	<b>Verification</b>	<b>8</b>
	<b>A. KRMCA Responsibilities</b>	
	<b>B. KY-OSH Responsibilities</b>	
<b>VIII.</b>	<b>Partnership Management and Operation</b>	<b>9</b>
<b>IX.</b>	<b>Employee and Employer Rights &amp; Responsibilities</b>	<b>14</b>

<b>X.</b>	<b>Partnership Terms and Limitations</b>	<b>14</b>
	<b>A. Terms of the Partnership Agreement</b>	
	<b>B. Termination or Level Reductions</b>	
<b>XI.</b>	<b>Identification of Partners</b>	<b>16</b>
	<b>A. List of KRMCA companies eligible for SIP.</b>	<b>Appendix B</b>
	<b>B. Reserved for future participating companies list and level.</b>	<b>Appendix C</b>
<b>XII.</b>	<b>How to Apply for SIP Partnership Participation</b>	<b>16</b>
<b>Appendix A</b>	<b>KRMCA/KY OSH SIP Partnership Application Form</b>	<b>17-20</b>
<b>Appendix B</b>	<b>List of KRMCA Eligible SIP Partnership Companies</b>	<b>21-22</b>
<b>Appendix C</b>	<b>(Reserved for future list of participants)</b>	<b>23</b>
<b>Appendix D</b>	<b>Safety &amp; Health Program Assessment Worksheet</b>	<b>24-31</b>
<b>Appendix E</b>	<b>Self Audit to Determine the Appropriate Entry Level</b>	<b>32-34</b>
<b>Appendix F</b>	<b>Certification of Partnership Approval / Rejection</b>	<b>35</b>
<b>Appendix G</b>	<b>Accident and Illness Information History per Plant</b>	<b>36-37</b>
<b>Appendix H</b>	<b>KY-OSH Checklist for KRMCA Blue Level Request</b>	<b>38-40</b>

## **II. Purpose and Scope**

### **A. SIP Partnership Background**

On November 3, 2003, The National Ready Mixed Concrete Association (NRMCA) and the Federal Occupational Safety and Health Administration (OSHA) signed a nation-wide Partnership Agreement that mutually recognized the importance of providing a safe and healthful work environment for the ready mix concrete industry. Building upon the Partnership between NRMCA and OSHA, the Kentucky Ready Mixed Concrete Association (KRMCA) and the Kentucky Labor Department's Occupational Safety and Health Program (KY-OSH), Division of Education and Training, found it desirable to create a similar Partnership Agreement for ready mix concrete companies within the state of Kentucky. To advance our mutual goal, we strongly agree on the need to develop a working relationship that creates trust and respect for the respective roles of each organization in the ready mix concrete industry safety process. The Safety In Practice (SIP) Partnership Agreement as described within this document is the direct result of this 2003 Agreement.

### **B. SIP Partnership Purpose and Scope**

The KRMCA and KY-OSH recognize the importance of providing a safe and healthful work environment in the ready mix concrete industry. To advance this purpose, we strongly agree on the need to develop a Partnership that fosters common trust and respect for the respective roles of each organization in the ready mix concrete industry safety process. We recognize and embrace the responsibilities inherent in those roles. We are committed to working as partners to achieve ready mix concrete industry workplace safety through shared strategies and objectives.

1. Implementation of this Agreement is expected to decrease serious injuries, illnesses, and fatalities of participating ready mix concrete companies. It will also produce an improvement of existing safety and health programs, which in turn will reduce compliance problem areas and subsequently result in reduced penalties.
2. This Agreement provides incentives to ready mix concrete companies that voluntarily participate in the SIP Partnership Agreement and demonstrate improvement in their safety and health programs. Our desire is to grow the partnership through time to where essentially all KRMCA members participate and all participating member employees gain the benefits of an improved safety and health program.
3. Eligibility Requirements for the SIP Agreement: (Red, White and Blue Levels)

The SIP agreement will be implemented in three ascending Levels: Red, White and Blue. Each Level increase equates to continuing improvements within a participating company's safety program. These Level increases

correlate to company-wide improvements and commitments resulting in a reduced number of reportable injuries and serious violations.

The Blue Level provides a substantial incentive by KY-OSH (See Section VI). A participating company may apply for any Level in any given year. It is not necessary or required that a company work from the Red Level to the Blue Level. A company may begin at the Blue, White or Red Level depending on the Level that the ready mix company plant(s) qualifies for at the time of their application submittal.

### **III. Goals and Strategies**

#### **A. Specific Goals of SIP**

Goal 1: This partnership will address the top five hazards cited by OSHA in the ready mix concrete associations in the last several years. We will concentrate on trying to improve our performance of these items. The top five are listed below:

- a. Hazard Communication
- b. Lockout / Tagout
- c. Confined Spaces
- d. Respiratory Protection
- e. Guarding Floor & Wall Openings & Holes

Goal 2: To increase the number of ready mix concrete companies who implement effective safety and health programs and provide effective safety and health training for management, supervisors and employees. Through the recognition of the participating members by the KRMCA Safety and Environmental Committee and KY-OSH of those ready mix concrete companies with exemplary safety and health programs and effective site-specific safety and health programs, it is our goal of growing the list of participating members by at least 5% each year until we reach 100% participation of the actual ready mixed concrete production plant member sites. (Since we don't know the starting number of participating companies, this goal will be adjusted each time the partnership agreement is renewed.)

Goal 3: To decrease the averages of accident and illness rates as reported by the OSHA 300 logs submitted by applying companies who want to participate in this partnership. The goal for accident and illness rate improvement will be 5% less per year for the second and third years of this agreement from the baseline numbers established at the end of the first year.

## **B. Implementation Strategies**

Goal 1: KY-OSH will offer training classes on each of the hazard areas listed under Item III. (A). These training sessions will be conducted primarily during the winter months and at the KRMCA offices located at, 1 HMB Circle, Frankfort, KY but can be conducted at other suitable locations though out the state where adequate training facilities and sufficient class size exist. KY OSH will attempt to present the training where geographical convenient if scheduling permits. The training will be a class of 1 to 1½ hours geared specifically to the ready mix concrete industry and the hazard being addressed. The KY-OSH training efforts will be focused toward company representatives, who in turn will be responsible for transferring the knowledge back to the participating company employees. This training can then be reinforced even more by follow-up training of company personnel at six month intervals.

Goal 2: Upon establishment of the Partnership Agreement between the KRMCA and KY-OSH, the KRMCA Safety and Environmental Committee, designated representative(s) of KRMCA and/or KY-OSH will inform members who have successfully completed the application process and are thus eligible for participation in the Partnership Agreement. This notification process will follow the procedures developed within this Partnership Agreement. The KRMCA will notify the Director of KY-OSH, Division of Education and Training of those companies requesting inclusion within SIP.

Member companies of the KRMCA desiring to participate in this partnership are required to complete a base line assessment survey (Appendix D) to determine exactly where each member company stands with their Safety and Health Programs. This establishes our starting point for the partnership. Each member may participate at either the red, white or blue levels with current facilities. Each participating member company will be required to have all their plants up to at least the requirements of the red level. However, newly acquired facilities are given six months to at least meet minimum requirements of the red level after acquisition.

Goal 3: Each participating member's OSHA 300 log numbers will be used to establish the baseline rates of Total Recordable Case Rate (TRCR) and Days Away Restricted or Transferred rate (DART). Each participating company will be requested to address the issues that they determine caused or contributed to the accidents or illnesses which are listed on the OSHA 300 log. Trend analysis of the items listed is the top priority to address, with single line items issues being addressed later in the most appropriate manner to insure none recurrence of the individual incident.

## **IV. Performance Measures or How Do We Measure Success ?**

Goal 1: Success will be determined by whether or not we can get training information back to the employees on each of the five top cited issues. Each participating company will be tracked by an attendance list as to whether they have a representative at the KRMCA training session and then queried at the annual review as to whether or not they passed this information onto their employees.

Goal 2: Success will be determined by counting the number of participating companies at the end of the first year and then seeing if we can add 5% more companies by the end of the second year, and then 5% more by the end on the third year.

Goal 3: The numbers will be compiled during the first year and a baseline established as to what the TRCR (Total Recordable Case Rate) and the DART (Days Away Restricted or Transferred) averages are. The baseline numbers will be maintained for a period of one year. This means that the companies used to determine the baseline will not be changed for calculation purposes until the following year and then, a new baseline set of numbers can be calculated so as to maintain the integrity of the rates for comparison purposes.

## **V. Annual Evaluation**

### Partnership Agreement Evaluation

- A. It is the responsibility of the KRMCA Safety and Environmental Committee or other KRMCA designated representative(s) to monitor the overall success of the Agreement. All information will be reported to the KRMCA Board of Directors and to the Director of KY-OSH, Division of Education and Training.
- B. The Partnership Agreement will be evaluated annually to determine whether the goal of a reduction in reportable injuries and serious violations has been met. The KRMCA is responsible for assembling baseline and annual performance information upon which the partnership agreement will be measured. This information will also be reported to the Director of KY-OSH, Division of Education and Training.
- C. If all signatory partners agree, the Partnership's goals may be revised annually.

## **VI. Participating Ready Mix Concrete Co. Benefits and Incentives**

#### A. Benefits:

It is expected that ready mix concrete companies that participate in this SIP Partnership Agreement will reduce reportable injuries and serious violations in their respective workplaces.

The accomplishment of these reductions should result in any one or combination of the following:

- 1) a safer and more productive work environment,
- 2) increased employee awareness of safety importance,
- 3) a decrease in operating overhead expenses due directly to less reportable injuries and serious violations,
- 4) a decrease in company accident and/or incident rates resulting in potential reductions in hospitalization, liability and /or worker's compensation insurance rates,
- 5) significant KY-OSH incentives [see Sec. (B) below for a complete list of incentives],
- 6) recognition of your company as a SIP participant and recognition for having an excellent Safety & Health Program.

#### B. Incentives per Level of Participation

Upon acceptance of a ready mix concrete company as a Partnership participant, the SIP Agreement provides for ascending Level incentives to each participant's individual plant location(s).

##### 1. Red Level incentives:

- a) Eligible participants will be given a special Certificate of Recognition with decals from KRMCA, designating the ready mix concrete company and plant location as a participant in the SIP Agreement at the Red Level.

Note: One appropriately identified SIP Partnership flag will be given by KRMCA for each Level (Red, White, and/or Blue) obtained by a participating ready mix concrete company. Flags will not be issued to each ready mix concrete plant location when multiple locations are listed for a specific Level within this SIP application. Additional flags will be available for purchase by the company for individual plant locations, if so desired.

- b) Red Level participants will receive sample written programs from KY OSH and training during the winter months regarding the requirements of the

five major hazards. When followed, these can result in substantial reductions in “severity” as well as “good faith” due to having an effective Safety and Health Program in place. This can amount to greater than a 20% reduction in proposed penalties.

2. White Level incentives will include Red Level incentives, plus the following additional incentives:

a) White Level participants will be given up to 20% additional reduction on penalties for substantial quick fixes (SQF) during the visit by KY OSH. This applies to permanent and substantial corrections and not temporary and superficial fixes.

3. Blue Level incentives will include White Level incentives plus the following additional incentives:

a) Blue Level ready mix concrete plant sites within the Commonwealth of Kentucky jurisdiction will not receive a programmed inspection while holding the Blue Level.

b) Blue Level ready mix concrete plant sites may receive unannounced inspections only in response to reports of imminent danger, fatalities/catastrophes, and/or formal complaints. When an inspection of a formal complaint is deemed necessary, a copy of the complaint (without employee name) will be provided to the participant’s Safety Director or other designated representatives at the time of inspection.

## **VII. Verification**

### Agreement Oversight

A. The KRMCA is responsible for the following program implementation and monitoring activities:

- 1) Set up of the SIP application review committee.
- 2) Compilation and review of submitted SIP Partnership applications for all participating ready mix concrete companies and the relay of this information to KY-OSH.
- 3) Notification of participating ready mix concrete companies of the acceptance and/or rejection of their SIP application(s).
- 4) Perform annual SIP Partnership Agreement evaluations and reviews of Partnership criteria (see Section V).

- 5) Provide updates on the progression and success of the SIP Partnership Agreement to the KRMCA Board of Directors and to the Director of KY-OSH, Division of Education and Training.
  - 6) Administering of the recognition awards (certificates, decals, flags, and/or etc.).
- B. KY-OSH is responsible for the following program monitoring activities:
- 1) Provide a representative for inclusion into the KRMCA SIP application review committee meetings for Red and White Level Applications.
  - 2) Review of submitted SIP Partnership applications for Blue Level from KRMCA with subsequent written acceptance/rejection of the submitted applicants. KY-OSH will conduct an on-site verification visit of all ready mix plant site locations requesting Blue Level from the time KRMCA is notified that a participating company is applying for the Blue Level requirements and prior to approval. These inspections will be conducted by the KY-OSH Primary Contact in most cases but other members of the KY-OSH Division of Education and Training may be used to insure compliance with the Blue level requirements. The KY OSH Primary Contact will use a checklist to verify the compliance of the site involved (See Appendix H for a list of the type questions and points that will probably be checked). Any disputed item will be discussed by the KRMCA and the KY-OSH Primary Contact in an attempt to resolve the issue but no removal from scheduled inspections may be granted without KY-OSH approval.
  - 3) Notification of appropriate KY OSH field and office personnel of participating member company current Level(s) and KY-OSH incentive agreements within the SIP Partnering Agreement.

## VIII. Partnership Management and Operation

### General requirements:

- A. Applications may be submitted for review on or before April 01 of each calendar year. Once company eligibility for the SIP Agreement is confirmed by June 30th, their status will extend for a period from July 1<sup>st</sup> through June 30<sup>th</sup> of the following year, as long as eligibility status remains in good standing as described elsewhere in this SIP Partnership Agreement. Applications may be submitted electronically to the KRMCA at [www.krmca.org](http://www.krmca.org), by fax to the KRMCA at 502-695-9499 or by mail to KRMCA, 1 HMB Circle, Frankfort, Kentucky 40601. Eligibility status must be reviewed on an annual basis. A complete SIP application form must accompany each new applicant's or renewal applicant's request for a Level recognition or a Level change requests.
- B. Sections A and B of the SIP application form requests data on general company information, KY-OSH information, and the SIP Agreement Level requested. Section C requests that your company list all of their ready mix concrete plant locations operated in Kentucky. This list includes the plant's physical location and the county that each is located in, that are collectively requesting the same Level of participation. (Please note that the SIP application applies to all of a company's ready mix concrete plant locations in the state of Kentucky requesting a specific Level.) All ready mix concrete plants owned in Kentucky by the applicant for the six (6) month period prior to the application date of April 1st, must be included and listed in Section C of this application foreach Level requested. No particular plant location can be excluded by your company due to that location not meeting specific SIP criteria unless your company has owned the plant less than six (6) months prior to the April 1<sup>st</sup> application date. Companies with multiple plant locations and multiple SIP Level requests should submit a SIP application for each Level requested with appropriate plants listed on each application. The maximum number of applications that can be submitted by any company is three and would reflect Level requests of Red, White, and Blue. The final total of all submitted plant locations noted on each application must equal the total number of plants that your company operates in Kentucky. Appendix E is a self audit evaluation checklist for Level entry and will require applicants to answer a series of questions "yes" or "no" related to their specific company wide safety program. Appendix G requests information from your company's OSHA 300 logs and OSHA 300A log summaries. The Certification of Accuracy requires an approved signature certifying that all submitted information is correct.
- C. The KRMCA Safety and Environmental Committee, the KRMCA's designated representative(s) and KY-OSH will oversee the self-audit evaluation of the SIP Agreement. The KRMCA and KY-OSH Partnership Agreement reviews are performed by representatives from KRMCA member companies, KRMCA's designated representative(s) and KY-OSH representatives. During the review process the KRMCA and KY-OSH will concurrently approve or reject the SIP

application for Red or White Levels based solely on the information provided by the applicant. No KRMCA designated representative will be allowed to approve or reject his or her company's SIP application. KY-OSH will serve in an advisory capacity to the KRMCA Safety and Environmental Committee or the KRMCA's designated representative(s) during the selection process and will jointly approve or reject applicants during this review process. For Red and White Levels, the KRMCA will notify the KY OSH Primary Contact of the approved applicants and their levels. The KY OSH Primary Contact will notify the appropriate KY-OSH field and office personnel of participating member company's current Level(s) and KY-OSH incentive agreements within the SIP Partnership Agreement. For the Blue Level of approval, this application information may be utilized by KY-OSH, if they so desire, during the required verification inspection that they conduct for the approval of this level. Generally, KY OSH Primary Contact and/or other safety and health consultants of that division will use the Checklist attached (Appendix H) or similar type questions for onsite verification of the facility's safety and health program. After onsite verification and approval by KY OSH, expeditious written notification will be sent to the KRMCA review committee as to concurrence or disagreement with the Blue Level request so that written notice may be sent by KRMCA to the company of their acceptance or rejection.

- D. The SIP Agreement has three ascending Levels beginning with the Red Level, continuing through the White Level, and ultimately ending with the Blue Level. Entry into the Red, White and Blue Levels are based on appropriately answering all of the questions on the self-audit evaluation administered by the KRMCA, as well as providing other relevant required information as requested within the SIP application. A participating ready mix company may apply for any Level in any given year. It is not necessary or required that a company begin at the Red or White Level.
- E. After written acceptance/rejection is received by the KRMCA from KY-OSH on all SIP applications, the KRMCA Safety and Environmental Committee or designated KRMCA representatives will provide written verification of the Level(s) attained to the ready mix concrete company members who have completed the application process and are eligible to participate in the Partnership Agreement. Those applicants who fail to qualify will also be notified and will be eligible to re-apply and be re-evaluated during the next review period.
- F. Ready mix concrete companies, accepted into the SIP Agreement, will receive incentives from KY-OSH, as listed in Section VI (B) of this Agreement.

### **Specific Level Requirements**

G. **RED LEVEL** - Applicants seeking Red Level must meet the following requirements:

(1) Implement a comprehensive written safety and health program based on the ANSI A10.38-2000 Guidelines or OSHA's 1989 Safety and Health Program Management Guidelines. By answering the questions in Appendix D and adding up your total points, you should get an idea of where your Safety and Health Program currently is. This review is conducted in-house by your company and is submitted as part of your application. Any question you score below a 2 definitely needs improvement. A total score of 50 to 84 would be required and considered only fair or low. A total score of 85 or above would be considered good. Of course the ideal or perfect score is a 4 on each question or a total score of 112. This assessment should show you the minimum items that need to be covered in a good safety and health program. This would include developing the required written programs, keeping the required logs of all accidents and illnesses, and doing employee awareness training of such.

(2) Routinely conduct and document monthly employee safety meetings.

(3) Regularly conduct self-audits.

(4) Develop, conduct and maintain a substance abuse program for CDL drivers as required by Federal DOT regulations, if CDL drivers are required at this (these) ready mix plant(s) location(s).

(5) Provide proper PPE and training to employees on how and why it is used.

H. **WHITE LEVEL** - To achieve White Level each applicant must sustain the required Red Level requirements, plus the following additional requirements:

(1) Assign at least one trained employee or other competent person with responsibility for employee safety to administer the participant's safety and health program and to conduct safety and health inspections.

(2) Conduct and document an orientation for all new employees in the safety and health program of the company, and show evidence of effective employee training for avoidance of hazards specific to the company's plant location(s).

(3) Show evidence of employee involvement in the safety and health program; for example, participation in self-audits, site inspections, job hazard analysis, safety and health program reviews, safety training, safety meetings, suggestion boxes, tool box talks and/or mishap investigations.

(4) Maintain an aggregated injury and illnesses incident rate or TRCR (Total Recordable Case Rate) that is "at or below" the most current Bureau of Labor

Statistics (BLS) national rate for the participant's specific Standard Industrial Classification (SIC) code of 3273 or North American Industrial Classification Standard (NAICS) code of 327320 relating to the participating company's individual plant locations requesting White Level. The national rates for this NAICS code will be published each year around October (this is usually when Bureau of Labor Statistics publishes) in the KRMCA news letter which is mailed to all members.

I. **BLUE LEVEL** - To achieve Blue Level each company must sustain the required White Level requirements, plus the following additional requirements:

(1) Applicants achieving Blue Level agree to serve as a mentor for companies who have yet to attain the same Level of recognition within the Partnership.

(2) Ensure designated personnel conduct safety and health inspections of all company facilities. Personnel, through training and experience, must be able to recognize hazards and will have the authority to take prompt corrective action.

(3) Maintain an aggregated injury/illness incident rate or TRCR (Total Recordable Case Rate) that is 5% less than the most current Bureau of Labor Statistics, or BLS, national rate for the participant's specific North American Industrial Classification Standard (NAICS) code of 327320 (old SIC code of 3273) relating to the participating company's individual plant locations requesting Blue Level.

(4) Agree to allow an initial qualifying inspection by a KY-OSHA designated representative. After the initial approval inspection for Blue Level, repeat inspections may occur by the KY OSHA Primary Contact or KY OSHA consultants during the following years on a random basis as the company continues to participate at the Blue Level. However, Blue Level recipients are expected to be proactive on safety and to maintain or improve existing programs and practices.

(5) Have no willful violations in the last three years for a participating company's individual plant locations that are requesting Blue Level.

(6) Have no repeated serious violations in the last three years for a participating company's individual plant locations that are requesting Blue Level.

(7) Have no fatalities or catastrophes within the last three years that resulted in serious or willful citations related to the incident, or any current open or pending investigations with the KY-OSHA Compliance Division involving fatal or catastrophic incidents for a participating company's individual plant locations that are requesting Blue Level.

(8) Develop, conduct and maintain a company-wide substance abuse program for all employees.

### **Confidentiality of Information**

*Information submitted by companies as part of the application, or renewal process, as well as information obtained by virtue of the company's application or participation in the program, will be held in strict confidence within the confines of the Partnership Agreement. This information will be used only to measure the effectiveness of the Partnership Agreement.*

## **IX. Employee and Employer Rights & Responsibilities**

### Limits of Liability

This partnership does not preclude employees and/or employers from exercising any right provided under the OSH Act (or, for federal employees, 29 CFR 1960), nor does it abrogate any responsibility to comply with rules and regulations adopted pursuant to the Act.

Nothing contained herein shall be interpreted as creating any legal obligations, liability or duty to KY-OSH, participating SIP applicants, any KRMCA member company or any individual associated with any KRMCA member company on the part of the KRMCA, its officers, directors or committees including, but not limited to, the KRMCA Safety and Environmental Committee in connection with this SIP Partnering Agreement or any activities engaged in pursuant thereto.

The Partnership Agreement is not intended, expressed or implied, to constitute a legal binding contractual obligation upon any program participant. Furthermore, participation is voluntary and no party involved in this Partnership Agreement will give up their rights granted under the Federal OSH Act including but not limited to employee complaints or employer defense to any claim(s) brought forth. Partnership participation does not alter KY-OSH's requirements under Kentucky law nor impose new duties or detract from employer's existing duties under the Federal OSH Act.

## **X. Partnership Terms and Limitations**

### **A. Term of Partnership Agreement**

1. The Partnership Agreement will have an initial term of three years and may be renewed if all signatory parties concur.
  
2. Any signatory party to the Partnership Agreement may withdraw from this Agreement at any time after submitting written notification of intent to the other partners.

### **B. Participating Company Termination and/or Level Reduction**

1. A ready mix concrete company's participation will be terminated or Level reduced by the KRMCA Safety and Environmental Committee, KRMCA designated representatives and/or KY-OSH, if one or more of the following occurs:
  - A) An inspection by KY-OSH reveals a significant deviation from Agreement criteria.
  
  - B) The participating company has falsified information on the application or supporting records.
  
  - C) The participating company makes detrimental changes or takes other such actions that may be determined to be grounds for termination or Level reduction by the KRMCA Safety and Environmental Committee, KRMCA designated representatives and/or KY-OSH.
  
2. Prior to final termination or reduction of a participating company's Level, the following will occur:
  - A) The ready mix concrete company will be notified in writing by the KRMCA Safety and Environmental Committee, KRMCA designated representatives and/or KY-OSH of the intent to terminate or reduce a participating company's Level.
  
  - B) The notice will include an explanation of the reason(s) for termination and/or reduction of this Level.
  
  - C) The participating ready mix concrete company will have an opportunity to reply to the written notice within a period of thirty (30) calendar days.

3. The KRMCA Safety and Environmental Committee and/or KRMCA designated representatives will have the authority to reinstate the company from termination or Level reduction, with KY-OSH approval, if it is determined that the company's experience was extremely unusual. In this event, the KRMCA Safety and Environmental Committee and/or KRMCA designated representatives will notify KY-OSH in writing of the circumstances. KY-OSH may conduct another verification inspection, if applicable.

4. Any participating ready mix concrete company may terminate participation in this Agreement at any time by simply providing written correspondence of their intentions to the KRMCA.

## **XI. Identification of Partners**

- A. List of KRMCA companies eligible for the partnership. (Appendix B)**
- B. List of participating companies, their specific plant sites, and level per site. (See Appendix C)**

## **XII. How to Apply for SIP Partnership Participation**

This partnership will be attempting to provide positive impacts for the benefit of KRMCA members. Some of these impacts concern establishing a baseline data bank so we know exactly where our members stand at the present time regarding safety and health. Therefore, we are asking you to complete several detailed forms in order to apply for this partnership. The following is a list of the forms that need to be completed and submitted to the KRMCA as an application package:

Appendix A – KRMCA/KY-OSH SIP Partnership Agreement Application Form  
(4 pages, page no's 18-21)

Appendix D – Baseline Assessment of your Safety and Health Program  
(8 pages, page no's 25-32)

Appendix E – (Self Audit) Check Off List to determine Level applying for.  
(3 pages, page no's 33-35)

Appendix G – Accident & Illness History Data (2 pages, page no's 37-38)

After completing these documents, you will probably have a much better understanding of why these documents are so important. They help you understand all the elements of a good complete safety and health program and they help you quantify exactly what you have or don't have regarding your safety program. (Thanks in advance for taking the time to complete these forms.)

Applications may be submitted several ways:

Electronically to the KRMCA at [www.krmca.org](http://www.krmca.org) ,

By fax to the KRMCA at 502-695-9499,

**Mailed to KRMCA, 1 HMB Circle, Frankfort, Kentucky 40601.**

Remember, a complete SIP application form must accompany each new applicant's renewal application or Level change requests.

**KRMCA/KY-OSH  
SIP PARTNERSHIP AGREEMENT  
APPLICATION FORM**

Please Note: All information must be typed or printed and be legible. The information contained within this application should be relevant only to the individual plant locations listed under Section C of this application.

Application fees: Each application is to be accompanied with a \$100.00 application fee for new applicants, \$50.00 for renewals, plus \$5.00 for each individual plant location listed within this application. All fees are payable to the KRMCA and are collected to offset administration costs.

**A. General Company Information**

What Level are you applying for with this application? (Red, White or Blue): \_\_\_\_\_

**Parent Company Name:**

\_\_\_\_\_

Mailing Address:

Street \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Location Address

Street \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Telephone number: \_\_\_\_\_ Fax number: \_\_\_\_\_

Person to contact concerning this SIP Agreement: Name \_\_\_\_\_

Title: \_\_\_\_\_

**Is Your NAICS code 327320 (Old SIC code of 3273)?** Yes \_\_\_ No\_\_\_.

Does your company have a safety department? \_\_\_Yes \_\_\_No

Name (s) of Safety Director (s) in charge of your company's Kentucky ready mix concrete plants: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**B. General KY-OSH Information for plants listed on this application.**

Have you had a KY OSH compliance inspection within the last three years at any of your listed facilities requesting this level? Yes\_\_\_\_\_ No\_\_\_\_\_

Date, nature and plant location of last inspection:

\_\_\_\_\_  
\_\_\_\_\_

Has your company had any KY OSH willful violation(s) in the last 3 years for the plants applying for this level? Yes \_\_\_ No\_\_\_\_\_ If “Yes”, then

Date: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ location\_\_\_\_\_

Date: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ location\_\_\_\_\_

Has your company had any KY OSH repeat serious violation(s) in the last 3 years? Yes\_\_ No\_\_\_

Date: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ location\_\_\_\_\_

Date: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ location\_\_\_\_\_

Has your company had any fatalities or catastrophes within the last 3 years that resulted in serious or willful citations for the plants applying for this level? Yes\_\_\_ No\_\_\_ If “Yes”, dates:

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

**C. List all Kentucky Ready Mix Concrete plant locations at this level and operated by your company for this SIP application. You must list all of your ready mix concrete plant locations requesting the Level noted on Page 18 and 19 of this application. Attach additional page(s) if necessary.**

Plant Location: Street: \_\_\_\_\_  
County\_\_\_\_\_ City \_\_\_\_\_ Zip\_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County\_\_\_\_\_ City \_\_\_\_\_ Zip\_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County\_\_\_\_\_ City \_\_\_\_\_ Zip\_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

Plant Location: Street: \_\_\_\_\_  
County \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

## Certification of Accuracy

**I hereby certify that all information contained in this application and other attachments are accurate to the best of my knowledge.**

\_\_\_\_\_  
*Signature of Responsible Company Officer*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Print Name*

\_\_\_\_\_  
*Company Title*

Applications may be submitted:

- 1) **electronically to the KRMCA at [www.krmca.org](http://www.krmca.org) ,**
- 2) **by fax to the KRMCA at 502-695-9499**
- 3) **by mail to KRMCA, 1 HMB Circle, Frankfort, KY 40601**

## List of Eligible Partnership Companies

As of January 1<sup>st</sup>, 2007, the following companies are reported as current members of the KRMCA and are eligible to participate in the SIP partnership with KY-OSH. However, any eligible member can participate in this agreement. The specific plant sites will be used for the baseline for participation in this agreement. This list is only of the known eligible companies who could participate if they choose. However, it is a recognized goal of the KRMCA of KY to encourage the increasing participation of as many member company sites as possible until all are participating at some level after an appropriate period of time.

<u>Company Name</u>	<u>Street Address</u>	<u>City, State</u>
<b>ADVANCE READY MIX</b>	161 N. Shelby St.	Louisville, KY 40202
<b>ALBANY REDI-MIX, INC.</b>	P.O. Box 219	Albany, KY 42602
<b>ALL RITE READY MIX</b>	139 Aristocrat Dr.	Florence, KY 40031
<b>ALL STATE READY MIX, INC.</b>	1951 Button Lane	LaGrange, KY 40031
<b>AMERICAN CONCRETE, INC.</b>	P.O. Box 728	Elkton, KY 42220
<b>ATLAS CONCRETE PRODUCT</b>	P.O. Box 308	Mt. Sterling, KY 40353
<b>BOONE READY MIX, INC.</b>	1658 Production Dr.	Burlington, KY 41005
<b>BOOTH Ready Mix</b>	190 Trojan Trail	Glasgow, KY 42141
<b>Bowling Green Concrete, LLC</b> 42101	591 Commerce St.	Bowling Green, KY
<b>BRECK CO. READY MIX &amp; PRECAST PRODUCTS</b>	P.O. Box 437	Hardinsburg, KY 40143
<b>BUILDERS CONCRETE OF RICHMOND</b>	320 Cycle Dr.	Richmond, KY 40475
<b>CENTRAL KENTUCKY MIXED CONCRETE</b>	210 S. Estill Ave.	Richmond, KY 40475
<b>COLUMBIA READY MIX, INC.</b>	10 A Maple Tree St.	Columbia, KY 42728
<b>CONCRETE MATERIALS. LLC.</b>	106 Industry Road	Richmond, KY 40475
<b>W.T. CONGLETON CO.</b>	613 Laco Drive	Lexington, KY 40510
<b>CROUSE CONCRETE, INC.</b>	101 S. Maple St.	Wilmore, KY 40390
<b>DALLAS BENGE</b>	P.O. Box 356	London, KY 40741
<b>ERNST CONCRETE KY.</b>	5800 Haunz Lane	Louisville, KY 40241
<b>ERNST CONCRETE-Walton</b>	291 Stephenson Mill Rd.	Walton, KY 41094
<b>FEDERAL MATERIALS CORP.</b>	2425 Wayne Sullivan Dr.	Paducah, KY 42003
<b>FITTS BLOCK &amp; READY MIX</b>	E. Main St.	Murray, KY 42071
<b>GALLATIN READY MIX</b>	P.O. Box 1198	Warsaw, KY 41097
<b>GRANT CO. CONCRETE, INC.</b>	167 S. Main St.	Dry Ridge, KY 41035
<b>HANCOCK CO. READY MIX</b>	5330 River Road	Hawesville, KY 42348
<b>HARLAN CO. CONCRETE, LLC</b>	2550 W. Hwy	Harlan, KY 40381
<b>HARROD CONCRETE &amp; STONE CO.</b>	P.O. Box 794	Frankfort, KY 40602
<b>HAZ CON Corp.</b>	P. O. Box 424	Hazard, KY 41702
<b>HILLTOP CONCRETE CO.</b>	1 W. Fourth Street	Cincinnati, OH 45202
<b>HOME LUMBER CO., INC.</b>	60 KY Hwy 451	Hazard, KY 41701
<b>IRVING MATERIALS-South</b>	1440 Selinda Avenue	Louisville, KY 40213
<b>KENTUCKY CONCRETE, INC.</b>	3600 Leitchfield Road	Cecilia, KY 42724

Appendix B (Page 2 of 2)

<b>KENWAY CONCRETE OF 42101 KENTUCKY, LLC. LINCOLN COUNTY READY MIX, INC. LOWE'S CONCRETE PRODUCTS MAYSVILLE READY-MIX McCREARY CO. READY MIX MENIFEE READY MIX MEUTH CONSTRUCTION SUPPLY MINI MIX OF LOUISVILLE MORAINÉ MATERIALS CO. MOUNTAIN CONSTRUCTION CO. CONCRETE DIV. OHIO RIVER CONCRETE CORPORATION OHIO VALLEY READY- MIX, INC. OWENSBORO CONCRETE COMPANY PEARCE READY MIX CONCRETE CO'S PICKETT CONCRETE PYLES CONCRETE, INC. QUALITY STONE &amp; READY MIX, INC. READY MIX CONCRETE CO. OF SOMERSET READY MIX CONCRETE CO. OF LEXINGTON REIS CONCRETE PRODUCTS, INC. ROCKCASTLE READY MIX RUSSELL CO. READY MIX 42642 SPENCER CONCRETE SERVICES, INC. H.B. STANLEY, INC. TAYLOR-GREEN READY MIX, INC. TRANSIT-MIX CONCRETE CO. TRI-COUNTY READY MIX TRI-COUNTY READY MIX – BARBOURVILLE TRI-COUNTY READY MIX – CORBIN TRI-COUNTY READY MIX- WILLIAMSBURG WAYNE CO. READY MIX THE WELLS GROUP, LLC.</b>	4520 Louisville Road  2225 U.S. Highway 27 S.  P.O. Box 366  P.O. Box 250 P.O. Box 576 Hc68, box 1865 P. O. Box 523 263 Eiler Ave. 1400 Commerce Ctr. Dr. P.O. Box 269  P.O. Box 8  2220 Hamburg Pike  1645 Hall Street  P.O. Box 116  441 Rockwood Ave. P.O. Box 639 3260 N. Preston Highway  814 W. Columbia St.  430 Blue Sky Parkway  9522 Alexandria Pike  P.O. Box 359 P.O. Box 1662  9303 National Turnpike  107 E. 10 <sup>th</sup> Street 110 Martin Luther King Blvd.  1621 Moseley St. 277 Ready Mix Road 5090 S. US Hwy 25E  830 Byerly Road  P.O. Box 727  P.O. Box 179 504 West Main St.	Bowling Green, KY  Stanford, KY 40484  Leitchfield, KY 42754  Maysville, KY 41056 Whitley City, KY 42653 Frenchburg, KY 40322 Henderson, KY 42419 Louisville, KY 40412 Franklin, OH 45005 Grays Knob, KY 40829  Marion, KY 42064  Jeffersonville, IN 47130  Owensboro, KY 42302  Buckner, KY 40010  Chesapeake, OH 45619 Columbia, KY 42728 Shepherdsville, KY 40165  Somerset, KY 42501  Lexington, KY 40509  Alexandria, KY 41001  Mt. Vernon, KY 40456 Russell Springs, KY  Fairdale, KY 40118  Beaver Dam, KY 42320 Campbellsville, KY 42718  Owensboro, KY 42303 London, KY 40741 Blimble, KY 40915  Corbin, KY 40701  Williamsburg, KY 40769  Monticello, KY 42633 West Liberty, KY 41472
---	---	--

### **List of Participants in this Partnership**

Participants are specific to each site or physical plant location. Each location stands on its own as to its specific safety and health program it has. All written programs required as well as training and other safety and health requirements will be judged against specific sites and their knowledge and performance.

**Company Name**

**Site Location**

**(future list of company sites in the partnership)**

## Safety and Health Program Assessment Worksheet

This is based on ANSI A10.38-2000 guidelines. By circling the answer that is closest to your situation in the following Appendix and then by adding up the total numbers or points of the number that you circled, you get an idea of where your Safety and Health Program currently is. Any question you score below a 2 definitely needs improvement. A total score of 50 to 84 is required and considered only “fair” or “low”. A total score of 85 or above with no answer below a 2 would be considered “good”. Of course the “ideal” or “perfect” score is a 4 on each question for a total score of 112. This assessment shows you the minimum items that need to be covered in a good safety and health program. This would also include developing the required written programs, keeping the required logs of all accidents and illnesses, and doing employee awareness training of such.

My company’s total score from completing this worksheet for the plants requesting this \_\_\_\_\_ (color) level is \_\_\_\_\_. How many answers are below a 2? \_\_\_\_\_

<b>I. MANAGEMENT LEADERSHIP AND EMPLOYEE PARTICIPATION</b>	
1. Our work site has a clear worksite safety and health policy	(4) Workforce can explain, and fully embraces, our S & H policy (3) Majority of personnel can explain our policy (2) Some personnel can explain policy (1) Management can provide or state (where appropriate) a policy (0) There is no apparent policy
2. We have clear safety and health goals and objectives are set and communicated.	(4) Workforce fully embraces goal, and can explain desired results and measures for achieving objectives. (3) Majority of personnel can explain desired results and measures for achieving them. (2) Some personnel can explain desired results and measures for achieving them. (1) Management can provide or state (where appropriate) a goal and objectives. (0) No apparent safety and health goal or objectives.
3. Management leadership or commitment	(4) All personnel can give examples of management’s active commitment to safety & health. (3) Majority of personnel can give examples of management’s active commitment to S & H. (2) Some personnel can give examples of management’s active commitment to S & H. (1) Some evidence exists that management is committed to safety and health.

	(0) Safety & health does not appear to be a management value or significant concern.
--	--

<p>4. Management by example</p>	<p>(4) Personnel report management always follows the rules and addresses the safety behavior of others.  (3) Management follows the rules and usually addresses the safety behavior of others.  (2) Management follows the rules and occasionally addresses the safety behavior of others.  (1) Management generally appears to follow basic safety and health rules.  (0) Management does not appear to follow the basic safety and health rules set for others.</p>
<p>5. Employee ownership and/or involvement</p>	<p>(4) All personnel have ownership of safety &amp; health and can describe their active roles.  (3) Majority of personnel feel they have a positive impact on identifying &amp; resolving S &amp; H issues.  (2) Some personnel feel they have a positive impact on identifying &amp; resolving S &amp; H issues.  (1) Employees frequently feel that their safety and health input will be considered by supervision.  (0) Employee involvement in safety and health issues is not encouraged or rewarded.</p>
<p>6. Personnel understand assigned safety and health responsibilities</p>	<p>(4) All personnel can explain what performance is expected of them and all elements appear to be assigned.  (3) Majority of personnel can explain what performance is expected of them.  (2) Some personnel can explain what performance is expected of them.  (1) Evidence exists that performance expectations are generally spelled out for all personnel.  (0) Specific job responsibilities &amp; performance expectations are generally unknown or hard to find.</p>
<p>7. Authority and resources for safety and health</p>	<p>(4) All personnel believe they have the necessary authority and Resources to meet their responsibilities.  (3) Majority of personnel believe they have the necessary authority and resources to do their jobs.  (2) Authority and resources are spelled out for all; but there may be a reluctance to use them  (1) Authority and resources exist, but most appear to be out of control of the employee.  (0) Personnel does not appear to have adequate authority and resources to perform assigned responsibilities.</p>

<p>8. Accountability</p>	<p>(4) Personnel are held accountable and all performance is addressed with appropriate consequences.                  (3) Accountability systems are in place; but consequences used tend to be for negative performance only.                  (2) Personnel are generally held accountable; but consequences rarely follow performance.                  (1) Accountability exists; but it appears to be generally hit or miss and prompted by serious negative events.                  (0) There is no evidence of any program review process.</p>
<p>9. Safety programs are reviewed (Quality assurance)</p>	<p>(4) In addition to a comprehensive review, a process is used which drives continuous correction.                  (3) A comprehensive review is conducted at least annually and drives appropriate program modifications.                  (2) A program review is conducted, but does not appear to drive all necessary program changes.                  (1) Changes in programs are driven by events such as accidents or compliance activity.                  (0) There is no evidence of any program review process.</p>

<p><b>II. WORKSITE ANALYSIS.</b></p>	
<p>10. Hazard identification. (Expert survey)</p>	<p>(4) In addition to corrective action, regular expert surveys result in updated hazard inventories.                  (3) Comprehensive expert surveys are conducted periodically and drive appropriate corrective action.                  (2) Comprehensive expert surveys are conducted; but updates and corrective action sometimes lags.                  (1) Qualified safety or health experts survey in response to accidents, complaints, or compliance activity.                  (0) There is no evidence of any comprehensive expert hazard survey having been conducted.</p>
<p>11. Hazard identification (Change analysis)</p>	<p>(4) In addition to team analysis, employees affected are involved in all reviews.                  (3) A review of all planned / new facility, process, material, or equipment is conducted by a competent team.                  (2) Planned / new facilities, processes, materials, or equipment considered high hazard are reviewed                  (1) Hazard reviews of planned / new facilities, processes, materials, or equipment are problem driven.                  (0) No system or requirement exists for hazard review of planned / new operations.</p>

<p>12. Hazard identification (Routine hazard analysis)</p>	<p>(4) In addition, employee have had input to the analysis for their jobs.  (3) A current hazard analysis exists for all jobs, processes, or phases and is understood by all employees.  (2) A current hazard analysis exists for all jobs, processes, or phases and is understood by many employees.  (1) A hazard analysis program exists, may not cover all jobs and/ or few are aware of results.  (0) There is no routine hazard analysis in place at this facility.</p>
<p>13. Hazard identification (Inspection)</p>	<p>(4) Well trained employees at all levels conduct frequent and varied inspections and hazards of any kind are rare.  (3) Inspections are conducted by trained personnel and all items are corrected and repeat hazards are seldom.  (2) Inspections are conducted by trained personnel and most items are corrected but some hazards are still in evidence.  (1)An inspection program exists; but coverage and corrective action is not complete; hazards are in evidence.  (0) There is no routine inspection program in place at this facility; many hazards can be found.</p>
<p>14. Hazard reporting system</p>	<p>(4) In addition, employees feel comfortable identifying and self-correcting hazards.  (3) A comprehensive system for gathering hazard information exists; is positive, rewarding, and effective.  (2) A system exists for hazard reporting; employees feel they can use it; but it may be slow to respond.  (1) A system exists for hazard reporting; but employees may find it unresponsive or be unclear on its use.  (0) No formal hazard reporting system exists and / or employees do not appear comfortable reporting hazards.</p>
<p>15. Accident / incident investigation.</p>	<p>(4) All loss-producing incidents and “near misses” are investigated for root cause with effective prevention.  (3) All OSHA-reportable incidents are investigated and effective prevention is implemented.  (2) OSHA-reportable incidents generally investigated; cause identification / correction may be inadequate.  (1) Some investigation of incidents takes place, but root cause is seldom identified, and correction is spotty.  (0) Injuries are either not investigated or investigation is limited to report writing required for compliance.</p>

<p>16. Safety Trend Analysis</p>	<p>(4) In addition, all employees are fully aware of incident trends, causes, and means of prevention.</p> <p>(3) Trends fully analyzed and displayed, common causes communicated, management ensures prevention.</p> <p>(2) Data is centrally collected and analyzed; common causes communicated to concerned supervisors.</p> <p>(1) Data is centrally collected and analyzed; but not widely communicated for prevention.</p> <p>(0) Little or no effort is made to analyze data trends, causes, &amp; prevention.</p>
----------------------------------	---

**III. HAZARD PREVENTION AND CONTROL**

<p>17. Time hazard control</p>	<p>(4) Hazard controls fully in place, known to and supported by workforce, with concentration on engineering controls and reinforcement / enforced safe work procedures.</p> <p>(3) Hazard controls fully in place with priority to engineering controls, safe work procedures, administrative controls, and personal protective equipment.</p> <p>(2) Hazard controls fully in place; but order of priority variable.</p> <p>(1) Hazard controls are generally in place; but priority and completeness varies.</p> <p>(0) Hazard control is not considered complete, effective and appropriate in this facility.</p>
<p>18. Facility / equipment maintenance</p>	<p>(4) Operator are trained to recognize maintenance needs and perform / order maintenance on schedule.</p> <p>(3) An effective preventative maintenance schedule is in place and applicable to all equipment.</p> <p>(2) A preventative maintenance schedule is in place and is usually followed except for higher priorities.</p> <p>(1) A preventative maintenance schedule is in place; but is often allowed to slide.</p> <p>(0) There is little or no attention paid to preventative maintenance: break-down maintenance is the rule.</p>
<p>19. Emergency planning and preparation.</p>	<p>(4) All personnel know immediately how to respond as a result of effective planning, training, and drills.</p> <p>(3) Most employees have a good understanding of responsibilities as a result of plans, training, and drills.</p> <p>(2) There is an effective emergency response team; but others may be uncertain of their responsibilities.</p> <p>(1) There is an effective emergency response team; but training and drills are weak and roles may be unclear.</p> <p>(0) Little effort is made to prepare for emergencies.</p>

<p>20. Emergency equipment</p>	<p>(4) Facility is fully equipped for emergencies, all systems and equipment in place and regularly tested, all personnel know how to use equipment and communicate during emergencies.                  (3) Well equipped with emergency phones and directions, most people know what to do.                  (2) Emergency phones, directions, and equipment in place; but only emergency teams know what to do.                  (1) Emergency phones, directions, and equipment in place; but employees show little awareness.                  (0) There is little evidence of an effective effort at providing emergency equipment and information.</p>
<p>21. Medical program (Health providers)</p>	<p>(4) Occupational health providers regularly on site, fully involved in hazard identification and training.                  (3) Occupational health providers there when needed and generally involved in assessment and training.                  (2) Occupational health providers are frequently consulted about significant health concerns.                  (1) Occupational health providers available; but normally concentrate on clinical issues.                  (0) Occupational health providers assistance is rarely requested or provided.</p>
<p>22 Medical program (Emergency care)</p>	<p>(4) Personnel fully trained in emergency medicine are always available on-site.                  (3) Personnel with basic first aid skills are always available on-site.                  (2) Personnel with basic first aid skills are usually available with community assistance near-by.                  (1) Either on-site or near-by community aid is always available each shift.                  (0) Neither on-site nor community aid can not be ensured at all times.</p>

**IV. SAFETY AND HEALTH TRAINING**

<p>23. Employee training and ability</p>	<p>(4) In addition, employee can demonstrate proficiency in, and support of, all areas covered by training.                  (3) Facility committed to high quality employee hazard training, ensures all participate, regular updates.                  (2) Facility provides legally required training, makes effort to include all personnel.                  (1) Training is provided when need is apparent, experienced personnel assumed to know material.                  (0) Facility depends on experience and informal peer training to meet needs.</p>
--	---

<p>24. Supervisory training &amp; ability</p>	<p>(4) All supervisors assist in worksite analysis, ensure physical protections, reinforce training, enforce discipline, and can explain work procedures, based on training provided to them.</p> <p>(3) Most supervisors assist in worksite analysis, ensure physical protections, reinforce training, enforce discipline, and can explain work procedures, based on training provided to them.</p> <p>(2) Supervisors have received basic training, appear to understand and demonstrate importance of worksite analysis, physical protections, training reinforcement, discipline, knowledge of procedures.</p> <p>(1) Supervisors make reasonable effort to meet safety and health responsibilities; but have limited training.</p> <p>(0) There is no formal effort to train supervisors in safety and health responsibilities.</p>
<p>25. Management training and ability</p>	<p>(4) All managers have received formal training in S &amp; H management and demonstrates full understanding.</p> <p>(3) All managers follow, and can explain, their roles in S &amp; H program</p> <p>(2) Managers generally show a good understanding of their S &amp; H management role and usually model it.</p> <p>(1) Managers are generally able to describe their S &amp; H role, but often have trouble modeling it.</p> <p>(0) Managers generally show little understanding of their S &amp; H management responsibilities.</p>
<p>26. Substance abuse program</p>	<p>(4) There is a written substance abuse program. Pre-employment, random, post accident, reasonable cause, and return to work tests are conducted. An Employee Assistance Program (EAP) is available to employees. Supervisors are trained in how to spot substance abuse, and training records are kept.</p> <p>(3) There is a written substance abuse program. Pre-employment, random, and post-accident tests are conducted. An EAP is available.</p> <p>(2) There is a written substance abuse program. There are some records of various types of drug / alcohol tests.</p> <p>(1) There is a written substance abuse program. However, there are no test records to show any effort to apply.</p> <p>(0) There is no substance abuse program.</p>
<p>27. Insurance “loss ratio” (LR) or sometimes called the “Experience Rating” or “MOD” rate</p>	<p>(4) The LR is less than 0.9. There are records detailing costs of accidents.</p> <p>(3) The LR is between 0.9 and 1.0. There are records detailing costs of accidents.</p> <p>(2) The LR is between 1.0 and 1.2. There are records detailing the costs of accidents.</p> <p>(1) The LR is greater than 1.2.</p> <p>(0) The LR is not monitored and management unaware of it.</p>

<p>28. Personal protective equipment</p>	<p>(4) A PPE survey has been conducted of the workplace, and it is updated annually, or as working conditions indicate. A formal programs exist of trying to engineer solutions to the problems that cause the PPE requirement and is actively tracked and worked on.</p> <p>(3) A PPE survey has been conducted of the workplace, and it is updated annually, or as working conditions indicate. There is a formal record of this Appropriate PPE is chosen, and employees are trained in its use. All required employees wear PPE.</p> <p>(2) A PPE survey has been conducted, and it is updated at least annually. There is a record of this. Appropriate PPE is chosen, and employees are trained in it use. Most employees wear their required PPE.</p> <p>(1) Some employees wear PPE.</p> <p>(0) There is no evidence of compliance with PPE standard.</p>
--	---

**Self Audit to Determine Appropriate Entry Level**

The SIP Agreement has three ascending Levels beginning with the Red Level, continuing to the White Level and ultimately ending with the Blue Level. Entry into the Red, White and Blue Levels are based on appropriately answering “yes” or “no” to all of the questions on the self-audit evaluation administered by the KRMCA and KY-OSH, as well as providing other relevant required information as requested within the SIP application. In order to determine the company’s level of eligibility, a written request may come from the KRMCA Safety and Environmental Committee, the KRMCA’s designated representative(s), and/or KY-OSH to provide eligibility documentation. Upon receipt of this request the applicant must provide evidence of eligibility with each requirement for each Level. Evidence of eligibility must be submitted by the applicant within 30 days of the written request.

A) **Red:** Applicants seeking the Red Level must meet the following requirements:

1. My company has implemented a comprehensive written safety and health program based on the ANSI A10.38-2000 Guidelines or OSHA’s 1989 Safety and Health Program Management Guidelines. (Do they have written programs for Emergency Action, Fire Prevention, LockOut/Tag/Out, HazCom, Bloodborne Pathogens, and Confined Space Program.)  Yes  No
2. My company routinely conducts and documents monthly employee safety meetings.  
 Yes  No
3. My company conducts self-audits.  Yes  No
4. My company has developed, conducted, and maintains a substance abuse program for CDL drivers as required by Federal DOT regulations.  Yes  No  Exempt from CDL requirements
5. My Company provides proper PPE and trains employees on how and why it is used.  Yes  No

B) **White:** To achieve the White Level each applicant must sustain the required Red Level requirements, plus the following additional requirements:

1. My company has assigned at least one trained employee or other competent person with responsibility for employee safety to administer this company's safety and health program and to conduct documented safety and health inspections of ongoing work. \_\_\_Yes \_\_\_No
2. My company conducts and documents an orientation for all new employees in the safety and health program of the company, and shows evidence of effective employee training for avoidance of hazards specific to the company's plant location(s). \_\_\_Yes \_\_\_No
3. My company can provide evidence of employee involvement in the safety and health program; for example, participation in self-audits, site inspections, job hazard analysis, safety and health program reviews, safety training, and/or mishap investigations.  
\_\_\_Yes \_\_\_No
4. My company maintains an aggregated total case injury/illness incident rate that is "at or below" the most current Bureau of Labor Statistics, or BLS, national rate for my company's specific Standard Industrial Classification (SIC) code of 3273. This aggregated incident rate reflects my company's individual plant locations requesting White Level. \_\_\_Yes \_\_\_No

C) **Blue:** To achieve the Blue Level each company must sustain the required White Level requirements, plus the following additional requirements:

1. My company agrees to serve as a mentor for companies who have yet to attain the same Level of recognition within the Partnership. \_\_\_Yes \_\_\_No
2. My company ensures that designated personnel conduct documented safety and health inspections of all company facilities. Personnel, through training and experience, are able to recognize hazards and have the authority to take prompt corrective action.  
\_\_\_Yes \_\_\_No
3. My company maintains an aggregated total case injury/illness incident rate that is 5% less than the most current Bureau of Labor Statistics, or BLS, national rate for my company's specific Standard Industrial Classification (SIC) code of 3273. This aggregated incident rate reflects my company's individual plant locations requesting Blue Level.  
\_\_\_Yes \_\_\_No
4. My company agrees to allow an initial qualifying inspection by KY-OSH designated representatives. \_\_\_Yes \_\_\_No
5. My company has had willful violation(s) in the last three years from one or more of our individual plant locations requesting Blue Level. \_\_\_Yes \_\_\_No
6. My company has had repeated serious violation(s) in the last three years from one or more of our individual plant locations requesting Blue Level. \_\_\_Yes \_\_\_No
7. My company has had fatalities or catastrophes within the last three years from one or more of our individual plant locations requesting Blue Level that resulted in serious or willful citations related to the incident, or has current open or pending investigations with the KY-OSH Compliance Division involving fatal or catastrophic incidents. \_\_\_Yes \_\_\_No
8. My company has developed, conducts and maintains a company-wide substance abuse program for all employees. \_\_\_Yes \_\_\_No

***CERTIFICATION OF PARTNERSHIP***

***APPROVAL / REJECTION***

Based upon the information \_\_\_\_\_ has  
Company Name

submitted to the KRMCA and KY-OSH in this SIP application, your application has been:

accepted \_\_\_ rejected \_\_\_ for your \_\_\_\_\_ level request at location address:  
(Red, White, Blue)

Street \_\_\_\_\_, City \_\_\_\_\_ KY \_\_\_\_\_

as described in the KRMCA and KY- OSH Partnership Agreement. This approval or rejection is based solely on the information contained in this application and has not been independently verified.

\_\_\_\_\_  
Signature of KRMCA Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of KY-OSH Representative

\_\_\_\_\_  
Date

**Accident and Illness Information History per Plant**

(This information can be mostly copied from the OSHA 300 Form and OSHA 300A Summary Form. The OSHA 300 Form is titled “Log of Work-Related Injuries and Illnesses” and the OSHA 300A Form is titled “Summary of Work-Related Injuries and Illnesses. This is the summary form that you posted from Feb. 1 to Apr. 30 for the preceding year. )

Please supply information for the last three years concerning each individual plant location listed by you in Appendix A, Section C.

Company Name: \_\_\_\_\_ Plant Location: \_\_\_\_\_

(This information comes from the OSHA Form 300, and column numbers are in parenthesis)

<b>Number of Cases (past three year history)</b>	<b>Year</b>	<b>Year</b>	<b>Year</b>
Deaths	(G) _____	(G) _____	(G) _____
No. Cases with Days Away	(H) _____	(H) _____	(H) _____
No. Cases with Job Transfer or Restricted Duty	(I) _____	(I) _____	(I) _____
No. Cases of Other Recordable	(J) _____	(J) _____	(J) _____
<b>Number of Days</b>			
Total No. of Days Away from work	(K) _____	(K) _____	(L) _____
Total No. of Days Job Transfer or Restriction	(L) _____	(L) _____	(K) _____
<b>Injury and Illness Types</b>	(See Column M of the OSHA 300 Log)		
Injuries	(1) _____	(1) _____	(1) _____
Skin Disorders	(2) _____	(2) _____	(2) _____
Respiratory Conditions	(3) _____	(3) _____	(3) _____
Poisoning	(4) _____	(4) _____	(4) _____
Hearing Loss	(5) _____	(5) _____	
All other illnesses	(6) _____	(6) _____	(5) _____

**Accident and Illness Information History per Plant (Cont.)**

**Company Name:** \_\_\_\_\_ **Plant Location:** \_\_\_\_\_

The information below comes directly from the OSHA 300A Form which is titled “Summary of Work-Related Injuries and Illnesses”

(This information is listed on right hand side of the OSHA Form 300A)

<b>Employment Information (past three years)</b>	<b>Year</b>	<b>Year</b>	<b>Year</b>
Average number of workers	_____	_____	_____
Total hours worked by all employees last year (at this site or plant)	_____	_____	_____
<u>Total Recordable Case Rate (TRCR)</u>	_____	_____	_____

On the left side of the OSHA 300A Report-Add columns ( G+H+I+J), then divide that number by Total hours worked annually (or which is column above on this form) and multiply that number by 200,000 will give you the TRCR

Days Away Restricted or Transferred (DART) \_\_\_\_\_

On the left side of the OSHA 300A Report again, add columns (H+I), then divide that number by total hours worked annually (or same number used above) and multiply by 200,000 will give you the DART.

**National average of Ready Mix Concrete Companies with NAICS code 327320 is:**

<b>TRCR</b>	_____	<u>7.5</u>	<u>7.2</u>
<b>DART</b>	_____	<u>4.9</u>	<u>4.8</u>

**\*\*Why are we asking for these numbers? To see if we are improving each year? These numbers will be totaled for all participating companies for each year to see if we are making progress!**

# KY-OSH CHECK LIST For KRMCA BLUE LEVEL Request

## 1. Hazard Communication

- |  |              |
|--|--------------|
| 1. Do they have a written HAZCOM Program?  | Yes___ No___ |
| 2. Are all hazardous chemical containers are labeled?  | Yes___ No___ |
| a. Is each container labeled as to chemical product?   | Yes___ No___ |
| b. Is there a hazard warning on each container?  | Yes___ No___ |
| c. Is the mfg. name & address or responsible party on the label?   | Yes___ No___ |
| 3. Is there a master list of all Hazardous Chemicals in the workplace?   | Yes___ No___ |
| 4. Are MSDS sheets in English & other appropriate readable language?   | Yes___ No___ |
| 5. Do you have and can I see the MSDS book?  | Yes___ No___ |
| 6. Are MSDS's accessible in the workplace?   | Yes___ No___ |
| 7. Are there methods listed for informing other employers on site?   | Yes___ No___ |
| 8. Are the employees trained in the location and availability of the written plan?   | Yes___ No___ |
| 9. Are the employees trained in basics of how to read MSDS?  | Yes___ No___ |
| 10. Are the employees trained in methods and observations that may be used in detecting the presence or release of known hazardous chemicals in the workplace? | Yes___ No___ |
| 11. Do employees know the general health hazards in the work areas?  | Yes___ No___ |

## 2. Lock Out/ Tag Out

- |  |              |
|--|--------------|
| 1. Do they have a written energy control program?  | Yes___ No___ |
| Does it contain:   |              |
| a. A specific statement as to what is the purpose this procedure?  | Yes___ No___ |
| b. Are there specific procedural steps for each machine type?<br>(trucks, conveyors, mixers, etc)  | Yes___ No___ |
| c. Are there specific steps for the placement, removal, or transfer of devices?  | Yes___ No___ |
| d. Are there specific steps for verifying the effectiveness of the LO?   | Yes___ No___ |
| 2. Is there evidence of employees using LO devices?  | Yes___ No___ |
| Are the locks:   |              |
| a. Durable?  | Yes___ No___ |
| b. Standardized and used only for LO/TO?   | Yes___ No___ |
| c. Substantial?  | Yes___ No___ |
| d. Identifiable to the employee?   | Yes___ No___ |
| 3. Are there written documents showing that the employer has verified the proper use of the procedure within the last year?              | Yes___ No___ |
| 4. Are employees trained in the LO/TO program? (What it is used for, and who can remove locks if employee is not present?)               | Yes___ No___ |
| 5. Do authorized employees have specific locking equipment for all types of lockouts they might need and know how to apply and for what? | Yes___ No___ |
| 6. Does the lockout procedure call for affected employees to be notified and by whom?  | Yes___ No___ |

### 3. Confined Space

- 1. Has the company performed a hazard assessment of their premises to identify all confined spaces? Yes\_\_\_ No\_\_\_
- 2. Are all confined spaces marked as such and entry blocked? Yes\_\_\_ No\_\_\_
- 3. Are employees permitted to enter these spaces? Yes\_\_\_ No\_\_\_
- 4. If yes, is there a written plan for safe entry? Yes\_\_\_ No\_\_\_
- 5. Are employees familiar with this plan (trained )? Yes\_\_\_ No\_\_\_
- 6. Is there a formal permit required for entry into any space? Yes\_\_\_ No\_\_\_
- 7. Where are they kept or stored? Yes\_\_\_ No\_\_\_
- 8. Is monitoring done before, during, and after entry for hazards? Yes\_\_\_ No\_\_\_
- 9. Is there attendant monitoring during entry? Yes\_\_\_ No\_\_\_
- 10. Are there means of rescue provided and ready? Yes\_\_\_ No\_\_\_
- 11. Where is the rescue equipment kept? Yes\_\_\_ No\_\_\_
- 12. Are all entrants, attendants, and supervisors trained properly? Yes\_\_\_ No\_\_\_
- 13. Who does the training on the site? Yes\_\_\_ No\_\_\_
- 14. Are employees allowed free access to all information regarding entry conditions? Yes\_\_\_ No\_\_\_

### 4. Personal Protective Equipment

- 1. Has the employer assessed the workplace to determine if hazards are present which necessitate the use of PPE? Yes\_\_\_ No\_\_\_
- 2. Are there areas of the facility where PPE is required? Yes\_\_\_ No\_\_\_
- 3. Where are those areas and what is the specific hazard?  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- 4. If hearing protection is required:
  - a. Have employees been baseline tested on hearing? Yes\_\_\_ No\_\_\_
  - b. Are they conducting periodic hearing test? Yes\_\_\_ No\_\_\_
  - c. Were the employees given a choice of hearing protection when required? Yes\_\_\_ No\_\_\_
  - d. Does employer do annual training for employees required to wear? Yes\_\_\_ No\_\_\_
- 5. Are employees in the required areas actually wearing PPE? Yes\_\_\_ No\_\_\_
- 6. Is the PPE in good working order? Yes\_\_\_ No\_\_\_
- 7. Are the employees trained in when PPE is necessary, what PPE is necessary, how to wear, limitations of PPE, and the proper care and maintenance of PPE? Yes\_\_\_ No\_\_\_
- 8. Are eye and face shield provided for employees in certain areas? Yes\_\_\_ No\_\_\_
- 9. Is there a working eyewash in the area for possible use? Yes\_\_\_ No\_\_\_
- 10. Is skin protection provided from caustic materials? Yes\_\_\_ No\_\_\_

### 5. Respirators

- 1. Do you use respirators for exposure to dust? Yes\_\_\_ No\_\_\_
- 2. Has there been exposure monitoring, especially for cement and/or silica? Yes\_\_\_ No\_\_\_

- 3. Do you have an exposure control plan which requires adequate PPE and administrative procedures to limit exposure to acceptable levels for dry cement dust or concrete additives such as silicon dioxide or microsilica, etc.? Yes\_\_\_ No\_\_\_
- 4. Is there a written program for respirators? Yes\_\_\_ No\_\_\_
- 5. If respirators are required and used:
  - a. Are they sufficient for exposure level of cement or silica dust? Yes\_\_\_ No\_\_\_
  - b. Has there been a medical evaluations of users? Yes\_\_\_ No\_\_\_
  - c. Has fit testing been preformed? Yes\_\_\_ No\_\_\_
  - d. Have employees been trained in proper use? Yes\_\_\_ No\_\_\_
  - e. Have they been trained in the proper cleaning and storage? Yes\_\_\_ No\_\_\_
  - f. Have the employees been trained in the potential hazards involved? Yes\_\_\_ No\_\_\_
  - g. Is there a designated administrator capable of overseeing the program? Yes\_\_\_ No\_\_\_
  - h. Were the respirators selected from a sufficient numbers of models to be acceptable and correctly fit the user? Yes\_\_\_ No\_\_\_

**6. Guarding and Railings**

- 1. Do all stairs of four or more risers have standard railings? Yes\_\_\_ No\_\_\_
- 2. Do all stairs or walkways appear to be substantial enough to carry 5 times the anticipated load? Yes\_\_\_ No\_\_\_
- 3. Do all railing have mid-rails and if above workers, toe boards? Yes\_\_\_ No\_\_\_
- 4. Are all elevated walkways, platforms, floor opening, or wall openings with a drop of more than 4 feet properly guarded? Yes\_\_\_ No\_\_\_
- 5. Are all walkways under conveyors properly guarded up to 7 feet with all moving parts protected and any product being carried protected from falling on people below? Yes\_\_\_ No\_\_\_
- 6. Are there any exposed moving parts which could catch any part of a person which are not guarded? Yes\_\_\_ No\_\_\_

**7. Miscellaneous items**

- 1. Do you have trained 1<sup>st</sup> Aid Responders? Yes\_\_\_ No\_\_\_
- 2. Do you have your OSHA 300 logs up to date? Yes\_\_\_ No\_\_\_
- 3. Other questions regarding obvious visible standards violations.

**Notes:**

---

---

---

---

---

---

---

---

---

---