

HASKELL LABORATORY FOR TOXICOLOGY  
AND INDUSTRIAL MEDICINE

cc: R. J. Shubak C-00267  
File - Asbestos

August 13, 1973

TO: C. F. REINHARDT

FROM: E. W. KAHN

OSHA REGULATION 1910.95a(j)(1)(2)(3)(4)  
ASBESTOS - MEDICAL EXAMINATIONS

August 10, 1973, I contacted by telephone (Cleveland, Ohio tie line 8-188-9-749-5151) a spokesman for the Penac of Ohio Company in Brooklyn, Ohio, to inquire about a recent OSHA citation Penac had received for alleged, serious violation of the above-mentioned OSHA regulation. Penac was also cited for alleged, serious violation of OSHA regulation 1910.95a(e)(2)(ii), 1910.95a(f), 1910.95a(g) and 1910.95(i).

The citation for alleged violation of regulation 1910.95a(j)(1) and (3) was for not providing for annual physical examinations for employees exposed to asbestos. The citation stated that the annual exam should include a chest X-ray, pulmonary function studies, and a history to elicit symptomatology of respiratory disease. Penac also was cited for not monitoring the workroom air, failure to post caution sign where in excess of permissible levels, and failure to maintain records of personnel or environmental monitoring.

However, following the issuance of the citation, a Penac representative attended a seminar that was conducted by a former OSHA employee who stated that the physical examination was only required if airborne concentrations were in excess of the acceptable eight-hour, time-weighted average airborne concentration of asbestos, five fibers longer than 5 micrometers per cc of air. On this basis, Penac has filed an appeal of this part of the citation. They have, however, started a medical examination, as specified, on all exposed employees.

EWK/aph

260

DUP 0903245

DU 024626

RUSSELL LABORATORY FOR TOXICOLOGY  
AND INDUSTRIAL MEDICINE

R. J. HARRIS  
File - Asbestos

August 13, 1973

TO: C. F. REINHARDT

FROM: B. W. HARRIS

0407

OSHA REGULATION 1910.93a(j)(1)(2)(3)(4)  
ASBESTOS - MEDICAL EXAMINATIONS

August 10, 1973, I contacted by telephone (Cleveland, Ohio tie line 8-188-3-747-5151) a spokesman for the Penco of Ohio Company in Brooklyn, Ohio, to inquire about a recent OSHA citation Penco had received for alleged, serious violation of the above-mentioned OSHA regulation. Penco was also cited for alleged, serious violation of OSHA regulation 1910.93a(e)(2)(ii), 1910.93a(f), 1910.93a(g) and 1910.93(i).

The citation for alleged violation of regulation 1910.93a(j)(1) and (3) was for not providing for annual physical examinations for employees exposed to asbestos. The citation stated that the annual exam should include a chest X-ray, pulmonary function studies, and a history to elicit symptomatology of respiratory disease. Penco also was cited for not monitoring the workroom air, failure to post caution sign where in excess of permissible levels, and failure to maintain records of personnel or environmental monitoring.

However, following the issuance of the citation, a Penco representative attended a seminar that was conducted by a former OSHA employee who stated that the physical examination was only required if airborne concentrations were in excess of the acceptable eight-hour, time-weighted average airborne concentration of asbestos, five fibers longer than 5 micrometers per cc of air. On this basis, Penco has filed an appeal of this part of the citation. They have, however, started a medical examination, as specified, on all exposed employees.

BWX/aph

360

DUP 0903247

DU 024628