# **Chainsaw Safety**



https://www.stihlusa.com/guides-projects/a/ms-500i-technology/

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# EDUCATIONAL



### Who We Are

A Partnership in Safety and Health Between:



NECAS does not promote or endorse any brands or products: pictures and information are for educational use.

This course is designed for basic safety considerations when operating a chain saw: it is not intended to instruct operators in advanced maintenance or repair techniques, forestry operations, or felling timber.

It is the operator's responsibility to read and follow the owner's manual and manufacturer recommendations.

It is the operator's responsibility to understand the OSHA regulations that apply to their operation.

## **About Us**



- Dedicated to preventing illnesses, injuries, and deaths among farmers, their families, and agricultural workers
- To date, our trainings have saved 33 lives nationwide!
- Part of NICC Business and Community Solutions, the customized training, workforce development, and continuing education division of Northeast Iowa Community College (NICC)
- Provide safety trainings to business and industry, such as hazardous materials training, forklift operator, construction flagger, and more
- Provide safety and rescue training to fire departments and corporate safety & rescue teams

### **Our Office**





www.necasag.org

## **Training Facilities On-Site**





## **Mobile Trainings & Props**







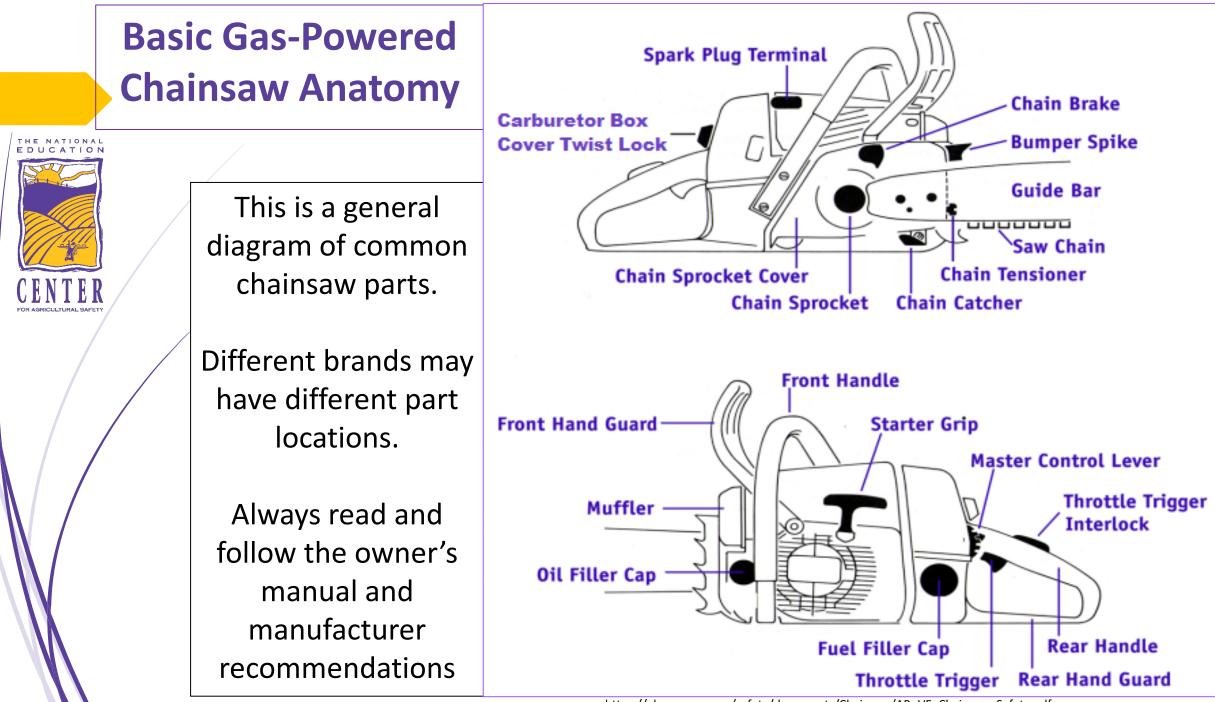


lg.org

# **Objectives**



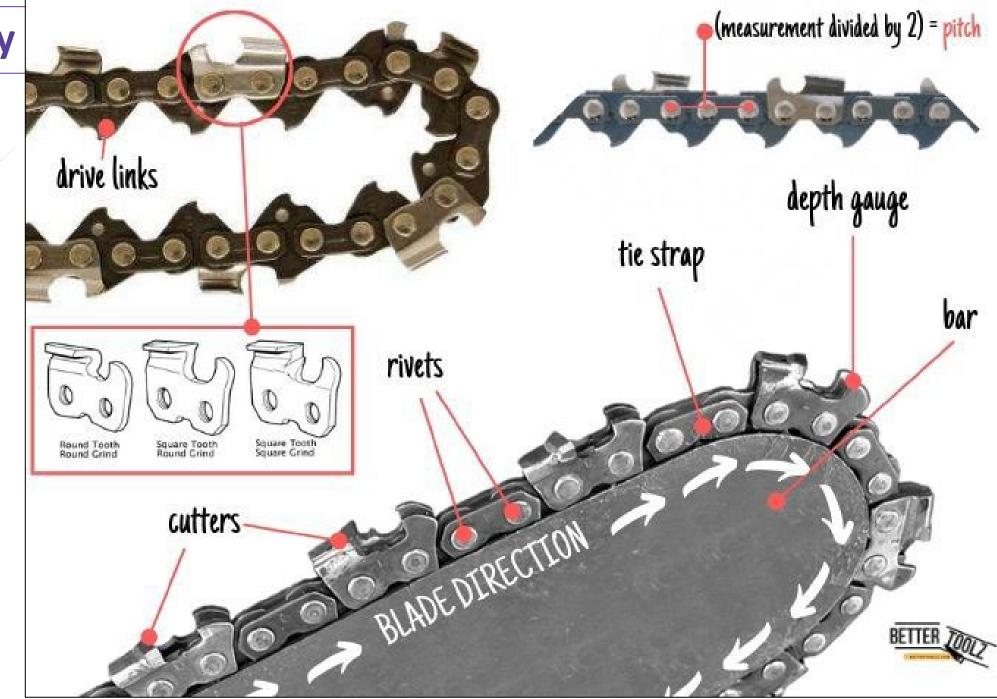
- Identify the basic chainsaw parts
- Describe proper chainsaw chain tension
- List proper Personal Protective Equipment (PPE)
- Discuss how to choose the proper chainsaw
- Describe the proper way to start a chainsaw
- Discuss the reasons for chainsaw kickback and how to prevent it
- List various chainsaw safety devices



https://above.nasa.gov/safety/documents/Chainsaw/ABoVE\_Chainsaw\_Safety.pdf

### Chain Anatomy





https://bettertoolz.com/what-are-the-primary-parts-of-a-chainsaw-blade/

# **Chain Tension**

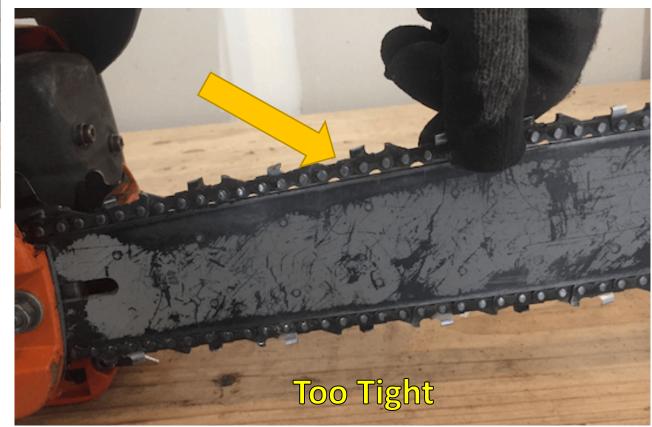
Visible sag in the chain indicates that it is too loose



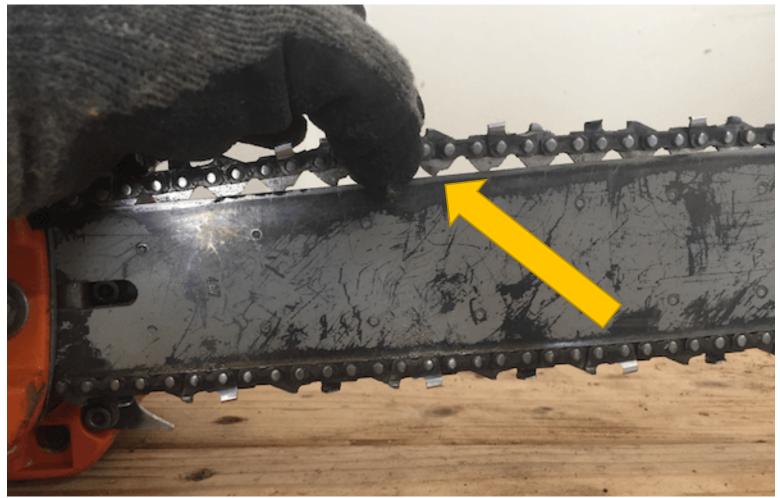
https://www.firewood-for-life.com/chainsaw-chain-tension.html

If there is barely any "give" in the chain when pulled on, that indicates that the chain is too tight <u>Too Tight:</u> chain won't bite into the wood and can prematurely wear out your drive sprocket

**Too Loose:** chain can derail from the bar and whip back towards you



# **Properly Tensioned Chain**

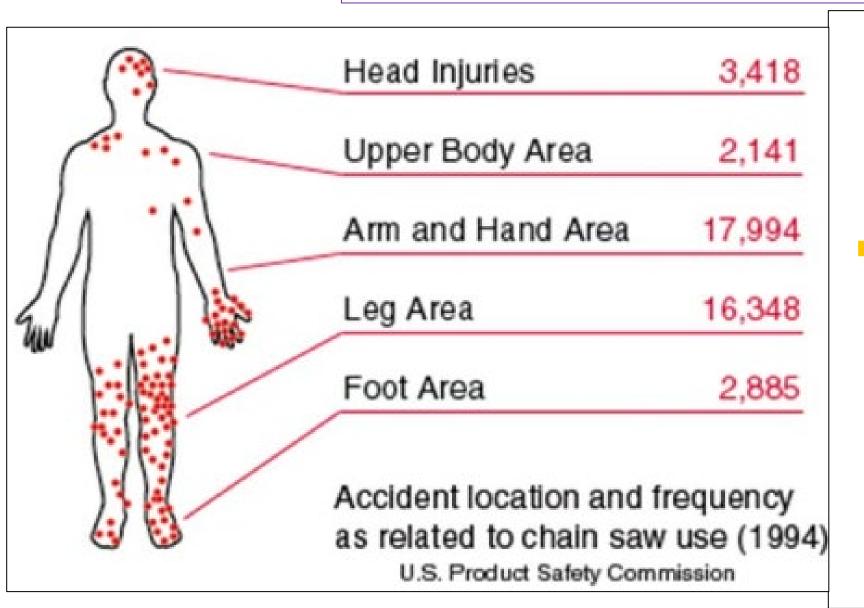


https://www.firewood-for-life.com/chainsaw-chain-tension.html

The chain separates itself from the bar; it should "give" about ¼-inch from the bar without much effort. Once released, it easily retracts and stays firmly positioned on the bar.



### **Chainsaws Can Be Dangerous**



The CDC estimates 36,000 people are treated in emergency rooms annually for chainsaw injuries

The average chainsaw injury requires 110 stitches

Medical costs for chainsaw injuries, on average, exceed \$350 million per year

(U.S. Consumer Product Safety Commission)

OSHA Logging Operations: Personal Protective Equipment 29 CFR 1910.266(d)(1)



Hearing

**Face** 

**Eye** 





Leg

**Personal Protective Equipment** 



Arm

Hand



WORK SAFE

#### Earmuff: ANSI S3.19 (NRR-Noise Reduction Rating) Head Protection: OSHA 29 CFR 1910.266(d)(1)(vi)

# Combination Head/Face/Hearing Protection Examples

Hardhat: ANSI Z89.1 Visor: ANSI/ISEA Z87.1 Face Protection: OSHA 29 CFR 1910.266(d)(1)(vii)(B)



### **Oregon Pro Forestry Helmet System**

- Helmet with 6 point ratcheting suspension
- High Impact resistant ABS plastic
- Stainless steel mesh screen face protection
- Earmuffs rated at a NRR value of 23db



#### Husqvarna Functional Forest Helmet System

- Helmet with 6 point ratcheting suspension
- Polyethylene plastic with high UV and chemical resistance
  - Nylon/Metal mesh visor
- Earmuffs rated at a NRR value of 24db

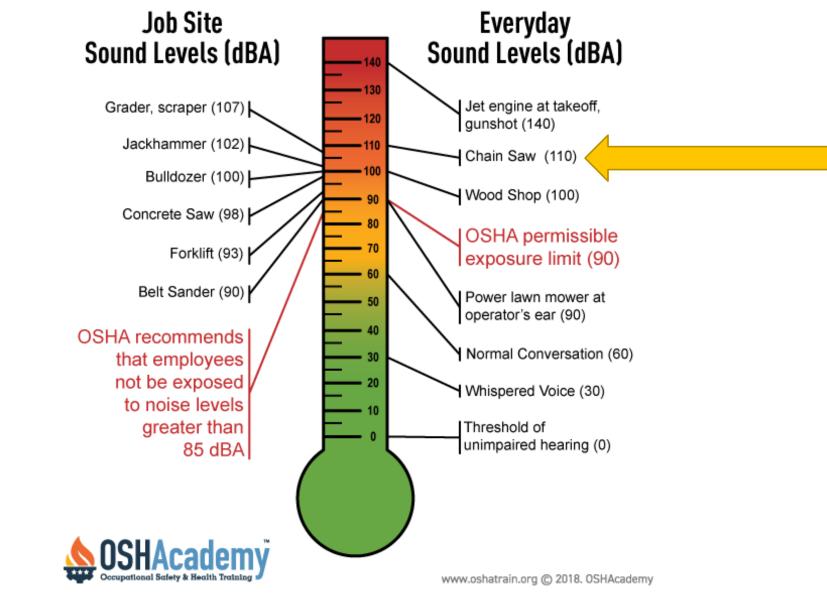


#### Stihl Pro Mark Helmet System

- Helmet with 6 point ratcheting suspension
  - ABS thermoplastic shell
  - Steel mesh full face screen
- Earmuffs rated at a NRR value of 25db

Oregon and Husqvarna Helmet Systems www.Baileysonline.com

# **Hearing Protection**



https://www.osha.gov/noise

THE NATIONAL

Safety Glasses: ANSI Z87.1 Eye Protection: OSHA 29 CFR 1910.266(d)(1)(vii)(A)

# **Eye Protection Examples**



WoodlandPRO Wire Mesh Safety Glasses

• 20 gauge galvanized black wire mesh



#### Husqvarna Xtreme Protective Glasses

- Polycarbonate lenses
  - UV protection



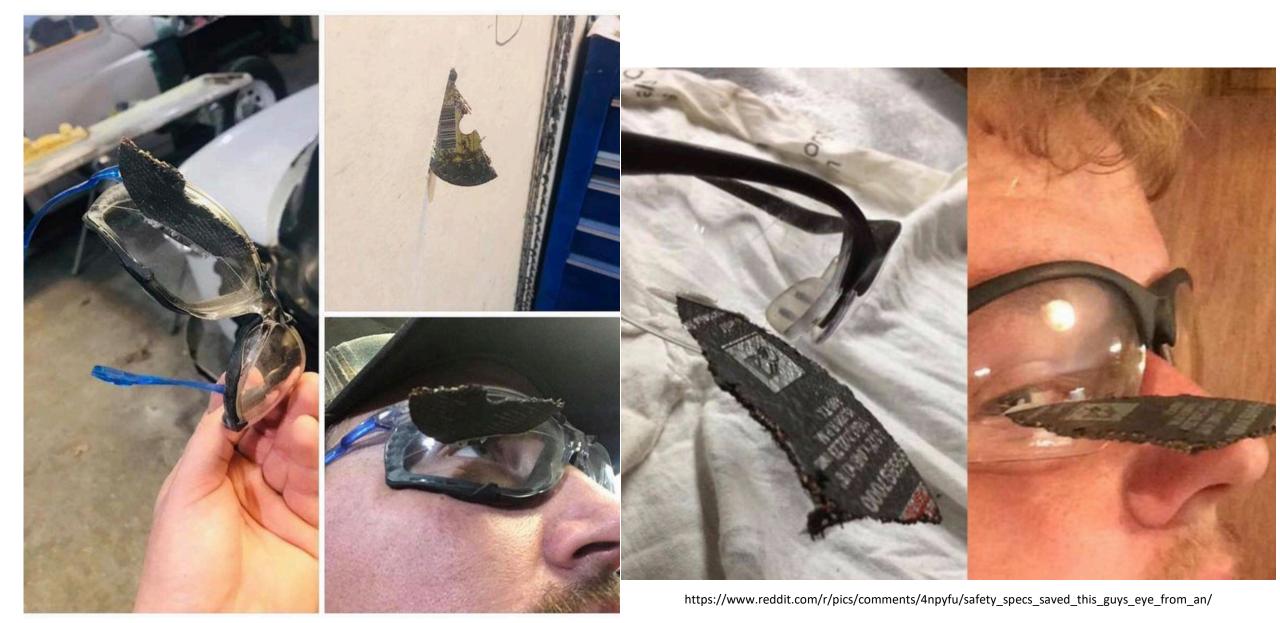
#### Smith & Wesson Equalizer Safety Glasses

- Polycarbonate lenses
- UVA/UVB/UVC Protection

# Nemesis Safety Glasses

- Polycarbonate Lenses
- UVA/UVB/UVC Protection

### **The Importance of Wearing Eye Protection**



ASTM F1897-20: "Standard Specification for Leg Protection for Chain Saw Users" ASTM F1414-19: "Standard test method for measurement of cut resistance to chain saw in lower body (legs) protective clothing"

#### Leg Protection: OSHA 29 CFR 1910.266(d)(1)(iv)



### WoodlandPRO Work Safe Apron Chainsaw Chaps

- 2 layers of Dupont Kevlar
- Denier ultra nylon covering
- Two layers of polyester felt for padding
  - UL Certified to ASTM standards



Husqvarna Technical Apron Wrap Chainsaw Chaps

- 5 layers TEK WARP protection material
- Denier polyester-PVC coating
- UL Certified to ASTM standards



SIP Canopy W-Air Chainsaw Protection Pants

- Dyneema chainsaw protection (class 1)
- Water and dirt repellant Teflon coating
- Reinforced Pezeflex Aqua knee guards





tihl Pro Mark Apron Chaps-9 layer

9 layers of Avertic<sup>®</sup> Pro by Engtex<sup>®</sup> cut retardant material



Posted by u/Mack21 5 years ago

Witnessed my cousin suffer from a simple chainsaw accident. It's more than enough for me to put down my saw until my new chaps come in. Seriously guys, wrap them up. It happens faster than you can imagine.

US Army Corps of Engineers Savannah District Website

#### https://www.reddit.com/r/Chainsaw/comments/808dr0/witnessed\_my\_cousin\_suffer\_from\_a\_simple\_chainsaw/



#### Contractor's near-miss accident highlights the importance of safety gear

A USACE Contractor working a debris removal mission in Southwest Georgia, shown wearing safety protective chaps, following a near-miss accident with a chainsaw. Wearing chaps protected the contractor from a potentially severe leg injury.

https://www.sas.usace.army.mil/Media/News-Stories/Article/1720013/contractors-near-miss-accident-highlights-the-importance-of-safety-gear/

### **Foot Protection Examples**



#### **Stihl Pro Mark Chainsaw Boots**

- GORE-TEX inner fabric
  - Padded steel toe
    - Rubber sole
- Meets OSHA requirements for protective footwear in chainsaw use
- Meets EN17249 (Class 2 [chainsaw speeds of 24 m/s]) requirements for chainsaw protective boots

EN ISO 17249 (European Standard): Safety footwear with resistance to chainsaw cutting Foot Protection: OSHA 29 CFR 1910.266(d)(1)(v)

ASTM F1458-04: Standard test method for measurement of cut resistance to chainsaw of foot protective devices

ASTM F1818-13: Standard specification for foot protection for chainsaw users



#### Haix Airpower XR200 Chainsaw Protective Boots

- Puncture resistant sole
- Electrical hazard protection
- Meets EN17249 (Class 1 [chainsaw speeds of 20 m/s])



VW58-1

- Electrical hazard protection
- Meets EN17249 (Class 3 [chainsaw speeds of 28 m/s])
- Grade 1 Steel toe and plate

#### **CE PPE Categories**

 – Category I: PPE intended to protect users against minimal risks, as defined by the exhaustive list in Annex I;

- Category II: Equipment falling into neither Category I or Category III;

– Category III: PPE intended to protect users against very serious risk such as death or irreversible damage to health as defined by the exhaustive list in Annex I



### Southern Glove 18" Cut Resistant Kevlar Sleeve

 DuPont double ply Kevlar



### SIP Arborist Sleeve and upper Hand w/360 Chainsaw Protective Material

• CE PPE Category 1

### **Arm Protection Examples**



### Stihl Pro Mark Cut-Retardant Shirt

- Multiple layers of protective Avertic<sup>™</sup> Pro by Engtex<sup>®</sup>, a cut-retardant material, sewn into the sleeves, collar, and shoulders
- Mesh body with vented back

# **St** George News

Cedar City man recounts 'amazing chain of events' after nearly losing arm in chainsaw accident

Written by Jeff Richards 🕖 May 14, 2022

"I felt like, 'OK, I just need to get off this ladder to get away," he recalled. "I wasn't even that high up on the ladder, you know, maybe only five or six rungs. But I thought I needed to get down just in case this thing snaps back to the ground."

In that moment, Sharp said he forgot the important intermediary step of turning off the chainsaw, which was still running as he held it with his right hand. "So yeah, my thought was, 'get off the ladder, not, turn this off and then get off the ladder,'" he explained.

"It was idling as I came down the ladder. I accidentally pulled the trigger and the throttle and drove it into my hand."

Just as the sharp edges of the cutting chain fell onto the knuckles of Sharp's left hand, he said he instinctively tried to throw the machine clear.

"It happened so fast, it's hard to know, but I drove it into my hand, and then as I was throwing the saw off to just get it away from me, it cut my arm," he said.

The saw tore into the flesh of Sharp's upper left arm, a few inches above the elbow, slicing through muscles, veins, nerves and tendons but barely missing the main artery. It also didn't reach the bone, he added.



https://www.stgeorgeutah.com/news/archive/2022/05 /14/jmr-cedar-city-man-recounts-amazing-chain-ofevents-after-nearly-losing-arm-in-chainsawaccident/#.Y\_kJ4XbMKUk Stitches on Scott Sharp's left arm two days after chainsaw accident, Cedar City, Utah, March 16, 2022 | Photo courtesy of Mary Ann Sharp, St. George News / Cedar City News

### Hand Protection: OSHA 29 CFR 1910.266(d)(1)(iii)

### **Hand Protection Examples**



### Stihl Pro Mark Dynamic Protective Gloves

- Multiple layers of cut-retardant materials – Avertic<sup>™</sup> Pro and Dyneema fabrics by Engtex<sup>®</sup>
- Palm and inner fingers made of full-grain tanned leather
  - Velcro wrist closure



### Stihl Dynamic Cut-Retardant Mitts

- Avertic<sup>™</sup> Pro by Engtex<sup>®</sup> sewn into back of left glove
  - Mitt-style gloves have a separate index finger for chainsaw throttle operation



### Husqvarna Functional Chainsaw Protection Gloves

- Cut resistant material in left hand
- Goat leather double palm with foam laminated spandex
- Nylon neoprene knuckles

### OSHA 29 CFR 1910.266 Appendix A

# **First Aid Kits**

"The following list sets forth the minimally acceptable number and type of first-aid supplies for first-aid kits required under paragraph (d)(2) of the logging standard. The contents of the first-aid kit listed should be adequate for small work sites, consisting of approximately two to three employees. When larger operations or multiple operations are being conducted at the same location, additional first-aid kits should be provided at the work site or additional quantities of supplies should be included in the first-aid kits."

1.Gauze pads (at least 4 x 4 inches).

- 2.Two large gauze pads (at least 8 x 10 inches).
- 3.Box adhesive bandages (band-aids).
- 4.One package gauze roller bandage at least 2 inches wide.
- 5.Two triangular bandages.
- 6.Wound cleaning agent such as sealed moistened towelettes.
- 7.Scissors.
- 8.At least one blanket.
- 9.Tweezers.
- 10.Adhesive tape.
- 11.Latex gloves. (Nitrile preferred due to latex allergies)
- 12.Resuscitation equipment such as resuscitation bag, airway, or pocket mask.
- 13.Two elastic wraps.
- 14.Splint.
- 15.Directions for requesting emergency assistance.



https://forest-safety.com/collections/loggerfirsaidtrauma/products/loggers-first-aid-kit

# **Other First Aid Considerations:**

### • Take a first aid and CPR Course

(Some states may require both when on a worksite)

Consider adding a commercially available tourniquet such as a

C-A-T (Combat Application Tourniquet)





Consider adding a Stop The Bleed Kit Some Stop the Bleed Kits may include a tourniquet

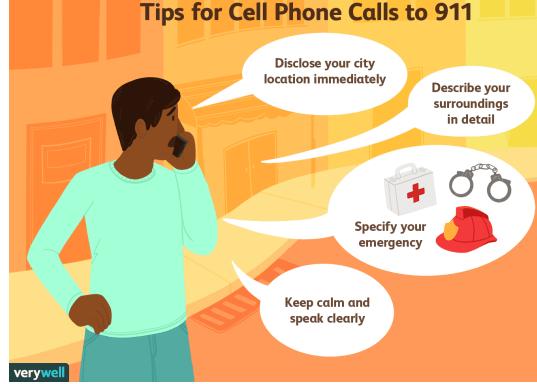
# If adding tourniquets, stop the bleed kits, or both; Please seek out a recognized training course to learn proper use

https://www.amazon.com/CURAPLEX-Stop-Bleed-Basic-KIT/dp/B076CS19W7?ref\_=ast\_sto\_dp

https://www.amazon.com/North-American-Rescue-Military-Issue/dp/B003EGD8YC/ref=sr\_1\_5?keywords=North+American+Rescue&qid=1677265732&sr=8-5

# When Calling For Help: Location, Location, Location

- Avoid working alone whenever possible
- Ensure everyone at the worksite knows the location in the event of emergency
- If you are working alone, make sure somebody knows where you are
  - Check in with them regularly
- Do you know where you are if you need to call for help?
  - Telling 911 "Turn right where the red barn used to be," doesn't help responders find you
  - Provide an address, GPS location, or specific directions from a known address or crossroads



https://www.verywellhealth.com/before-you-call-911-on-a-cell-phone-1298351



https://www.hardincountyia.gov/485/Requesting-911-Address



https://www.rd.com/list/funniest-street-names/

# **Choosing A Chainsaw**

A chainsaw is a dangerous tool, especially in the hands of an inexperienced operator. Things to look for:

- Choose a chainsaw sized according to the job and one equipped with built-in safety features.
- Look for one with kickback protection, such as a guide bar tip guard to prevent you from cutting with the tip of the chainsaw.
- A clearly-marked ON/OFF switch
- Chain brake with a front hand guard
- Safety throttle
- Chain catcher (in case the chain brakes)
- Rear hand guard

- Anti-vibration system (including a cushioned handle)
- Exhaust system that directs fumes away from the operator and is equipped with a spark arrester to prevent fires
- Chain bar cover for transportation and storage
- Low-kickback-type chain
- Bumper guard to protect the motor housing
- Tool kit for corrective and preventative maintenance.

# **Fueling a Chainsaw**

- Never attempt to fuel a running or HOT saw.
- Use approved containers for transporting fuel to the saw.
- Ensure fuel is appropriate mixture for saw
- Use a funnel or a flexible hose when pouring fuel into the saw.
- **Dispense fuel at least 10 feet** away from any sources of ignition. Do NOT SMOKE during fueling.
- Move at least 10 feet away from fueling area when starting the saw

https://www.baileysonline.com/no-spill-1-1-4-gallongas-can-red-carb-approved-ns-1415.html



No-Spill 1-1/4 Gallon Gas Can (Red) CARB Approved CARB (California Air Resources Board)

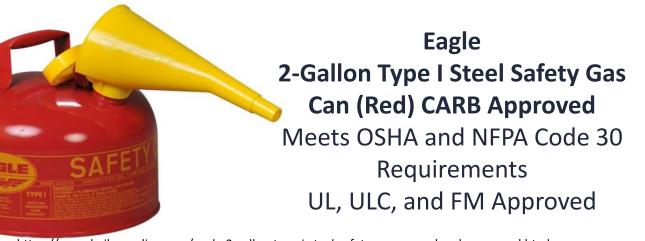
TruFuel 50:1 Mix **Ethanol Free Pre-Blended 2-Cycle Fuel** 

Fuel/1001840698



Ready-to-use, premixed fuel, engineered for 2-cycle engines using a 50:1 mix

Ethanol-free formula provides easier engine starting and smoother idling



https://www.baileysonline.com/eagle-2-gallon-type-i-steel-safety-gas-can-red-carb-approved.html

### **Carrying a Chainsaw**



Image: https://ronayersmotorsports.com/Power-Equipment-Stihl-MS-661-C-M-Magnum-36-in-0-Greenville-NC-652cc8b7-7959-45f6-a7d0-ad60007d2860

### **CORRECT**

Carried by the handle with the bar facing backwards.

This is how the owners manual directs the user to transport the chainsaw when carried by hand.

https://www.stihlusa.com/WebContent/CMSFileLibrary /InstructionManuals/Chainsaw-Safety-Manual 1.pdf

**DO NOT** carry an unguarded saw bar on your shoulder! It puts the chain right next to your neck.



Image: https://tvovermind.com/five-life-lessons-the-show-ax-men-teaches-us/



Image: https://www.wildlandwarehouse.com/shop/truenorth-saw-bar-cover/

It may be permissible in certain circumstances to carry a saw on the shoulder **A Bar Protective Cover MUST BE USED** 

if carrying on the shoulder

# **Saw Preparation**

- Sharpen chain teeth
- Check chain tension
- Ensure bolts, handles, and guards are in place and secure
- Check the controls
- Check the chain brake
- Make sure the clutch cover is not broken or exposing the chain or sprocket
- Ensure fuel and oil are full
- Ensure muffler is in place



Image: https://workshopedia.com/how-to-use-a-chainsaw-sharpener/



Image: Russo Power Equipment YouTube "How to remove a chainsaw clutch cover and reset the chain brake" https://www.russopower.com/

### How to start a cold engine

# **Starting The Saw**

- Activate the chain brake.
- Turn switch to "ON"
- If the saw is equipped with a purge bulb, press the bulb several times to prime the saw. Fuel should become visible.
- Activate the choke and (on certain models) press the decompression control.
- Pull the starter handle until the engine fires. If it does not run, adjust the choke and pull again until the saw starts.

### How to start a hot engine

Follow the above steps, but normally the chainsaw will not require the choke or purging.

### DO NOT "Drop Start" the chainsaw

If the chain brake fails, you may not have enough control to keep from being injured



Gif: National Lampoon's Christmas Vacation: Distributed by Warner Bros

# **Starting The Chainsaw: Method 1**

# Bracing the saw between your legs

- Place the base of the rear handle against your left thigh with the back of the right thigh over the top of the rear handle
- Hold the front handle firmly with your left hand.
   Make sure to keep your left arm straight.
- Pull the starter handle with your right hand (following the manufacturer starting procedure) Repeat until the engine fires.





# **Starting The Chainsaw: Method 2**

# Starting the chainsaw on the ground

- Stand with your right foot on the base of the rear handle
- Keep a firm grip on the front handle with your left hand. Keep your left arm straight.
- Pull the starter handle with your right hand (following the manufacturer starting procedure) Repeat until the engine fires.

https://www.artofmanliness.com/lifestyle/gear/chainsaws-101-how-to-use-a-chainsaw-safely/



# **Operating The Saw**

- Check and clear dirt, debris, rocks, etc. from the saw's chain path.
- Check for nails, spikes, or other metal in the tree before cutting.
- Look up before cutting. Are there loose limbs or other hazards in the tree that may fall?
- Communicate with, and watch out for coworkers.
- Keep both hands on the handles and have secure footing while operating the chainsaw.
- Don't cut directly over your head or between your legs.
- Put the phone down: Don't Operate Distracted



Image: https://remingtonpowertools.com/how-to/how-to-safely-operate-a-chainsaw/



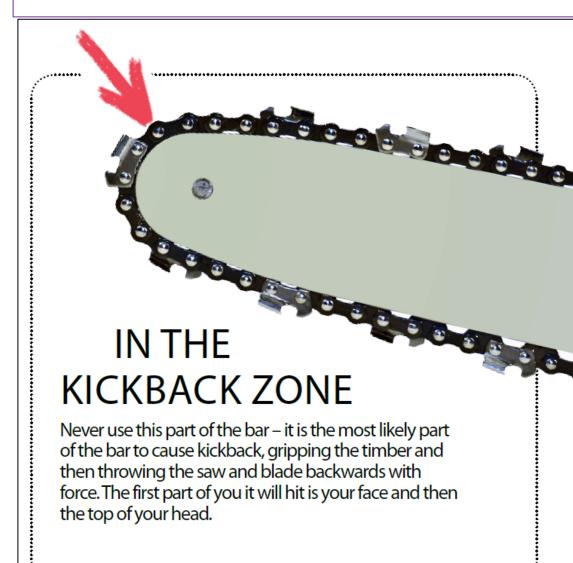
# **Operating the Saw Continued**

- Be prepared for kickback. Don't cut with tip of saw; keep track of where tip is. Keep tip guard in place
- Shut off or release the throttle before retreating, carrying the chainsaw more than 50 feet, or traversing over hazardous terrain.
- Don't carry the saw on your shoulder. If you fall, the blade is next to your neck.
- Work at a safe distance from other workers (twice the height of the trees being felled).
- Take breaks. Tired workers make mistakes and get hurt.
- Inexperienced workers must be supervised by a trained worker when felling trees.



Image: (Alvin Jornada / The Press Democrat) <u>https://www.sonomanews.com/article/news/firefighters-close-in-on-full-containment-as-sonoma-county-turns-toward-rec/?artslide=1</u>

### **Beware of Chainsaw Kickback**



Kickback is the term describing the unexpected upward motion of the guide bar. Kickback occurs when the end of the bar (the kickback zone) strikes an object and the chain momentarily snags, or is pinched.

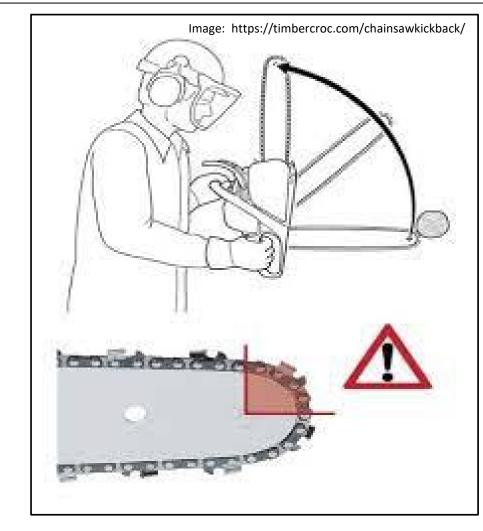


Image: Rich Taber; https://smallfarms.cornell.edu/2018/06/chainsaw-safety-part-4-reducing-the-risk-of-chainsaw-kickback-just-say-no-to-kickback-2

## **Increased Risk of Chainsaw Kickback**

The following factor(s) can increase the risk of a chainsaw kickback:

- Blunt chain
- Loose rivets
- Poor saw maintenance
- Poorly sharpened chain angles
- Incorrectly installed chain parts
- Chainsaw chain tension too low
- Incorrect chain depth guide shapes



#### **ATTENTION: READ THIS**

WARNING: This saw chain met the kickback
performance requirements of ANSI B175.1-2012 when
tested according to the provisions of ANSI B175.1-2012.
Low kickback saw chain meets the kickback
performance requirements of CSA Standard Z62.3.



#### **ATTENTION: READ THIS**

**WARNING:** The saw chain in this package may be capable of kickback that could result in serious injury to the chain saw operator or bystanders. Do not use this saw chain unless you have experience and specialized training for dealing with kickback. Saw chain with reduced kickback potential is available.

https://www.timbergadgets.com/reducing-the-risk-of-chainsaw-kickback/

- Excessive chain depth guide gauge settings
- Bent, cracked, or broken chainsaw chain components

# Australian man's face sliced open in grisly chainsaw accident •

Allison Worrall • 18:52, Jun 01 2016

He was chopping a small branch in the shrubs and did not see a large tree trunk behind the branch.

When the chainsaw hit the trunk, the tip of the chainsaw kicked back and struck him in the face.

Like a scene from a horror movie, the chainsaw sliced from his nose down through his mouth and jaw, narrowly missing his carotid artery, according to a doctor who performed surgery on him.



## **Reducing the Risk of Chainsaw Kickback**

- Read and understand the operating instructions completely prior to use.
- When using a chainsaw, stay alert at all times.
- If you are tired, this is not the right time to use a chainsaw.
- Exercise caution when cutting tree branches
- Never saw above shoulder height.
- Ensure the chain brake functions properly.
- Pay attention to where the nose of the bar is.
- When purchasing a chainsaw chain, choose the one with the lowest kickback potential while meeting your needs.
- The best way to avoid chainsaw kickback is not cutting with the kickback zone of the bar.

https://www.osha.gov/sites/default/files/publications/chainsaws.pdf



Image: https://www.backyardboss.net/chainsaw-kickback/

Notice the area of the bar being used in the above image: The base of the bar, not the tip

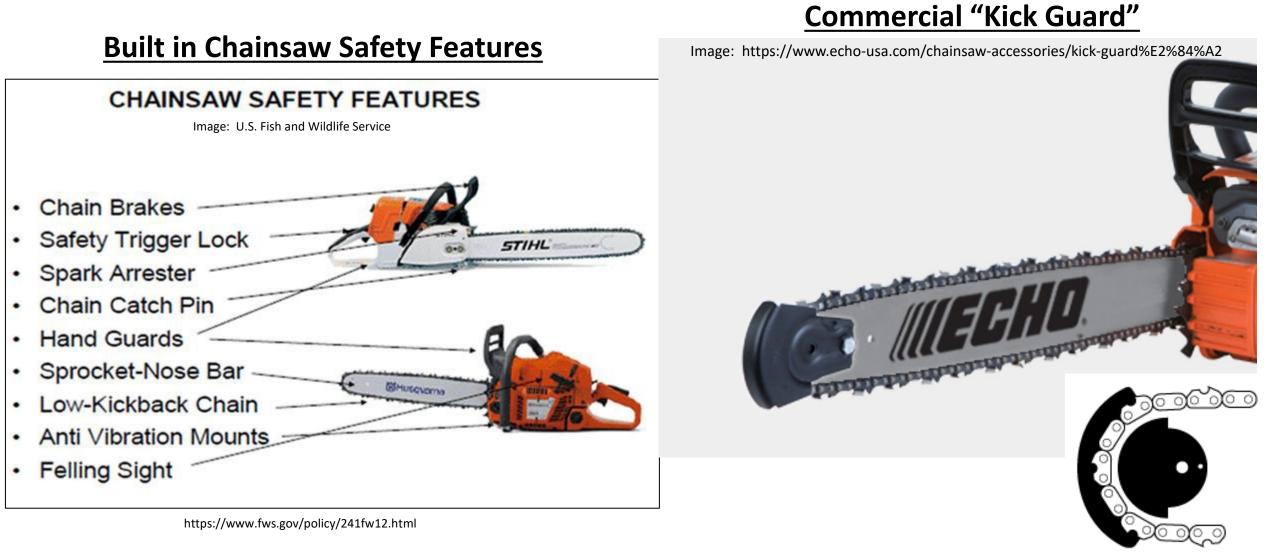


## Reducing the Risk of Chainsaw Kickback Low-Kickback saw chain

Depth gauges function as a safety feature, because by regulating the size of the chip, they also regulate the severity of reactive forces. The thicker the chip, the more severe the potential kickback.

To minimize the possibility of reactive forces, kickback-reducing features on chains limit the amount of fiber that can be hooked by the working corner as it rounds the upper half of the bar tip, which is commonly referred to as the kickback zone.

## Reducing the Risk of Chainsaw Kickback; Commercial Products



Safety Tip

## What is wrong with these pictures?



Image: https://boingboing.net/2020/01/14/darwin-award-nominees-idiots.html

IMAGE: https://www.thescottishsun.co.uk/news/3725968/weirdhealth-and-safety-fails-show-why-women-live-longer-men/

## Remember, Always Practice Chainsaw Safety Nothing you use a chainsaw for is worth being injured



by Beth Waldon | Thursday, October 10th 2019

How long will this injury keep someone in the hospital?

How long will this injury keep someone out of work?

What does this do to your income?

What about your family's wellbeing and security?

https://ktvo.com/news/local/sheriffs-wood-cuttingroutine-turns-bloody-i-was-in-a-big-hurry-bigmistake Not trying to gross anyone out, but in 12 years of cutting well over a 1000 truck loads of wood I have never had the chainsaw kick back and get me. Plenty of close calls, but this time I wasn't so lucky. I'm posting this to remind you that it can happen to you just that quick so be dang careful!



Slow down! Utilize Best Practices! Wear PPE!



## **Employee Rights - Overview**

Under federal law, you are entitled to a safe workplace.

Your employer must provide a workplace free of known health and safety hazards.

If you have concerns, you have the right to speak up about them without fear of retaliation.

## **Employee Rights**



- Be trained in a language you understand
- Work on machines that are safe
- Be provided required safety gear, such as gloves or a harness and lifeline for falls
- Be protected from toxic chemicals
- Request an OSHA inspection, and speak to the inspector
- Report an injury or illness, and get copies of your medical records
- See copies of the workplace injury and illness log
- Review records of work-related injuries and illnesses
- Get copies of test results done to find hazards in the workplace

## **OSHA Whistleblower Protection Programs**



## UNITED STATES **f** 🗹 🖸 🔊 🖂 Find it in OSHA

#### Occupational Safety and Health Administration

HOME FILE A COMPLAINT LAWS AND POLICY GUIDANCE - RESOURCES - CONTACTS & LINKS

## <sup>⊭</sup>WHISTLEBLOWER Protection Programs



## File a COMPLAINT

File a complaint if your employer has retaliated against you for exercising your rights as an employee. In states with approved State OSHA Plans, employees may file a complaint under the OSH Act with both the State and Federal OSHA. Under the other federal laws, a complaint must be filed with Federal OSHA directly. You may file a complaint by calling 1-800-321-OSHA (6742), contacting your local OSHA office or filing online here.

#### Know Your RIGHTS

OSHA's whistleblower statutes protect you from retaliation. An employer cannot retaliate by taking "adverse action" against workers who report injuries, safety concerns, or other protected activity.

#### Worker PROTECTIONS

Since passage of the OSH Act in 1970, Congress has expanded OSHA's whistleblower authority to protect workers from retaliation under twenty-two federal laws. Complaints must be reported to OSHA within set timeframes following the retaliatory action, as prescribed by each law.









A TO Z INDEX

Q

## Whistleblower Rights – Fact Sheet (FS-3638)



## **OSHA** FactSheet

#### Your Rights as a Whistleblower

You may file a complaint with OSHA if your employer retaliates against you by taking unfavorable personnel action because you engaged in protected activity relating to workplace safety or health, asbestos in schools, cargo containers, airline, commercial motor carrier, consumer product, environmental, financial reform, food safety, health insurance reform, motor vehicle safety, nuclear, pipeline, public transportation agency, railroad, maritime, motor vehicle safety, and securities laws.

#### Whistleblower Laws Enforced by OSHA

Each law requires that complaints be filed within a certain number of days after the alleged retaliation.

 Asbestos Hazard Emergency Response Act (90 days)

- Clean Air Act (30 days)
- Comprehensive Environmental Response, Compensation and Liability Act (30 days)
   Consumer Financial Protection Act of 2010
- Consumer Fin
   (180 days)
  - Consumer Product Safety Improvement Act (180 days)
  - Energy Reorganization Act (180 days)
- Federal Railroad Safety Act (180 days)
- Federal Water Pollution Control Act (30 days)
- International Safe Container Act (60 days)
- Moving Ahead for Progress in the 21<sup>st</sup> Century Act (motor vehicle safety) (180 days)
- National Transit Systems Security Act (180 days)
- Occupational Safety and Health Act (30 days)
- Pipeline Safety Improvement Act (180 days)
- Safe Drinking Water Act (30 days)
- Sarbanes-Oxley Act (180 days)
- Seaman's Protection Act (180 days)
   Section 402 of the FDA Food Safety
- Modernization Act (180 days)
- Section 1558 of the Affordable Care Act (180 days)
- Solid Waste Disposal Act (30 days)
- Surface Transportation Assistance Act (180 days)
- Toxic Substances Control Act (30 days)
   Wendell H. Ford Aviation Investment and
- Wender H. Ford Aviation Investment and Reform Act for the 21<sup>st</sup> Century (90 days)

#### Unfavorable Personnel Actions

Your employer may be found to have retaliated against you if your protected activity was a contributing or motivating factor in its decision to take unfavorable personnel action against you. Such actions may include:

- Applying or issuing a policy which provides for an unfavorable personnel action due to activity protected by a whistleblower law enforced by OSHA
- Blacklisting
- Demoting
- Denying overtime or promotion
- Disciplining
- Denying benefits
- Failing to hire or rehire
- Firing or laying off
- Intimidation
- Making threats
- Reassignment to a less desirable position, including one adversely affecting prospects for
- promotion
  Reducing pay or hours
- Reducing pay or ho
   Suspension

#### Filing a Complaint

If you believe that your employer retaliated against you because you exercised your legal rights as an employee, contact OSHA as soon as possible because you must file your complaint within the legal time limits.

An employee can file a complaint with OSHA by visiting or calling the local OSHA office or sending a written complaint to the closest OSHA regional or area office. Written complaints may be filed by facsimile, electronic communication, hand delivery during business hours, U.S. mail (confirmation services recommended), or other third-party commercial carrier. The date of the postmark, facsimile, electronic communication, telephone call, hand delivery, delivery to a third-party commercial carrier, or in-person filing at an OSHA



## **Resources Available**



- OSHA website: www.osha.gov
  - OSHA phone: 800.321.OSHA
- OSHA educational materials
  - Compliance Assistance Specialists in OSHA Regional and State Offices
- National Institute for Occupational Safety and Health (NIOSH) OSHA's sister agency
- OSHA Training Institute Education Centers
- Doctors, nurses, other healthcare providers
- Public libraries
- Other local, community-based resources

## Disclaimer



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NECAS does not promote or endorse any brands or products: pictures and information are for educational use.

This course is designed for basic safety considerations when operating a chain saw: it is not intended to instruct operators in advanced maintenance or repair techniques, forestry operations, or felling timber.

It is the operator's responsibility to read and follow the owner's manual and manufacturer recommendations.

It is the operator's responsibility to understand the OSHA regulations that apply to their operation.

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