

**Oregon OSHA**  
**Construction Advisory Committee**  
Tuesday, February 02, 2010

**Meeting Minutes**

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<b>Attendees:</b>	Chris Ottoson	Kim Rossman
Andrew Haymart	Dave Kaiser	Peg Munsell
Andy Collins	Dave Parsons	Roy Kroker
Barry Moreland	David Davidson	Tony Barsotti
Brian Silbernagel	Eliot Lapidus	Tony Howard
Bruce Roller	Jill McConnell	Trena VanDeHey

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Meeting was called to order at 9:00 am  
Round table introductions

Approval of Minutes:  
A motion was made to approve the minutes as submitted and seconded.

Posted Construction Advisory Committee minutes can be found at:  
[http://www.cbs.state.or.us/external/osha/standards/const\\_advise.html](http://www.cbs.state.or.us/external/osha/standards/const_advise.html)

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***Continuing Business:***

Status of rule making –

**Proposed:**

Division 2/H – Acetylene – A public hearing was held January 13, 2010, 9:00 am, Fremont Place, Building I, 1750 NW Naito Parkway, Suite 112, Portland OR 97209-2533. Three people gave testimony at the hearing and one other comment was received before the comment period closed on January 20, 2010. On Aug. 11, 2009, Federal OSHA published in the Federal Register a direct final rule revising 1910.102 by updating references to standards developing organizations. Through the advisory committee, it was determined through examining 1910.102, Acetylene, and the SDO standards, that Oregon OSHA would develop an Oregon-initiated rule to replace the federal standard. New Oregon rule 437-002-2102 Acetylene, includes general requirements for work practices and definitions used in paragraph (1), Cylinders. Piped systems and generators and filling cylinders retains language from 1910.102 for those topics. Oregon OSHA will adopt the federal changes to 1910.6 Incorporation by reference, as they appear in the Aug. 11, 2009 Federal Register. Final rules will be adopted in early February 2010.

Divisions 2, 4, 5 and 7 – Personal Protective Equipment – This rulemaking is to keep Oregon OSHA in harmony with recent changes to Federal OSHA’s standards. Federal OSHA revised the personal protective equipment (PPE) sections of its general industry,

shipyard employment, longshoring, and marine terminals standards concerning requirements for eye- and face-protective devices, and head and foot protection. Federal OSHA updated the references in its regulations to reflect more recent editions of the applicable national consensus standards that incorporate advances in technology. Federal OSHA requires that PPE be safely designed and constructed for the tasks performed. Amendments to the PPE standards include a requirement that filter lenses and plates in eye-protective equipment meet a test for transmission of radiant energy such as light or infrared. Oregon OSHA proposes to adopt the changes in general industry and maritime activities as published in the Sept. 9, 2009 Federal Register. The updated references will also be made in Oregon OSHA's Division 4, Agriculture, and Division 7, Forest Activities. The comment period closed February 1, 2010 with no comments received.

**Recently Adopted:** Nothing

**Rulemaking under development:**

Division 4 – Various amendments in multiple subdivisions including new crane and hoist requirement, safety committee rules, and minor changes in ALH. Two external stakeholder meetings were held.

Division 2/J and 3/J - Confined Space in Construction – Draft language was sent out to external stakeholders in mid-April. The Advisory group met 5 times in 2009. The next meeting will be February 19, 2010.

Division 2/L – Oregon rules for Firefighters – Stakeholders have met twice and will possibly start meeting quarterly concerning a rewrite of OAR 437-002-0182 Oregon Rules for Firefighters. They have been meeting biannually and next scheduled meeting is set for April 2010.

Division 2/H – Compressed Gas – Oregon OSHA will continue to work with the Compressed Gas Advisory Committee (convened for acetylene rulemaking). The advisory committee will be reconvened in the next few months for possible changes to welding rules in construction and general industry. Next year we will consider repealing the federal standard 1910.101 Compressed Gases (general requirements), and adopt an Oregon-initiated rule.

**Fall Protection, Scaffold Guide and Back Up Alarms** – Fall Protection and Scaffold Guide sub-committees have been formed and trying to form one for back up alarms. FYI, Ron Haverkost and Claudia Marthaller and currently reviewing woodwork and machine guarding.

***Roundtable:*** -

Eliot Lapidus – [AGC Rose Awards](#) were given in January. Kim Rossman, Emerick Construction, shared her experience and work they put in to be recognized. To learn more about the process and selection criteria, visit the [AGC](#) website as well as to learn about [AGC Safety PRIDE](#).

Peggy Munsell – New publication, ABCs of Construction Site Safety, is out. A similar one on general industry is in the works. Also, a hazard alert has been finalized on [garbage trucks](#). The February [Resource](#) newsletter is out.

Roy Kroker – Roy introduced himself to the group. He is currently the interim Consultation Manager with Oregon OSHA. An IH by training, he has been in the safety and health fields for 27 years and the last 10 with OR-OSHA. He ran his own consulting business and considers himself a generalist. Contact [Roy](#) with any questions. There was a discussion regarding defining “continuous human occupancy” in confined space. What makes a space designed for “continuous human occupancy”? How long is “continuous human occupancy”? This discussion also came up in the stakeholder meeting for confined space for construction looking for a clear definition. There was a suggestion from a committee member not to define it as there are too many different scenarios.

### ***Planning for Agenda and for Next Meeting:***

When: Tuesday, March 2, 2010 at 9:00 a.m.

Where: AGC, Wilsonville