

## “Be a Supervisor, Go to Jail!!!”

Are you familiar with the phrase, “Be a Supervisor, Go to Jail!” If not, you should be. There are far reaching consequences for an employee who has “direction, management, control, or custody of any employment, place of employment, or of any other employee” and who “willfully violates any occupational safety or health standard, order, or special order, Section 25910 of the Health and Safety Code, and that violation causes death to any employee or causes permanent or prolonged impairment of the body of any employee.....”

### **The penalties are stiff.**

Section 6425 of the California Labor Code says that an offense of this code may result in any/all of the following:

#### **For an individual....**

- up to one year imprisonment in a county jail
- fine up to one hundred thousand dollars
- both imprisonment and fine,

**Or**

- Imprisonment in the state prison for (between) 16 months and 2-3 years
- fines totaling up to \$250,000

**And/or**

#### **For a corporation....**

- if the defendant is a corporation or a limited liability company, a fine of up to one million, five hundred thousand dollars (\$1,500,000) may be imposed.

**The message is clear: If you are a supervisor and have direct power/authority over the actions of others in the workplace, it is your responsibility to provide a safe workplace. Never allow employees to work in unsafe conditions or facilities.**

**It could cost you your freedom!**

**Contact Your CompWest Loss Control Consultant**

**If You Have Any Questions or Need Assistance**

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