

**Oregon OSHA**  
Construction Advisory Committee  
Tuesday, August 2, 2011

**Meeting Minutes**

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**Attendees:**

Andy Collins  
Bret Taylor  
Bruce Roller  
Chris Miller  
Chris Ottoson  
Cindy Regier  
Dave Kaiser  
Dave Parsons

Dawn Morse  
Dianna Gray  
Dick Classen  
Don Berg  
Eliot Lapidus  
Gary Beck  
Hank Lane  
Jill McConnell  
Kyle Lewis

Marilyn Schuster  
MaryLou Wilson  
Peg Munsell  
Roger Dale-Moore  
Ron Brooks  
Ron Haverkost  
Tom McCullen  
Tony Barsotti

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

Approval of Minutes:

A motion was made to approve the minutes as submitted.

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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***Lessons Learned:***

Dianna Gray distributed copies of *Ladder-Related Incidents (2007-Present)* report which included incident summaries on ladder falls in the General Industry and Construction. The information on the report comes from Oregon OSHA Form 170's. Data from the Form 170's can be viewed on [Oregon OSHA's website](#). Information on claims can be found on the [Information Management Division \(IMD\) website](#).

Marilyn Schuster asked the group what type of training do they provide for ladder safety? Members reported that they discuss ladder safety daily, 2 hour training programs, consistent enforcement efforts in the field, OSHA 10 training with all new employee's, training centers, etc...Also mentioned was procurement issues and better planning.

Marilyn informed the group that Bureau of Labor Statistics (BLS) is moving to a new coding system starting next year and Oregon OSHA will be changing to that system as well which includes more specific details. BLS data comes from the 300 logs and surveys.

## ***Continuing Business:***

### **Status of rule making –**

#### **Rulemaking updates can be found at:**

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

Marilyn gave an update:

Oxy/fuel- The Advisory Committee has met numerous times. Mike Lulay (lead from Oregon OSHA Technical) retired which has caused a little set back. Anticipated proposal will be drafted within the next two months.

Penalties- There is a committee meeting next week, August 9<sup>th</sup>. Check [website](#) for details.

Scheduling- A draft of the proposed scheduling is posted on the [website](#).

Confined space – A proposal will be out with in the next month.

More information and updates including meeting minutes on various advisory committees can be found under the “Working with you” section of the Oregon OSHA website. Jill will send the [link](#) to the committee. Jill will also forward the link to [sign up to receive Rules updates](#) from Oregon OSHA as well as the link to [sign up to receive the Oregon OSHA Resource](#) newsletter.

Federal OSHA’s recent regulatory agenda included the standard improvement process phase 3 (SIP-III) that is an on- going rulemaking activity for Federal OSHA. A handout was distributed including an overview, updates to standards regulating the use of slings (general industry, shipyards, and construction), PPE, Subpart D, Subpart H, and Subpart Z. Ron Haverkost asked the group to review and send any comments/feedback within the next two weeks.

A question was asked about the proper use of chain slings to include latching mechanisms.

Can you use two legs of a four part chain sling? The group had a discussion and landed on if the capacity of the two legs is such that it would not be overloaded it could potentially be done.

If a latch is damaged can it be removed and used without the mechanism?

Federal OSHA has a 2006 letter of interpretation that says:

**Question:** Does OSHA require the use of latches on hooks on slings?

**Response:** Whether OSHA requires a safety latch on a sling hook depends on the activity for which the sling is being used.

Oregon OSHA would agree and further say if a hook is used without a latch then the process must include no possibility of uplift where the load could accidentally be displaced.

**Roundtable: -**

**Dave Kaiser on behalf of Barry Moreland-** The Feds have a CSHO Inspection Checklist for Electrical/Arc flash Arc Blast. Questions from Barry to Oregon OSHA staff: My questions are this:

Is OR-OSHA using / aware of this document - I would guess not.

It is not a bad checklist but I don't believe 100% accurate.

Barry's question is does Fed OSHA share this information with State plans and then require use?

The document Barry presented was for internal use only. It would likely be a reference for what Oregon OSHA might do regarding arc flash and arc blast.

Typically Federal OSHA would not mandate the use of a check list such as this one.

**Don Berg** – One of their workers fell 30ft off of a tower in Hawaii due to a baker board breaking. He will provide more information on the accident after the investigation.

**Dawn Morse, Kyle Lewis & Bret Taylor** – Contractors are being challenged on how they are placing steel plates up against trench boxed walls. 4-sided excavation with a 2-sided box how placing the sheets. Kyle suggested that it comes down to interpretations of manufacturer's tabulated data. How would Oregon OSHA Interpret rules where the engineer, consultant, and/or manufacturer have different interpretations.

The situation was discussed as it relates to using the steel plates on the end of a manufactured system. A group of those interested stayed after the meeting to discuss and clarify the concerns

Dawn, Kyle or Bret will schedule a meeting to discuss the steel plates issue.

**Tony Barsotti** – Talked about the [August issue](#) of the Oregon OSHA Resource newsletter and article on the boiler program. He expressed the "Ask Technical" article was confusing.

**MaryLou Wilson-** Asked a question regarding cranes and electrical lines and the 20 ft rule. Ron Haverkost did speak with Dale Cavanaugh in Region X of Federal OSHA whom committed to providing an answer soon. More to come next meeting.

**Michael-** Addressed falls and fall protection rule in the August edition of the Oregon OSHA newsletter. He also clarified to his staff to rate a "death" violation at a height of 10+ feet.

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

**When:** Tuesday, September 6, 2011 at 9:00 a.m.

**Where:** AGC Wilsonville