

Oregon OSHA
Construction Advisory Committee
Tuesday, December 4, 2012

Meeting Minutes

Attendees:	Dave Kaiser	Laird Blanchard
Andy Collins	Dawn Morse	Marilyn Schuster
Bruce Roller	Diana Gray	Mary Lou Wilson
Chris Ottoson	Eliot Lapidus	Peggy Munsell
Cindy Regier	Gary Beck	Ron Haverkost
Craig Hamelund	Ian Chase	
Dave Davidson	Jim Gibson	

Meeting was called to order at 9:00 am by Dave Davidson
Introductions were made

Approval of Minutes:
A motion was made and minutes approved with suggested changes.

Posted Construction Advisory Committee minutes can be found at:
http://www.cbs.state.or.us/external/osha/standards/const_advise.html

Lessons Learned:

Craig Hamelund handed out a report of serious incidents related to ladders that can be found at this address <http://www.cbs.state.or.us/osha/pdf/pubs/reports/ladder-narratives2007topresent.pdf> and also work related falls from 2007-2011 <http://www4.cbs.state.or.us/ex/imd/external/reports/index.cfm?fuseaction=dir&ItemID=3300>.

As of January, Craig reported that the Bureau of Labor Statistics (BLS) will have information specific to the height that falls are occurring. Andy asked for a break down and how to find the 170's
<http://www.osha.gov/pls/imis/accidentsearch.html>

All of this information is good for training topics and tool box talks.

Dave Davidson asked about certain trends for accidents relating to forklifts. Craig said that his focus has been pedestrian responsibilities and that approximately 40% of the accidents that were reported were related to pedestrian involvement. A question of training for other employees (the pedestrian) and the right of way policy that a company

may have been raised. A question of how many employers have focused training for other than drivers. Some other trends that were mentioned were production pressure and forklift speed as contributing factors to forklift incidents.

Marilyn mentioned the Focus Four (falls, struck-by, caught-in or between hazards) module that was developed in support of the Occupational Safety and Health Administration (OSHA) Construction Outreach Program's effort to help workers in the construction industry understand the hazards they face and know what their employer's responsibilities are regarding protecting workers from workplace hazards.

http://www.osha.gov/dte/outreach/construction/focus_four/index.html

Craig ended by reminding the group about the Columbia forklift challenge that will take place at the Governor's Occupational Safety & Health Conference (GOSH)

http://www.cbs.state.or.us/osha/conferences/OSHA_conference/OR_govs.html

Continuing Business:

Status of rule making –

Rulemaking updates can be found at:

<http://www.orosha.org/pdf/rules/2012development.pdf>

Comment [PMUN1]: Sue will send Jill an updated rulemaking status.

Confined Spaces. Oregon OSHA's confined space standard for general industry and construction was adopted September 28, 2012, with an effective date of April 1, 2013.

Agriculture. Oregon OSHA proposed changes to Division 4: Subdivision A, General Subjects – Scope; Exclusive Coverage; and Access to Medical Records, Subdivision B, Definitions, Subdivision I, Personal Protective Equipment – all sections, Subdivision Z, Chemicals/Toxins – all sections. We removed Subdivisions A and B from this current rulemaking action. Three public hearings were held in June 2012 with no comments received for proposed changes to Subdivisions I and Z. Final adoption was September 19, 2012, with an effective date of January 1, 2013.

Hazard Communication. Final adoption and effective date was September 25, 2012. Oregon OSHA adopted changes as shown in the March 26, 2012, Federal Register for federal amendments to the hazard communication standard to conform to the United Nations' Globally Harmonized System of Classification and Labeling of Chemicals (GHS).

Oxy-fuel Gases. Work to update and improve Oregon's oxygen-fuel gas rules for welding in general industry and construction is still underway.

Small Capacity Cranes in Construction. The small capacity crane advisory group met to develop draft language for crane operator training, when using cranes under 20 tons. The rule will require general industry employers with mobile crews operating small capacity (more than 1 ton but less than 20 ton) mobile cranes to meet the crane operator training requirements found in construction, Division 3, Subdivision CC, or follow the provisions in the draft rule.

The draft rules provide an additional option for operator training for construction employees who operate small capacity (more than 1 ton but less than 20 tons) mobile cranes.

This rulemaking was proposed in December 2012, with three public hearings scheduled in January 2013.

PPE in Construction. Oregon OSHA, working with the Construction Advisory Committee, has developed draft rule text for PPE in construction that essentially mirrors the PPE rule in general industry. The PPE rule in construction will not require employers to verify that the required workplace hazard assessment has been performed through a written certification.

Skylights in General Industry. Included in the PPE rulemaking, Oregon OSHA will also change the general industry hole covering requirements for holes in floors, roofs, and other walking/working surfaces, to include skylights and skylight screens. Requirements for general industry and construction will be the same. This rulemaking was proposed in December 2012, with three public hearings scheduled in January 2013.

Employer Knowledge of Violations. Public forums, held in November, provided an opportunity for informal conversation about whether a rule could help clarify the issue of employer knowledge, particularly when Oregon OSHA is able to determine that a supervisor (as an agent of the employer) either knew or should have known about the violation in question. More public forums will be held in 2013.

Overnight Hospital Report:

Dianna Gray gave an update which included a 60 year old carpenter that fell from a four foot ladder, a heart attack and an employee tripping over construction debris sustaining serious injuries.

Roundtable:

Jim was interested in more information concerning the employer knowledge issues and the case that lead to the conversation. <http://www.cbs.state.or.us/external/wcb/2010/osha/0800149sh.pdf>

Bruce raised issues with an accident that occurred and the out come was that the employees were not using the right tool for the job and potentially that the injured employee didn't know that a different tool was available.

Dawn thanked Oregon OSHA for their participation with the local chapter National Underground Construction Association (NUCA) and the work that this committee has done for the industry.

Andy whined about the white elephant gift exchange that happened years ago.

The Mid-Oregon Construction Safety Summit was mentioned as a reference to good inexpensive training.

http://www.cbs.state.or.us/osha/conferences/OSHA_conference/Mid_Oregon_const.html

Laird talked about the Construction Safety Summit meeting the fourth Tuesday of each month at the New King's Buffet located at 11530 Pacific Hwy in Tigard, OR 97223 phone # 503-246-4055. Your participation and ideas for training topics are needed.

<http://assewc.org/construction-safety-summit/>

He also brought program directives relating to construction scheduling and suggested other exemption criteria. <http://www.cbs.state.or.us/osha/pdf/pds/pd-248.pdf>

Ian asked for clarification of the electrical standards in construction that pertain to temporary power in relation to GFCI use. Ron Haverkost (Oregon OSHA) and Barry Moreland (IBEW) will present something at next meeting.

http://www.cbs.state.or.us/osha/pdf/rules/division_3/div3k.pdf#page=11

Peggy mentioned the new Fact Sheet on "Water temperatures referenced in Oregon OSHA's rules" http://www.cbs.state.or.us/osha/pdf/pubs/fact_sheets/fs48.pdf

Planning for Agenda and for Next Meeting:

When: Tuesday January 8, 2013 at 9:00 a.m.

Where: L&I Room E