

## 437-002-XXXX Heat Illness Prevention

### (1) Scope and Application

- (a) OAR 437-002-XXXX applies to all places of employment that are not adequately climate controlled with a cooling system.
- (b) The requirements of OAR 437-002-XXXX apply to work environments that are not equipped with a cooling system when employees are exposed to ambient heat at or above an applicable temperature listed in Table 1. To determine which temperature applies to each worksite, select the temperature associated with the general type of clothing or personal protective equipment (PPE) each employee is required to wear.

All other clothing	XX°
Double-layer woven clothes including coveralls, jackets and sweatshirts	XX°
Nonbreathing clothes including vapor barrier clothing or PPE such as chemical resistant suits	XX°

#### EXCEPTION:

- Industries not listed in subsection (2) are not required to comply with subsection (e), High-heat procedures.
- OAR 437-002-XXXX does not apply to incidental exposure when an employee is not required to perform a work activity outdoors for more than fifteen minutes in any sixty-minute period. This exception may be applied once every hour during the work shift.
- Heat that is generated from the work process only is not subject to these provisions, but must follow 437-002-0144(2).

### (2) List of industries subject to all provisions of this standard, including subsection (e):

- (a) General Occupational Safety and Health (Division 2)
- (b) Construction (Division 3)
- (c) Agriculture (Division 4)
- (d) Forreast Activities (Division 7)

### (3) This section applies to the control of risk of occurrence of heat illness. This is not intended to exclude the application of other sections, including, but not limited to, sections ?? (we will need to determine whether or not any rules will be excluded)

**Alternative (3) This standard applies to the control of heat injuries and illnesses. When any other applicable standard addresses other hazards that may be present, you must comply with the provisions of that standard and this standard. Where the requirements**

**of one standard are more restrictive than the other, follow the more stringent requirements**

**NOTE:** The measures required here may be integrated into the employer's written Injury and Illness Program required by ??, or maintained in a separate document.

#### **(4) Definitions**

**Acclimatization** - temporary adaptation of the body to work in the heat that occurs gradually when a person is exposed to it. Acclimatization peaks in most people within four to fourteen days of regular work for at least two hours per day in the heat.

**Cold water** - water between the temperature ranges of 35°F - 65°F

**Cool water** - water between the temperature ranges of 66°F - 77°F

**Double-layer woven clothing** - Clothing worn in two layers allowing air to reach the skin. For example, coveralls worn on top of regular work clothes.

**Drinking water** - Potable water that is suitable to drink. Drinking water packaged as a consumer product and electrolyte-replenishing beverages (i.e., sports drinks) that do not contain caffeine are acceptable.

**Engineering controls** - The use of devices to reduce exposure and aid cooling (i.e., air conditioning).

**Heat Illness** - a serious medical condition resulting from the body's inability to cope with a particular heat load, and includes heat cramps, heat exhaustion, heat syncope and heat stroke.

**Heat Wave** - any day in which the predicted high temperature for the day will be at least 80 degrees Fahrenheit and at least ten degrees Fahrenheit higher than the average high daily temperature in the preceding five days.

**Environmental risk factors for heat illness** - a medical conditions that create the possibility that heat illness could occur, including air temperature, relative humidity, radiant heat from the sun and other sources, conductive heat sources such as the ground, air movement, workload severity and duration, protective clothing and personal protective equipment worn by employees.

**Personal risk factors for heat illness** - factors such as an individual's age, degree of acclimatization, health, water consumption, alcohol consumption, caffeine consumption, and use of prescription medications that affect the body's water retention or other physiological responses to heat.

**Outdoor environment** - An environment where work activities are conducted outside. Work environments such as inside vehicle cabs, sheds, and tents or other structures may be considered an outdoor environment if the environmental factors affecting temperature are not managed by engineering controls. Construction activity is considered to be work

in an indoor environment when performed inside a structure after the outside walls and roof are erected.

**Shade** - blockage of direct sunlight. One indicator that blockage is sufficient is when objects do not cast a shadow in the area of blocked sunlight. Shade is not adequate when heat in the area of shade defeats the purpose of shade, which is to allow the body to cool. For example, a car sitting in the sun does not provide acceptable shade to a person inside it, unless the car is running with air conditioning. Shade may be provided by any natural or artificial means that does not expose employees to unsafe or unhealthy conditions and that does not deter or discourage access or use.

**Temperature** - the dry bulb temperature in degrees Fahrenheit obtainable by using a thermometer to measure the outdoor temperature in an area where there is no shade. While the temperature measurement must be taken in an area with full sunlight, the bulb or sensor of the thermometer should be shielded while taking the measurement, e.g., with the hand or some other object, from direct contact by sunlight.

**Vapor barrier clothing** - Clothing that significantly inhibits or completely prevents sweat produced by the body from evaporating into the outside air. Such clothing includes encapsulating suits, various forms of chemical resistant suits used for PPE, and other forms of nonbreathing clothing.

## **(5) Provision of water**

(a) Employees must have access to potable water means safe drinking water that meets the bacteriological and chemical quality requirements in OAR Chapter 333, Division 61, Public Water Systems, Oregon Health Authority, including but not limited to the requirements to ensure that workers are provided with cold, cool, tepid, warm, or hot water for drinking. To help employers understand the differences between these water temperature terms, we have provided the following table as a guideline. The water must be located as close as practicable to the areas where employees are working. Where drinking water is not plumbed or otherwise continuously supplied, it must be provided in sufficient quantity at the beginning of the work shift to provide one quart per employee per hour for drinking for the entire shift. Employers may begin the shift with smaller quantities of water if they have effective procedures for replenishment during the shift as needed to allow employees to drink one quart or more per hour. The frequent drinking of water, as described in subsection (11)(a)(C), must be encouraged.

## **(6) Access to shade**

(a) Shade must be present when the temperature exceeds 80 degrees Fahrenheit. When the outdoor temperature in the work area exceeds 80 degrees Fahrenheit, the employer must have and maintain one or more areas with shade at all times while employees are present that are either open to the air or provided with ventilation or

cooling. The amount of shade present must be at least enough to accommodate the number of employees on recovery or rest periods, so that they can sit in a normal posture fully in the shade without having to be in physical contact with each other. The shade must be located as close as practicable to the areas where employees are working. Shade present during meal periods must be at least enough to accommodate the number of employees on the meal period who remain onsite.

- (b) Shade must be available when the temperature does not exceed 80 degrees Fahrenheit. When the outdoor temperature in the work area does not exceed 80 degrees Fahrenheit, either provide shade as per subsection (6)(a) or provide timely access to shade upon an employee's request.
- (c) Employees must be allowed to take a preventative cool-down rest in the shade when they feel the need to do so to protect themselves from overheating. Employees must have access to shade at all times. An employee who takes a preventative cool-down rest must:
  - (A) Be monitored and asked if he or she is experiencing symptoms of heat illness;
  - (B) Be encouraged to remain in the shade; and
  - (C) Not be ordered back to work until any signs or symptoms of heat illness have abated, but in no event less than 5 minutes in addition to the time needed to access the shade.
- (d) If an employee exhibits signs or reports symptoms of heat illness while taking a preventative cool-down rest or during a preventative cool-down rest period, provide appropriate first aid or emergency response according to subsection (f) of this section.

***Exceptions to subsections (6)(a) and (6)(b):***

- (1) Unless it is not feasible or unsafe to have a shade structure, or otherwise to have shade present on a continuous basis, utilize alternative procedures for providing access to shade if the alternative procedures provide equivalent protection.
- (2) Except for employers in the agricultural industry, cooling measures other than shade (e.g., use of misting machines) may be provided in lieu of shade if the employer can demonstrate that these measures are at least as effective as shade in allowing employees to cool.

**(7) High-heat procedures.**

- (a) Implement high-heat procedures when the temperature equals or exceeds 95 degrees Fahrenheit. These procedures must include the following to the extent practicable:
  - (b) Ensure that effective communication by voice, observation, or electronic means is maintained so that employees at the work site can contact a supervisor when necessary. An electronic device, such as a cell phone or text messaging device, may be used for this purpose only if reception in the area is reliable.
- (c) Observe employees for alertness and signs or symptoms of heat illness and implement one or more of the following:

- (A) Must be relieved from duty and provided with a sufficient means to reduce body temperature.
  - (B) Must be monitored to determine whether medical attention is necessary.
  - (C) Must create a mandatory buddy system, or
  - (D) Other effective means of observation
- (d) Designate one or more employees on each worksite as authorized to call for emergency medical services, and allow other employees to call for emergency services when no designated employee is available.
- (e) Remind employees throughout the work shift to drink plenty of water. An average adult should drink XXX oz. an hour.
- (f) Hold pre-shift meetings before the commencement of work to review the high heat procedures, encourage employees to drink plenty of water, and remind employees of their right to take a cool-down rest when necessary and its location.

## **(8) Drinking water**

- (a) Supply at least one quart of drinking water per employee per hour. When employee exposure is at or above an applicable temperature listed in OAR 437-002-XXXX(1)(b) Table 1:
- (A) Ensure that a sufficient quantity of drinking water is readily accessible to employees at all times; and
  - (B) Ensure that all employees have the opportunity to drink at least one quart of drinking water per hour.
- (b) Employers are not required to supply the entire quantity of drinking water needed to be supplied for all employees on a full shift at the beginning of the shift. Employers may begin the shift with smaller quantities of drinking water if effective procedures are established for replenishment during the shift.

## **(9) Emergency Response Procedures**

(a) Develop and implement effective emergency response procedures. These procedures must include and address the following:

- (A) Ensure that effective communication by voice, observation, or electronic means is maintained so that employees at the work site can contact a supervisor or emergency medical services when necessary. An electronic device, such as a cell phone or text messaging device, may be used for this purpose only if reception in the area is reliable. When electronic devices can not provide reliable communication in the work area, the emergency response procedures must address and ensure a reliable means of summoning emergency medical services is provided and followed.

**(B)** Responding to signs and symptoms of possible heat illness, including but not limited to first aid measures and how emergency medical services will be provided.

**(i)** If a supervisor observes, or any employee reports, any signs or symptoms of heat illness in any employee, the supervisor must take immediate action commensurate with the severity of the illness.

**(ii)** If the signs or symptoms are indicators of severe heat illness (such as, but not limited to, decreased level of consciousness, staggering, vomiting, disorientation, irrational behavior or convulsions), immediately implement the emergency response procedures.

**(iii)** An employee exhibiting signs or symptoms of heat illness must be monitored and must not be left alone or sent home without being offered onsite first aid and/or being provided with emergency medical services in accordance with the employer's procedures.

**(b)** Contacting emergency medical services and, if necessary and instructed to do so by the medical professionals, transporting employees to a place where they can be reached by an emergency medical provider.

**(c)** Ensuring that, in the event of an emergency, clear and precise directions to the work site is provided as needed to emergency responders.

#### **(10) Acclimatization**

**(a)** All employees must be closely observed by a supervisor or designee during a heat wave.

**(b)** An employee who has been newly assigned to a high heat area must be closely observed by a supervisor or designee for the first 14 days of the employee's employment.

#### **(11) Training**

**(a) Employee training.** Effective training in the following topics must be provided to each supervisory and non-supervisory employee before the employee begins work that should reasonably be anticipated to result in exposure to the risk of heat illness:

**(A)** The environmental and personal risk factors for heat illness, as well as the added burden of heat load on the body caused by exertion, clothing, and personal protective equipment.

**(B)** The employer's procedures for complying with the requirements of this standard, including, but not limited to, the employer's responsibility to provide water, shade, cool-down rests, and access to first aid as well as the employees' right to exercise their rights under this standard without retaliation.

- (C) The importance of frequent consumption of small quantities of water, up to 4 cups per hour, when the work environment is hot and employees are likely to be sweating more than usual in the performance of their duties.
- (D) The concept, importance, and methods of acclimatization pursuant to the employer's procedures under subsection (12)(a)(D).
- (E) The different types of heat illness, the common signs and symptoms of heat illness, and appropriate first aid and/or emergency responses to the different types of heat illness, and in addition, that heat illness may progress quickly from mild symptoms and signs to serious and life threatening illness.
- (F) The importance to employees of immediately reporting to the employer, directly or through the employee's supervisor, symptoms or signs of heat illness in themselves, or in co-workers.
- (G) The employer's procedures for responding to signs or symptoms of possible heat illness, including how emergency medical services will be provided should they become necessary.
- (H) The employer's procedures for contacting emergency medical services, and if necessary and instructed to do so by the medical professionals, for transporting employees to a point where they can be reached by an emergency medical service provider.
- (I) The employer's procedures for ensuring that, in the event of an emergency, clear and precise directions to the work site can and will be provided as needed to emergency responders. These procedures must include designating a person to be available to ensure that emergency procedures are invoked and followed when appropriate.
- (J) The role, expectations, and responsibilities of the monitor.**

**(12) Supervisor training.**

- (a) Prior to supervising employees performing work in work environments that could reasonably result in exposure to the risk of heat illness, effective training on the following topics must be provided to the supervisor:
  - (A) The information required to be provided by section (10)(a)(A).
  - (B) The procedures the supervisor is to follow to implement the applicable provisions in this section.
  - (C) The procedures the supervisor is to follow when an employee exhibits signs or reports symptoms consistent with possible heat illness, including emergency response procedures.
  - (D) How to monitor weather reports and how to respond to hot weather advisories.

**(13) Heat Illness Prevention Plan.**

**(a)** The employer must establish, implement, and maintain, an effective heat illness prevention plan. The plan must be made available at the worksite to employees and to Oregon OSHA upon request. The Heat Illness Prevention Plan may be included as part of the employer's Illness and Injury Prevention Program, and must, at a minimum, contain:

**(A)** Procedures for the provision of water and access to shade.

**(B)** Procedures for the monitor

**(B)** The high heat procedures referred to in subsection (7).

**(C)** Emergency Response Procedures in accordance with subsection (9).

**(D)** Acclimatization methods and procedures in accordance with subsection (10).