

## ***SAFETY & TECHNOLOGY ORGANIZER***

SEPTEMBER 2015

### ***ENCLOSED***

---

**Safety Topic: Storage Tank Labeling**

Please contact Mike Dodd, GAWDA DOT, Security, OSHA & EPA Consultant for more information.

**Traffic Bulletin: Proof of Citizenship for CDLs**

Please contact Mike Dodd for more information.

**Medical Gas Bulletin:**

- 1. Does the FDA require us to do a daily settled pressure test?**
- 2. GAWDA Professional Compliance Seminar: DOT & FDA certified training**
- 3. Medical Gas Roundtable –Subpart G- Packaging & Labeling Control**
- 4. Webinars: Device Gases; Specialty Gas; Food Gas Roundtable**

**Micro Audit Suggestions**

Please contact GAWDA Medical Gas Consultant, Tom Badstubner for more information.

*GAWDA is pleased to distribute this information to: Distributor and Supplier Key Contacts and all Compliance Manual Owners. Please carefully review this mailing and be sure the information is passed to the appropriate person within your organization. Timely Safety data is a benefit of Membership in GAWDA.*



**Safety Meetings are important!**

They: get your employees actively involved  
encourage safety awareness  
help identify problems before they become accidents  
motivate employees to follow proper safety procedures

**We are happy to provide you with a monthly topic for your agenda.**

**ROUTE TO:**

- ☐ General Manager
- ☐ Safety Coordinator
- ☐ Supervisor Dept. \_\_\_\_\_
- ☐ Other \_\_\_\_\_
- ☐ Date of Meeting \_\_\_\_\_

## September 2015 Safety Topic

### Storage Tank Labeling

OSHA has a hazard communications program outlined in 29 CFR 1910.1200 and inside this standard dealing with the labeling of hazardous materials in the workplace. Many people could easily overlook the storage tanks we have at our locations and at the customer locations. Here is the section in the regulations:

(f)(6) **Workplace labeling.** Except as provided in paragraphs (f)(7) and (f)(8) of this section, the employer shall ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with either:

(f)(6)(i) The information specified under paragraphs (f)(1)(i) through (v) of this section for labels on shipped containers; or,

(f)(6)(ii) Product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals, and which, in conjunction with the other information immediately available to employees under the hazard communication program, will provide employees with the specific information regarding the physical and health hazards of the hazardous chemical.

(f)(7) **The employer may use signs, placards, process sheets, batch tickets, operating procedures, or other such written materials in lieu of affixing labels to individual stationary process containers, as long as the alternative method identifies the containers to which it is applicable and conveys the information required by paragraph (f)(6) of this section to be on a label.** The employer shall ensure the written materials are readily accessible to the employees in their work area throughout each work shift.

This can be accomplished several ways. Here are a few suggestions:

- Cylinder decal for the appropriate product will provide the GHS wording and pictogram
- Purchasing larger decals from label suppliers
- DOT Placards along with any additional pictograms needed for the product
- NFPA or HMIS labeling for the product

Because stationary vessels can be located on property that does not belong to the manufacturer or distributor, questions arise as to who is responsible for proper OSHA labeling. While OSHA gives no direct guidance as to who is responsible for the labeling of the vessel, they clearly state that if an employee handles a hazardous material in the course of their regular job duties, it is the employer's duty to ensure said materials are labeled in compliance with the HAZCOM standard. All employers must ensure the OSHA hazard communication standard is fully implemented in their own workplace. This includes any duties that are performed in the course of an employee's regular job that are located away from the principal place of business.

To ensure OSHA compliance, and for the safety of all employees, best practice would indicate that if a company services, fills, or maintains a stationary vessel, it is in the company's best interest to label the vessel according to the OSHA HAZCOM standard. This ensures that



employees responsible for servicing, maintaining and/or filling that vessel are fully informed of the hazards associated with the chemical they are handling.

You have until June 1, 2016 to make these changes but you can do this as soon as you wish.

As always, if there are questions or items that I can help you with, please don't hesitate to contact me.

Michael Dodd  
GAWDA DOT, Security, OSHA, and EPA Consultant  
MLD Safety Associates, LLC  
P.O. Box 93  
Poplar Bluff, MO 63902  
(573) 718-2887  
Email: [MLDSafety@hotmail.com](mailto:MLDSafety@hotmail.com)





# Traffic Bulletin

**September 2015**

## **Proof of Citizenship for CDLs**

**CDL Drivers Must Now Prove Citizenship or Legal Residence.** A new rule went into effect as of July 8, 2015 that requires an applicant who seeks a new CDL or a renewal of a CDL, or who seeks to obtain a CDL Learner's Permit, to prove U.S. citizenship or lawful legal residence. (49 CFR §383.71)

The regulations list the following documents to prove citizenship or legal residence that will be accepted by a state driver's licensing agency.

<b>STATUS</b>	<b>PROOF OF STATUS</b>
---------------	------------------------

<i>U.S. Citizen</i>	
---------------------	--

- |  |  |
|--|--|
|  | <ul style="list-style-type: none"><li>• Valid, unexpired U.S. Passport.</li><li>• Certified copy of a birth certificate filed with a State Office of Vital Statistics or equivalent agency in the individual's State of birth, Puerto Rico, the Virgin Islands, Guam, American Samoa or the Commonwealth of the Northern Mariana Islands.</li><li>• Consular Report of Birth Abroad (CRBA) issued by the U.S. Department of State.</li><li>• Certificate of Naturalization issued by the U.S. Department of Homeland Security (DHS).</li><li>• Certificate of Citizenship issued by DHS.</li></ul> |
|--|--|

<i>Lawful Permanent Resident</i>	
--	--

- |  |   |
|--|---|
|  | <ul style="list-style-type: none"><li>• Valid, unexpired Permanent Resident Card, issued by USCIS or INS.</li></ul> |
|--|---|

Thanks to Rick Schweitzer for providing the above.

If there are any questions regarding this Bulletin please contact:

Michael Dodd  
GAWDA DOT, Security, OSHA, and EPA Consultant  
MLD Safety Associates, LLC  
P.O. Box 93  
Poplar Bluff, MO 63902  
(573) 718-2887  
Email: [MLDSafety@hotmail.com](mailto:MLDSafety@hotmail.com)





# Medical Gas Bulletin

**Medical Gas Bulletin**  
**09/01/2015**

## **Frequently Asked Questions**

**Q –** Does the FDA require us to do a daily settled pressure test?

**A –** The original Daily Settled Pressure Test requirement was actually a DOT regulation. For high-pressure cylinders, that regulation was eliminated in 2004. There are no specific FDA regulations or guidance requiring a Daily Settled Pressure test. However, you are required to have an accurate contents statement (cubic feet, liters, etc.) on your labels. One way to assure that your high-pressure cylinders are properly filled, and not over/under filled, is to conduct periodic settled pressure tests. Based on the results of those tests, you would inform your cylinder filling personnel to adjust their Pressure/Temperature compensations to allow for seasonal variations.

Keep in mind that if your written procedures require a Daily Settled Pressure test, the FDA would expect you to conduct that test.

If you would like sample procedures or forms for conducting the Settled Pressure test, please contact [tom@asteriskllc.com](mailto:tom@asteriskllc.com).

## **GAWDA Professional Compliance Seminar**

**Hold The Date (October 20 to 22, 2015)...** GAWDA Professional Compliance Seminar at Weldcoa, Aurora, IL. This seminar focuses on certified DOT and FDA certified training. In addition, we will review the latest FDA enforcement trends. See this link for more details: [Click here for registration form and more information](#)



## **September Medical Gas Roundtable (09/25/2015) – Subpart G – Packaging and Labeling Control**

These GAWDA Medical Gas roundtables are excellent sources of CGMP training and the latest industry compliance news. In September we will be discussing labeling issuance, labeling operation and expiration dating regulations and exemptions.

For your information, we are also conducting the following webinars in September:

- **Device Gases** - QSR Subpart N, O and Part 803 – Servicing, Medical Device Reporting, Statistical Techniques
- **Specialty Gas** - High Pressure Prefill Inspection and Filling High Pressure Cylinders
- **Food Gas Roundtable** – Free resources, procedures and training for your food gas compliance.





# Medical Gas Bulletin

These and other webinars are available as a streaming recording at a time convenient to you. If you are unable to view the webinar live, just let us know and we will send you the link to the recording. If you would like to receive invitations to the training webinars, just send an email to [amy@asteriskllc.com](mailto:amy@asteriskllc.com).

## Micro-audit

For this month, simply do these items:

1. **Label Inventory** – Be sure the labels in stock and at your pumper's station are correctly inventoried.
2. **Contents Statement** – Be sure all cylinder and container labels bear the contents statement (liters, cubic feet, etc.). This is a common violation and is easily correctable.
3. **Expiration Dates** – The FDA does not expect medical gas firms to use expiration dates on designated medical gases. Contact [amy@asteriskllc.com](mailto:amy@asteriskllc.com) for a sample customer notification letter if needed.

Tom Badstubner  
GAWDA Medical Gas Consultant  
Telephone: 508-883-0927  
Email: [tom@asteriskllc.com](mailto:tom@asteriskllc.com)

