

Oregon OSHA
Construction Advisory Committee
Tuesday, August 3, 2010

Meeting Minutes

Attendees:

Andy Collins
Barry Moreland
Bruce Roller
Chris Ottoson
Cindy Regier
Dan Sabatino
Dave Holland

Dave Kaiser
Dave Parsons
David Davidson
Eliot Lapidus
Jill McConnell
Marilyn Schuster
Peg Munsell
Ron Brooks

Ron Haverkost
Tony Barsotti
Tony Howard
Carl Lee
Sam Hallyburton
Shelley Nasby

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_advice.html

Lessons Learned:

Dave Parsons – There has been an influx of strains and sprains. If a worker has been out for a (long) period of time, have he/she go through orientation and/or take other precautions to get them ready to re-enter workforce.

Continuing Business:

Status of rule making –

Rulemaking under development:

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

Division 2/J and 3/J - Confined Space in Construction – Draft language for confined space in construction was sent out to external stakeholders and to all Oregon OSHA in April 2009 for comment. The advisory group met five times in 2009. The last meeting was February 19, 2010. A semi-final draft will be sent to the advisory group before the

next, and possibly final, meeting. The next advisory group meeting is scheduled for September 8, 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 Fire Fighters (excluding paragraph (36) confined space rescue that was adopted in 2009). They have been meeting biannually and the last meeting was in April 2010. Quarterly meetings will be held with the first one following the Governor’s Fire Policy meeting on August 27, 2010.

Divisions 2/Q, 3/J, and 4 - Oxygen-fuel gas - Oregon OSHA will continue to work with the Compressed Gas Advisory Committee (convened for acetylene rulemaking) to update and improve Oregon’s oxygen-fuel gas rules for welding in general industry and construction. This advisory committee convened July 6, 2010, and meets every other Tuesday on this topic over the next few months.

Division 1 – Penalties Structure – Public forums were held at eight locations around Oregon during June and July 2010. To see the details of the forum locations and to read the Discussion Document, four supplemental sheets, and penalty structure scenarios, check the web site www.orosha.org/admin/pf/.

Division 3R – Steel Erection – Federal OSHA published a technical amendment in the [May 17, 2010 Federal Register](#). This is a non-mandatory note to 1926.754(a) that provides information regarding existing Federal Highway Administration regulations that may apply to employers engaged in activities covered by OSHA’s steel erection standards. Oregon OSHA will soon add the non-mandatory note to 1926.754(a) on the web. Formal rulemaking is not necessary to add the informational note.

Division 2/D, 3/X, and 4/D – Stairways, clarification on risers – An Oregon note with graphic is being added to clarify how to count the risers in stairways. This note is added to 1910.23(d)(1) in Division 2/D; [1926.1052\(c\)](#) in Division 3/X; and, 437-004-0320(5)(a) in Division 4/D. It has been posted to the web in Division 3/X, the other two locations will be posted soon.

Division 2/R – MUTCD note – An Oregon OSHA note placed in 437-002-0316(2)(a) stating: Employers who follow the most current edition of either the ANSI D6.1e-1989 Manual on Uniform Traffic Control Devices for Streets and Highways or the Oregon Temporary Traffic Control Handbook for Operations of 3 Days or Less comply with this requirement. This is similar to the notes currently in Division 2/N 437-002-2224(12) and Division 3/O 437-003-3224(12). This will be posted soon.

Division 3 – Cranes and Derricks in Construction -This final rule was published in the [Federal Register August 9, 2010](#) and will be effective November 8, 2010. Oregon OSHA will be reviewing the final rule to determine what action we will take. A sub-committee will be formed.

Fall Protection Guide– The current [fall protection guide](#) is now on-line and at the printers.

Scaffold Guide – Subcommittee is still working on this project and close to final draft.

Roundtable: -

Peg Munsell – Distributed a copy of the rule on stairways which includes the clarification on risers. Also, Oregon OSHA will be posting a new rulemaking document on-line which will include proposed, recently adopted, and rulemaking under development.

Marilyn Schuster – Gave an update on the public forums that were held regarding penalties. They were not well attended. Next steps include calculating penalties under proposed structure and later working on a proposal. The group provided feedback and shared their thoughts. [Senate Bill 1580](#) was also discussed.

Eliot Lapidus – Introduced Shelly Nasby to the group. She was with Reese Electric for 21 years prior to coming to AGC and is replacing Tif Smith (Southern Oregon Safety and Loss Control Consultant) who is retiring.

Tony Barsotti – Suggested to the group to read the article in [August Resource](#) written by Michael Wood.

Ron Haverkost – Introduced Carl Lee of Masonry and Ceramic Tile Institute of Oregon. Carl spoke to the committee regarding masonry wall-bracing comparing the rule to the industry standard. Ron also handed out a copy of a webchat on the new Federal crane standard that was published on August 9th, 2010 with an effective date October 8th, 2010. He will be forming a subcommittee and asked the group for member interest and to be prepared to discuss at September's CAC meeting.

Planning for Agenda and for Next Meeting:

When: Tuesday, Sept. 7, 2010 at 9:00 a.m.

Where: AGC Center