

CONSTRUCTION ADVISORY COMMITTEE

MEETING
June 7, 2006
L & I Building,
Salem, OR

Attendees:

Barry Moreland, Chair
Mike Murphy
Bruce Roller
Bob Harris
Bruce Dennis
Dave Kaiser
Al Arguedas

Attendees:

Marilyn Schuster
Joe Miller
Dale Matlock
Ron Haverkost
Peg Munsell

The meeting was called to order at 1:30 PM.

1. MINUTES OF THE May 3, 2006 MEETING:

It was moved and seconded that the minutes be approved as submitted. The motion passed unanimously.

2. OLD BUSINESS:

Status of current rule review:

Peggy Munsell reported that OR-OSHA has proposed changes to ROPS in Construction (Division 3/W) is still open for comment through June 26, 2006. Division 1, General Administrative Rules, proposed changes will be filed by June 15, 2006, and a public hearing will be held. House Bills 2093 and 2204, passed by the Oregon 2005 Legislature affect two rules in Division 1 which must be amended. Rules on manifest injustice and recordkeeping will also be opened for proposed change including the reporting of motor vehicle fatalities.

502 Committee:

Bob Harris reported that Ellis Brasch sent the "Fall Protection Guide" to the printer today. The "Fall Protection Guide" should be available on the web site by June 15, and in 2-3 weeks it should be back from the printer.

Bob asked for direction from the Construction Advisory Committee in regards to the 502 Committee's future role. He indicated that the committee has discussed adjourning for now if no one had any suggestions for other topics. Dave Kaiser brought up the issue of hearing loss and noise levels on job sites and the importance of educating employers and employees. Marilyn Schuster suggested creating a publication that was specific to the construction industry. She indicated that OR-OSHA had Guide's and Fact Sheets and CD's that can be requested by the public. **ACTION:** The committee discussed the topic for some time, and then Barry Moreland said he would bring copies of a hearing study to the July 5, Construction Advisory Committee Meeting.

The Construction Advisory Committee agreed to change the "502 Committee" on the agenda to "Outreach."

Safe Jobs Smart Business Action Plan:

Remove from future agendas.

Health and Safety Issues (global/current):

Ladder safety - Barry Moreland brought "Don't Fall For It," DVD's produced by The Center to Protect Workers Rights (CPWR) <http://www.cpwr.com/> to distribute to the committee members.

Ron Haverkost depicted two examples of incorrect ladder use while inspecting a job site recently. In both instances he discussed with the employee unsafe ladder usage. Both cases were examples of a diminimus violation. The committee agreed that job site analysis of ladder misuse is the correct way of bringing attention to the issue.

Training Opportunities (Revival of JEP) – Joe Miller stated that he is still reviewing whether interested parties have an interest in continuing the revival of JEP.

Marilyn Schuster said that at the Partnership Committee Meeting on June 1 in Portland, Eric Fullan had brought up the matter of emergency preparedness; Marilyn had suggested that it might be a topic of interest to JEP.

Permanent Anchor Committee - Tony Barsotti, Ron Haverkost, Dave Kaiser, Joe Miller and Bob Harris are members of the "Permanent Anchor Sub Committee" which meets monthly. Tony Barsotti and Bob Harris recently submitted the draft language to the subcommittee. Bob Harris said that he didn't think that it would go forward at this time. Dave Kaiser and Al Arguedas suggested that the language might need to be modified on parapets less than 42 inches in height.

Joe Miller stated that this was an admirable attempt to get anchorages approved in the future, and possibly it might make it in the future.

Construction vs. Maintenance when working from permanent power - This concern was brought up by Bill Walden. The concern is with energized panels, that is permanent power not temporary power on a job site. Barry Moreland said it might be advantageous to look at the two standards side-by-side. Marilyn Schuster stated that she would look at what OR-OSHA as actually citing.

ACTION: Discuss at the Construction Advisory Committee in July.

Ten Foot Power Line Rule- Peggy Munsell reported that minor changes were made to the draft proposal, 437-003-0047 (changed and to or). Because Technical is still reviewing potential changes to the rule, the draft will not be redistributed at this time.

3. NEW BUSINESS:

Health & Safety Issues (global/current):

Barry Moreland brought up the topic of the interpretation of insulated tools and whether or not they are necessary under the OR-OSHA General Industry and/or Construction Industry standards. The committee had a brief discussion on the topic and decided that an insulated tool is the correct tool to use. **ACTION:** Marilyn will bring additional clarification to the July meeting.

Another clarification that Barry asked about was, who pays for PPE. Marilyn Schuster stated that the letter of interpretation on OR-OSHA's website on who pays is still valid.

Bob Harris said that the National Home Builders has requested him to put together a presentation on why Oregon works and communicates so well with their stakeholders. He requested feedback from the Construction Advisory Committee on their opinions as to why Oregon's program is so successful.

Uniformity Issues:
Nothing to report.

Open Forum:

Marilyn Schuster reported that in the future OR-OSHA might consider making changes to propose that motor vehicle accidents on public highways be reportable accidents. Currently, only motor vehicle accidents on private roads are reported to OR-OSHA.

Future Meetings:

Time and date changes to two future Construction Advisory Committee meetings. **September 6, 2006 will be at 1:30 p.m. and held in Room B, of the L & I Building.** The **December 6 meeting was changed to December 5, at 9 a.m. in Room B, of the L & I Building.**

Meeting was adjourned at 10:45 a.m.

The next meeting is scheduled for July 5, 2006, in Room B at the L & I Building in Salem.

Respectfully submitted,
Margo E. Cash