

Oregon OSHA
Construction Advisory Committee
Tuesday, April 2, 2013

Meeting Minutes

Attendees:	Demetra Star	Mike Murphy
Barry Moreland	Dianna Gray	Nathan Taylor
Bill Haskins	Ellis Brasch	Peggy Munsell
Bret Taylor	Eliot Lapidus	Ron Haverkost
Brian Silbernagel	Gary Beck	Shelley Nasby
Bruce Roller	Ian Chase	Teri Watson
Chris Ottoson	Jane Kirby	Tony Howard
Dave Davidson	Jennifer Carter	
Dawn Morse	Jill McConnell	

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 no changes.

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

Lessons Learned:

Shelley Nasby gave a PowerPoint presentation on iPad use in the field, cool tools and applications, and other useful tips and tricks. Jill will send out Shelley's PowerPoint along with the minutes.

Demetra Star spoke on a near miss. A harness (w/ belt and leg straps) lying on the ground caught fire. Jill will send a picture along with the minutes.

Continuing Business:

Status of rule making – Rulemaking updates can be found at:
<http://www.orosha.org/pdf/rules/2013development.pdf>

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

Hazard Communication- Corrections and Technical Amendment. General Industry, Construction, and Shipyard Employment. **Summary:** Oregon will propose to make the corrections and technical amendment as published in the February 8, 2013, Federal Register. Federal OSHA is correcting its regulations that were amended by the Hazard Communication Standard final rule. The majority of the corrections are to references inadvertently missed in the original publication of the final rule. Other corrections include correcting values of notations in tables, and updating references to terms. **Timetable:** These corrections will be proposed by mid-May 2013.

Small Capacity Cranes in Construction- In December 2012, Oregon OSHA proposed a new rule (OAR 437-002-0231) governing crane operator safety training for small capacity cranes. We conducted three public hearings in January 2013, with a comment period open until February 21, 2013. We received written comments and oral testimony. Based on those comments and testimony, Oregon OSHA Administrator, Michael Wood, announced that we will re-evaluate the scope of the rule and repropose. We intend to reconvene an advisory group to discuss comment issues, for example; small capacity crane training requirements, possibly focusing on load and capacity limits. If you would like to serve with this advisory group, please contact Ron Haverkost. **Timetable:** The advisory group will be convened in the next month.

Employer Knowledge –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. Several participants at the forums suggested that the *CC&L, Court of Appeals* decision was not as significant and its effects not likely to be as severe or widespread as Oregon OSHA feared. Oregon OSHA has decided to take their advice and to wait to see how things develop. Therefore, the current activities directed toward developing an interpretive rule have been suspended.

Overnight Hospital Report:

Dianna Gray gave an update covering incidents from January through March. There were 6 fatalities (falls, heart attacks, logging, & 1 unknown) and 5 construction incidents (falls, crushed).

Roundtable:

Ellis announced that the fact sheet on [forklifts](#) is close to being done and the updated confined space guide will be available soon. Also, in the spring, a guide on lead will be published.

Barry stated that ODOT will provide spotters for overhead power lines free of charge if you have to get closer than 10 feet.

Eliot announced the 6 Oregon winners of AGC's 2013 Construction Safety Excellence Awards (CSEA). http://www.agc.org/galleries/conmark/14th_Annual_CSEA_Award_Winners.pdf

Gary Beck announced that OR-OSHA is recruiting for seven SCO2 positions. <http://www.dcbsjobs.org/externalClasstitle.html>

Jane Kirby provided copies of guides on HazCom.

Planning for Agenda and for Next Meeting:

When: Tuesday, May 7, 2013 at 9:00 a.m. (Small Capacity Cranes Advisory meeting to follow)

Where: L&I Room 260