



New OSHA Enforcement Guidance for Issuing Instance-by-Instance Citations

Effective March 31, 2023

The Instance-by-Instance policy is being updated to “make [OSHA’s] penalties more effective in stopping employers from repeatedly exposing workers to life-threatening hazards or failing to comply with certain workplace safety requirements” per a memo released by US Dept of Labor.

Use the checklist below to identify, fix and highlight hazards that can be cited in an instance-by-instance. Review your recent audits, have conversations about accountability, and determine what is needed for improvement. As of January 15, 2023, the new penalty amounts are **\$15,625/violation**; and willful or repeated violations are **\$156,259/violation**.

Application of Instance-by-Instance Citations for certain significant and common hazards checklist.

- Lockout Tagout
- Machine Guarding
- Permit Required Confined Space
- Respiratory Protection
- Falls
- Trenching
- Cases with other-than-serious violations of OSHA standards specific to recordkeeping

Need help?

Your state **Safety and Health Consultation Program** can provide FREE assistance if you have less than 500 employees nationwide.



The Georgia Tech OSHA Training Institute Education Center has several upcoming trainings and free seminars specific to the hazards listed above including:

- ▶ [**Scaffolding Safety**](#)
- ▶ [**OSHA 3015: Excavation, Trenching and Soil Mechanics**](#)
- ▶ [**OSHA 2045: Machinery and Machine Guarding Standards**](#)
- ▶ [**OSHA 7115: Lockout Tagout**](#)
- ▶ [**2023 Free OSHA Seminars**](#)