

U.S. Department of Labor Occupational Safety and Health Administration
660 White Plains Rd
3rd Floor
Tarrytown, NY 10591



12/22/2021

Montefiore Medical Center
and its successors
3415 Bainbridge Avenue
Bronx, NY 10467

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (914) 524-7510.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

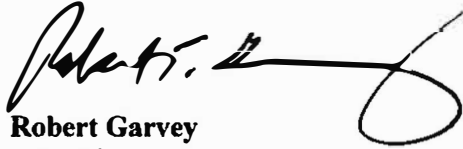
As indicated on page 3 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Garvey", with a long, sweeping horizontal stroke extending to the right.

Robert Garvey
Area Director

Enclosures

U.S. Department of Labor
Occupational Safety and Health Administration
660 White Plains Rd
3rd Floor
Tarrytown, NY 10591



Citation and Notification of Penalty

To:
Montefiore Medical Center
and its successors
3415 Bainbridge Avenue
Bronx, NY 10467

Inspection Number: 1537481
Inspection Date(s): 06/09/2021 - 06/09/2021
Issuance Date: 12/22/2021

Inspection Site:
3415 Bainbridge Avenue
Bronx, NY 10467

Attention:
Mr. Jared Shapiro – Senior Director of EHS

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.**

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period by calling (914) 524-7510. During such an informal conference, you may present any evidence or views which you believe

would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. **Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the [pay.gov](http://www.pay.gov) homepage, type “OSHA” in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 12/22/2021. The conference will be held by telephone or at the OSHA office located at 660

White Plains Rd, 3rd Floor, Tarrytown, NY 10591 on _____ at

_____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1537481

Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467
Issuance Date: 12/22/2021

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 660 White Plains Rd, 3rd Floor, Tarrytown, NY 10591.**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review



U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1537481
Inspection Date(s): 06/09/2021 - 06/09/2021
Issuance Date: 12/22/2021

Citation and Notification of Penalty

Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

Citation 1 Item 1 Type of Violation: **Serious**

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to physical threats and assaults by patients:

a) At the Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y. - Pediatric Emergency Department Psychiatric Patient Care Areas (The New Blue Zone, Psychiatric Holding Areas in and near Room 8 and all psychiatric patient overflow rooms): On or about, June 26, 2021, and times thereafter, employees including, but not limited to Registered Nurses (RNs), Integrated Patient Care Technicians (IPCTs), Certified Nurse Aides (CNAs) and Security Officers) were assaulted by aggressive and/or violent psychiatric patients while performing regular job duties. Employees performing job tasks including, but not limited to one-onto-one observations of patients, intervention in halting patient escape, intervention in halting assaults, and/or performing holds/restraints resulted in serious workplace violence (WPV) related injuries to include broken bones, neck, back, shoulder injuries, human bites, and fire hazards. The employer did not develop and implement adequate measures to protect employees from this recurring serious hazard.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$ 1,000.00 AS PER 29 CFR 1903.19 OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to physical threats and assaults by patients:

Among other methods, feasible and acceptable means to abate the workplace violence hazards at Montefiore Medical Center - The Children's Hospital at Montefiore include implementation of a comprehensive and effective workplace violence prevention program (WVPP) which include engineering and administrative controls, as well as training to reduce workplace violence hazards. These controls include:

Engineering Controls:

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



U.S. Department of Labor
Occupational Safety and Health Administration

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Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

- 1) Use a closed-circuit video and virtual patient observation technology on a 24-hour basis in high-risk areas.
- 2) Ensure that all staff are able to exit quickly by providing lockable or keyless door systems that ensures egress from the Blue Zone and other treatment rooms.
- 3) Secure furniture and other items that patients may potentially use as weapons.
- 4) Develop policies, procedures and training on the use of personal alarms in all areas where enhanced observation takes place or when patients are under security watch. Provide wearable panic buttons or personal alarm devices to employees working with this population. Arrange for a reliable response system when employees trigger an alarm, and ensure everyone part of the response team is trained.

Administrative Controls:

- 1) Conduct a workplace violence hazard assessment, and security analysis that includes a list of risk factors identified in the assessment and how each specific hazard will be addressed. A team that includes senior management, supervisors, and non-managerial employees should perform this assessment.
 - a. Hazard identification - Once the worksite analysis is completed, it should be used to identify the types of hazard prevention and control measures that are needed to reduce or eliminate the possibility of workplace violence incidents occurring at your facility. Corrective actions should be identified and tracked through to completion.
 - b. Ensure the outcome of the assessment, as well as any policies and procedures developed as a result of assessments are effectively communicated to staff.
 - c. Review annually or more often if workplace conditions or procedures are changed, and update as needed.
- 2) Conduct investigations of WPV incidents, including threats and near-misses, to determine potential gaps in Montefiore Medical Center's Workplace Violence Policy. Identify and adopt appropriate controls to address the hazard.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



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Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

- a. Conduct a root cause analysis; controls should be identified and adopted to remove and/or minimize the hazard identified.
 - b. Involve workers in the incident investigation, especially those who work most closely in the area where the events occurred.
 - c. Promptly investigate all fatalities, injuries, illnesses, and any threats or near misses. Near misses are caused by the same conditions that produce more serious outcomes, and signal that some hazards are not being adequately controlled, or that previously unidentified hazards exist.
 - d. Ensure the outcome of the investigation, as well as any policies and procedures developed as a result of investigations are effectively communicated to staff.
- 3) Evaluate the effectiveness of controls at least annually, and improve, expand or update them as needed. Such review and updates shall set forth any mitigating steps taken in response to any workplace violence incidents.
- a. Follow up to confirm the controls developed are being used and maintained properly and accurately.
- 4) Require employees to report all assaults or threats to a supervisor or manager (for example, through a confidential interview). Each reported incident should be recorded and maintained for review after each incident; all incidents should be analyzed at least annually to identify trends.
- a. Maintain accurate records of injuries, illnesses, incidents, assaults, hazards, corrective actions, patient histories and training. These records help to determine the severity of the problem; identify trends or patterns in particular locations, jobs or departments; evaluate methods of hazard control; identify training needs and develop solutions for an effective program.
 - b. Maintain accurate records of workplace violence incidents and track near miss.
 - c. Ensure that employees who report or experience workplace violence do not face retaliation.
 - d. Provide post incident counselling to staff who have been attacked and/or injured in workplace violence incidents. Ensure Post-Incident Procedures and Services are provided following any employee involvement in workplace violence. These procedures and services shall provide specific guidance such as, but not limited to, what number to call or where to go to obtain comprehensive treatment and/or counseling for employees who may be traumatized by witnessing or being involved in a workplace violence incident, regardless of severity.
- 5) Worker Participation: Through involvement and feedback, workers can provide useful information to employers regarding the design, implementation and evaluation of the program. Invite direct care patient care

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Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

non-management employees (e.g., RNs, IPCTs, CNAs, Security Officers, etc.) to participate in the committee that addresses workplace violence hazards and get involved in incident investigation and review. Ensure non-managerial participation in safety and health committees where reports of violent incidents or security problems are reviewed and analyzed, conducting facility inspections and responding to recommendations for corrective strategies. Survey workers periodically to learn if they experience hostile situations in performing their jobs.

- 6) Ensure dangerous objects (e.g., matches and lighters) are kept away from patients or taken from patients. Visitors should also be prohibited from bringing in dangerous objects.
- 7) Determine the behavioral history of new and transferred patients and clients to learn about any past violent or assaultive behaviors and establish a system to share the information with staff interacting with these patients.
 - a. Identify any event triggers for clients, such as certain dates or visitors.
 - b. Identify the type of violence including severity, pattern and intended purpose.
 - c. Use information gained to formulate individualized plans for early identification and prevention of future violence.
 - d. Establish a system to track these employees, such as chart tags, log books or verbal census reports.
 - e. Ensure workers know and follow procedures for updates to patients and clients' behavior.
 - f. Update staff during shift changes about violent history or incidents.
- 8) Ensure adequate and qualified security staff and counselors can respond without delay to the immediate area when staff is providing one on one observation of psychiatric patients known to be physically violent (e.g., security watch patients).
- 9) Update the MMC WVPP, incorporating findings from the hazard assessment, incident investigations and employee input. Ensure the MMC WVPP is site specific.
 - a. Review the WVPP annually, or sooner if workplace conditions or procedural changes occur, and update as needed.
 - b. Assign responsibility and authority for all aspects of the workplace violence prevention program (WVPP) to ensure that all managers and supervisors understand their obligations.

10) Implement yearly training for employees who are likely to be exposed to workplace violence and ensure that

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Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

training is provided prior to any assignments, and occurs when policies and procedures are changed.

- a. Provide supplemental or refresher training if inadequacies in an employee's knowledge or work practices indicate that such additional training is needed. Ensure that visiting staff, such as physicians, receive the same training as permanent staff and contract workers prior to initial work assignment to work in a department or unit.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

January 18, 2022
\$13,653.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1537481
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Citation and Notification of Penalty

Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 2 Item 1 a Type of Violation: **Other-than-Serious**

29 CFR 1904.29(b)(1): A Log of all recordable work-related injuries and illnesses (OSHA Form 300 or equivalent), was not completed in the detail as required by the regulation.

a) At the Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y.: On or about 8/18/2021, The employer did not complete the OSHA 300 form in the detail required for case number 2021-17047 (8/11/21). Column E (where the event occurred) and Column F (description of the injury or illness, parts of the body affected, and the object or substance that directly injured or made the person ill) did not have any information.

b) At The Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y.: On or about 7/3/21, The OSHA 300 form for case number 2021-16891 (6/26/21) did not have contain a description of the injury and the parts of the body affected in Column F.

The employer is required to submit abatement certification for this item in accordance with 29 CFR 1903.19, failure to comply will result in additional penalty of \$ 1,000.00.

Date By Which Violation Must be Abated:
Proposed Penalty:

January 27, 2022
\$1,951.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1537481
Inspection Date(s): 06/09/2021 - 06/09/2021
Issuance Date: 12/22/2021

Citation and Notification of Penalty

Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

Citation 2 Item 1 b Type of Violation: **Other-than-Serious**

29 CFR 1904.29(b)(2): The employer did not fill out or correctly fill out an OSHA Form 301 or equivalent for each recordable injury or illness.

a) At The Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y.: The OSHA 301 form for case number 2021-17047 (8/11/21) did not have any information entered for items 12, 13, 14, 15, 16 and 17 of the form on or about 8/23/21.

The employer is required to submit abatement certification for this item in accordance with 29 CFR 1903.19, failure to comply will result in additional penalty of \$ 1,000.00

Date By Which Violation Must be Abated:

January 27, 2022

Proposed Penalty:

\$0.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



U.S. Department of Labor
Occupational Safety and Health Administration

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Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

Citation 2 Item 1 c Type of Violation: **Other-than-Serious**

29 CFR 1904.29(b)(3): The employer did not complete an OSHA 301 Incident Report or equivalent within seven (7) calendar days of receiving information that a recordable injury or illness has occurred.

a) At The Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y.: On or about 8/18/2021, the OSHA 301 Incident Report for case number 2021-17047 (8/11/21) was not filled out within seven (7) calendar days of receiving information that a recordable injury had occurred.

b) At The Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y.: On or about 8/15/2021, the OSHA-301 Incident Report for case number 2021-17248 (8/8/21) was not filled out within seven (7) calendar days of receiving information that recordable injury had occurred.

Because abatement of this violation is already documented in the inspection file, the employer need not submit certification or documentation of abatement for this violation as normally required by 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: January 27, 2022
Proposed Penalty: \$0.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1537481
Inspection Date(s): 06/09/2021 - 06/09/2021
Issuance Date: 12/22/2021

Citation and Notification of Penalty

Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467

Citation 2 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1904.40(a): The employer did not provide an authorized government representative the records within the four business hours.

a) At the Children's Hospital at Montefiore, 3415 Bainbridge Avenue, Bronx, N.Y. At the facility, address, - CHAMS: On or about 8/19/21, the employer did not provide OSHA-301 Injury and Illness Incident Reports or equivalent forms for calendar years 2021, 2020, 2019, 2018, 2017 and 2016 within 4 business hours after OSHA had requested these records in writing on or about 8/18/21.

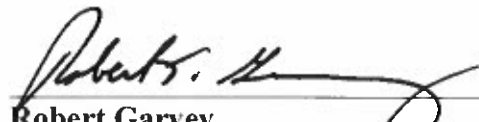
In addition to abatement certification, the employer is required to submit abatement documentation for this item. Failure to comply will result in additional penalty of \$ 1,000.00 as per 29 CFR 1903.19.

Date By Which Violation Must be Abated:

January 27, 2022

Proposed Penalty:

\$1,951.00


Robert Garvey
Area Director
12/22/2021

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration
660 White Plains Rd
3rd Floor
Tarrytown, NY 10591



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Montefiore Medical Center
Inspection Site: 3415 Bainbridge Avenue, Bronx, NY 10467
Issuance Date: 12/22/2021

Summary of Penalties for Inspection Number: 1537481

Citation 1 Item 1, Serious	\$13,653.00
Citation 2 Item 1a, Other-than-Serious	\$1,951.00
Citation 2 Item 1b, Other-than-Serious	\$0.00
Citation 2 Item 1c, Other-than-Serious	\$0.00
Citation 2 Item 2, Other-than-Serious	\$1,951.00

TOTAL PROPOSED PENALTIES: \$17,555.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the [pay.gov](http://www.pay.gov) homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

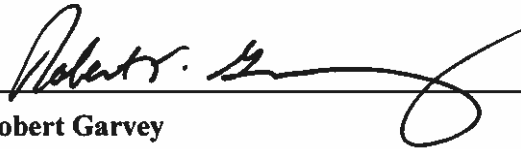
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to two times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



Robert Garvey
Area Director

12/22/2021
Date