



A Reputation Built on Performance

Subcontract

Article 2

Safety Requirements

- 2.1 The Subcontractor shall be responsible to the General Contractor for compliance with all rules and regulations promulgated under the Federal Safety and Health Act of 1970 during the conduct of the Subcontractor's performance on and in connection with this project, as well as any additional safety directives of the Contractor. The Subcontractor shall indemnify and hold harmless the General Contractor for fines, penalties and mandated corrective measures that are imposed upon the Contractor as the result of acts of commission or omission by the Subcontractor in failing to comply with such safety rules and regulations.
- 2.2 Whenever the Subcontractor shall use any scaffold, hoist, derrick or equipment of any kind installed or used by the Contractor on the Project, the Subcontractor shall satisfy itself as to the safety of said scaffold, hoist, derrick or other equipment. In the event that in the performance of the Work the Contractor provides the Subcontractor with any materials, tools, equipment or hoist operators to assist the Subcontractor in the completion of the Subcontractor's work, the Subcontractor shall be solely responsible for the direction and control of said materials, tools, equipment and operators so provided, and will comply with all rules and regulations (including OSHA) applicable thereto. Subcontractor shall, to the extent permitted by law, indemnify and hold the Contractor harmless with respect to any and all claims arising out of the Subcontractor's use of the Contractor's materials, tools, equipment and operators thereof.
- 2.3 DRUG FREE WORK PLACE:
- 2.3.1 The Subcontractor agrees to provide a safe and drug-free working environment to protect the safety, health and property of the Owner, Contractor and employees of other contractors and subcontractors with whom the Subcontractor is working and the general public.
- 2.3.2 The sale, distribution, consumption, use of or being under the influence of, unauthorized substances are prohibited on the Project site. Unauthorized substances include, among others, alcoholic beverages, marijuana, hashish, heroin, cocaine, hallucinogens, synthetics, depressants or stimulants, prescription drugs that alter a person's motor skills or mental functions, drugs not prescribed for current personal treatment by a licensed physician and misuse of over the counter medications.
- 2.3.3 Any employee of the Subcontractor found using, possessing, selling, distributing, concealing or transporting any of the items or substances prohibited above, shall be removed from the project site, and shall be prohibited from performing work at the project site(s) for the duration of the Project.
- 2.4 Safety Program: The Subcontractor agrees to have a written safety and health program. This program shall be available on site for the duration of the work it is performing. A copy of this program shall be provided to Contractor.
- 2.5 Competent Person: The Subcontractor shall designate, in writing, which of its employees is the competent person as defined by OSHA. The Subcontractor's competent person must be capable of identifying existing and predictable hazards in the surroundings or working conditions which are



A Reputation Built on Performance

Subcontract

Article 2

Safety Requirements

unsanitary, hazardous, or dangerous to employees and who has authorization to take prompt corrective measures to eliminate them.

- 2.6 Electrical: Work on live / energized circuits / systems are prohibited. Live / energized circuits / systems are to be de-energized via appropriate "Lock Out Tag Out" procedures prior to commencing work. Exception: Live / hot work shall only be permitted when a) de-energizing circuits / systems creates a greater hazard or b) performing diagnostic and testing of circuits / systems.
- 2.7 Safety Monitoring: The Subcontractor shall perform, at least weekly, a formal safety inspection of its work area(s) and report its findings to the Contractor in writing.
- 2.8 Safety Meetings: The Subcontractor shall conduct, at least weekly, a safety meeting for its employees working on the Project site. Subcontractor shall copy Contractor on each weekly safety meeting agenda and meeting minutes. Attending the Contractor's weekly safety meeting is sufficient to satisfy this requirement. However, the topic covered by the Contractor may not be pertinent to work being performed by the Subcontractor. Note: safety topics should be pertinent to the work being currently being performed.
- 2.9 Material Safety Data Sheets: The Subcontractor shall provide a copy to Contractor of its Hazard Communications Program and Material Safety Data Sheets for all hazardous chemicals or substances used in the performance of the Work. The Haz-Com program and MSDS's must be available on site to all persons working on the Project. The Contractor agrees to provide a central location (usually in the Project field office) where workers will have access to MSDS's for hazardous substance utilized on the Project. MSDS's shall be limited to only those materials utilized on the Project. Subcontract shall be responsible to update the Haz-Com information provided to the Contractor as additional hazardous chemicals/materials are delivered to the project site.
- 2.10 Incident Reporting: The Subcontractor shall provide the Contractor a copy of its incident/accident investigation report for any work related injury requiring medical treatment or resulting in employee lost time and any property damage incident report that may be associated with its Work. The report shall be submitted to the Contractor within 48-hours of Subcontractor having knowledge of the incident.
- 2.11 Disciplinary Action: The Contractor reserves the right to have Subcontractor's employees and/or employees of Sub-tier Subcontractors removed from the Project for performing work in an unsafe manner. If notice is given to the Subcontractor (verbally or written) to remove its employee(s), Subcontractor shall do so by the end of the work shift. Subcontractor employees removed from the jobsite shall not be permitted to return to the Project without prior written permission from the Contractor. Contractor reserves the right to delay progress payments and/or to terminate this agreement for unsafe acts of the Subcontractor or its sub-tier Subcontractors.



A Reputation Built on Performance

Subcontract

Article 2

Safety Requirements

- 2.12 Personal Protective Equipment:
- 2.12.1 General: Clothing shall be suitable to the nature of the work being performed. Subcontractor employees not wearing proper work clothing and/or not using appropriate personal protective equipment may be suspended or permanently prohibited from performing work on this Project.
 - 2.12.2 Hard Hats: Hard shall be worn at all times while on the Project site.
 - 2.12.3 Shirts: Shall be full length with a minimum 4-inch sleeve. Tank tops, muscle shirts, mesh shirts and midriff shirts are not permitted.
 - 2.12.4 Trousers (pants) shall be boot length. Cuffed and torn trousers are not recommended. Shorts/cutoffs are not permitted.
 - 2.12.5 Shoes: Shall be first grade, hard soles, and ankle high. Tennis/Basketball shoes and sandals are not permitted.
 - 2.12.6 Safety Glasses: Safety Glasses shall be worn at all times while on the Project site
 - 2.12.7 Fall Protection: Subcontractor shall provide its workers fall protection for all work performed at elevations 6-foot or more above lower levels and at any elevation when performing work above hazardous equipment, materials and chemicals. Exceptions:
 - Scaffold erection and dismantling
 - Overhand bricklaying
- 2.13 Roofing: Positive fall protection methods (guard rail systems, personal fall arrest systems, etc) shall be used to eliminate fall hazards for those persons working on sloped roofs. Warning line systems shall not be used as fall protection on sloped roofs. Warning line systems shall only be used on flat roofs. Persons working outside the warning lines, between the edge of the roof and the warning line shall be protected from fall hazards by positive fall protection methods. The use of "Safety Monitors" for fall protection is not permitted.
- 2.14 Cutting Concrete, Masonry & Stone: Wet cut methods shall be used to control dust when cutting concrete, masonry products and stone. Dry cutting shall only be permitted when wet cut methods will distort the appearance of final finished work product. When dry cut methods are utilized the Subcontractor shall take all precautions necessary to protect its workers and any person working in the area from exposure to the dust created by dry cutting.
- 2.15 High Visibility Clothing shall be worn at all times while working or walking on or through the construction site.
- 2.16 Worker Acknowledgement: Subcontractor employees shall review and acknowledge receipt of site specific safety rules and requirements.



A Reputation Built on Performance

Subcontract

Article 2

Safety Requirements

- 2.17 Safety Statistics: The Subcontractor shall furnish to the Contractor monthly work force reports. This report shall include but not be limited to, total hours worked, number of trade persons employed, incident/accident statistics.