

**Oregon OSHA**  
**Construction Advisory Committee**  
Tuesday, July 5, 2011

**Meeting Minutes**

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**Attendees:**

Angie Hannan  
Andy Collins  
Barry Moreland  
Brian Silbernagel  
Cindy Regier

Dave Kaiser  
Dave Parsons  
David Davidson  
Dianna Gray  
Gary Beck  
Marilyn Schuster

MaryLou Wilson  
Peg Munsell  
Ron Haverkost  
Tony Barsotti  
Paul McDonald

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Meeting was called to order at 9:00 am by Dave Davidson for Dave Parsons  
Introductions

Approval of Minutes:

A motion was made by Dave Kaiser to approve the minutes as submitted and seconded by Barry.

Posted Construction Advisory Committee minutes can be found at:

[http://www.cbs.state.or.us/external/osh/standards/const\\_advise.html](http://www.cbs.state.or.us/external/osh/standards/const_advise.html)

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***Lessons Learned:***

Andy Collins emphasized the importance of getting younger workers interested in the safety field. He encouraged the group to try to fill the eventual void that is coming when the aging safety workforce starts to retire, in his case 362 days from now. He threw out the idea of taking the safety career into or from the apprenticeship programs.

***Continuing Business:***

**Status of rule making –**

**Rulemaking updates can be found at:**

<http://www.cbs.state.or.us/osh/pdf/rules/2010development.pdf>.

Peggy gave an update

Oxy/fuel- One more anticipated meeting, some questions on the venting issue, the committee will review the Canadian rule for the venting logic.

Penalties- July 6<sup>th</sup> meeting, looking at good faith reductions.

Scheduling- A draft of the proposed scheduling is due out towards the end of the month.

Tony asked about the venting requirement and the application of the new rule to both construction and general industry. Tony also asked for the confined space time frame. Oregon OSHA anticipates proposing in a couple of months. Tony also asked what was on the Federal radar in regards to rule making.

Federal OSHA's recent regulatory agenda included the standard improvement process (SIP) that is an on- going rulemaking activity for Federal OSHA. Federal OSHA has also indicated that they intend to change the reporting requirements for hospitalizations which will likely not affect employers here because our rules already address that.

The group talked a bit about Federal OSHA's policy change on residential fall protection. Oregon OSHA's standard will remain with no change. Dave Davidson made a suggestion to possibly insert an article or some information for the industry into the Resource News Letter about Oregon direction on the subject.

### ***Overnight Hospitalizations Report:***

Dianna Gray provided the committee with a summary of June's overnight hospitalizations and fatalities reported to Oregon OSHA field offices during the last month. Three incidents were reported, all of which were related to falls from ladders.

Tony asked for clarification on Oregon OSHA's criteria for implementing an inspection when an incident is reported. Gary Beck fielded the question and will look into why the one incident was not set for inspection.

Dianna was asked to report back with details on the ladder incident that involved a painter fracturing both legs.

### ***Roundtable: -***

**Michael-** followed up the fatality and accident report with a conversation on the direction that Oregon OSHA's enforcement program will be heading related to fall hazard severity assessments. The assessment for death violations relating to falls will shift from 16 feet down to 10 feet for all fall related incidents. The current fall related statistics support the decision.

The Division 1 rules say:

(1) A severity rating for each violation shall be determined by the Compliance Officer on the basis of the degree of injury or illness which is **reasonably** predictable. If more than one injury or illness is **reasonably** predictable, the Compliance Officer will determine the severity based upon the most severe injury or illness. Severity ratings will be selected from the following schedule:

(a) **Other Than Serious** – Conditions that could cause injury or illness to employees but would not include serious physical harm;

- (b) Serious Physical Harm; or
- (c) Death.

(2) The severity rating may be adjusted on the basis of any other relevant facts which would affect the severity of the possible injury or illness.

**Michael-** Inquired about the use of geothermal in the residential housing industry. Some states are seeing accidents related to the installation process.

**Ron-** Asked interested members to stay and review the new power line safety rule in Division 3 subdivision CC (Cranes in Construction). He had some ideas to insert a drawing into the publication to better understand the requirement. Several members stayed and discussed the requirement. Oregon OSHA will revise the drawing and discuss the rule further with Federal OSHA Region X.

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

**When:** Tuesday, August 2, 2011 at 9:00 a.m.

**Where:** L&I Room F