

Oregon OSHA
Construction Advisory Committee
Tuesday, July 5, 2016

Meeting Minutes

Attendees:

Alta Schafer	Gary Beck	Mike Riffe
Bill Haskins	Glenn Curry	Nathan Taylor
Bruce Roller	Illa Gilbert-Jones	Pat Brunson
Chris Gillett	Jeff Wilson	Paul Magrone
Chris Ottoson	Mark Hillyard	Peggy Munsell
Cindy Regier	Mark Tobiasson	Roger Dale-Moore
Clark Vermillion	Mary Lou Wilson	Robert Miller
David Davidson	Melissa Diede	Travis Stone
David Douglas	Michael Wood	

The meeting was called to order by Nathan Taylor.
Self-introductions were made.
Minutes of the June meeting were approved.

Lessons Learned:

The AGC has seen some extremely serious ladder falls recently, and they are thinking about creating a special task force for proper ladder use and safety. They wanted to see what the groups thoughts were on the matter.

-There is an ORFACE toolbox talk on ladder safety.

-OR-OSHA has [ladder training available, and a ladder app](#). OR-OSHA sees a lot of accidents from over reaching on ladders.

Illa- To ensure that Oregon companies and organizations receive recognition for National Safety Stand-Down activities, send an email to: falls@cpwr.com

- List how many activities were held during the week
- How many attended each activity

There was someone working with a grinder and caught a can of gas on fire that was sitting close to them and bunt the shop down. No one was injured.

Companies should have a regular equipment maintenance schedule to keep the equipment working properly.

Sprains and strains awareness reminder, if you are hurting in anyway let your company know so they can help and you don't make your injury worse.

Oregon OSHA's new website is up and running. If you come across something that is not working or is missing, email web.osha@oregon.gov with the issues.

What can be used as a safety system for people working on large equipment? People have to climb up the equipment 8 to 10 feet up and work on it.

-You could use a boom lift, install a cat walk around it, or you can ask the manufacturer of the equipment what they suggest.

- Illa, The link below is to a website that catalogs fall protection equipment for residential construction. Equipment is classified by the type of fall protection or the phase of construction. This website was supported by CPWR through NIOSH cooperative agreement OH009762.
<http://www.ot.wustl.edu/fptech/index.htm>

Continuing Business:
Status of Rule Making:

OR-OSHA will put together a stakeholder group on electronic recordkeeping to improve tracking of workplace illnesses and injuries. If you would like to be on the group contact Jeff Wilson at Jeffrey.R.Wilson@oregon.gov

Employer Knowledge (Division 1)

Summary: Oregon OSHA plans to complete rulemaking that addresses the issue of employer knowledge and the role of reasonable diligence in determining whether an employer has “constructive knowledge” of a violation in the worksite.

Timetable: Oregon OSHA had initial discussions with a small group of stakeholders in July and August, 2015 and reconvened on April 28, 2016. A meeting was held on May 20, 2016 with more discussion around the proposed rule language for employer knowledge and reasonable diligence. There was a suggestion to convene a smaller sub-group to discuss rule language.

Update: Oregon OSHA is continuing to line up sub-group participants.

Oregon OSHA staff contact: Bryon Snapp, Oregon OSHA, 350 Winter Street NE, Salem OR 97301-3882. Telephone: 503-947-7448. E-mail: bryon.m.snapp@oregon.gov

Occupational Exposure to Respirable Crystalline Silica (Divisions 2, 3, and 5)

Summary: Federal OSHA adopted the Occupational Exposure to Respirable Crystalline Silica standard on March 25, 2016, into general industry, construction, and maritime. Oregon OSHA convened a stakeholder group on May 27. Oregon OSHA is proposing rule development that combines Division 2, general industry rules and Division 3, construction rules as many of the same sets of rules are found within each division. A mockup of what those rules would like was handed out. Follow-up with the stakeholders is scheduled for June 26; rule drafts will be presented.

Timetable: Oregon OSHA will be proposing final rules by July 15 followed by public hearings (date and location to be determined.) **Update:** Oregon OSHA filed the [rule proposal](#) on July 22. Hearings are schedule for August and September. See link for locations and dates/times.

Oregon OSHA staff contact: Dave McLaughlin, Oregon OSHA, 350 Winter Street NE, Salem OR 97301-3882. Telephone: 503-947-7457. E-mail: dave.mclaughlin@oregon.gov; and Sharon Dey, Oregon OSHA. Telephone: 503-947-4392. E-mail: sharon.d.dey@oregon.gov

Eye and Face Protection Consensus Standards

Summary: Some Oregon OSHA general industry, maritime and construction rules for personal protective equipment reference ANSI consensus standards Z87.1-1989 and Z87.1-1968. This rulemaking removes those older standards and will recognize ANSI/ISEA Z87.1-2010, ANSI Z87.1-2003, and ANSI Z87.1-1989 (R-1998).

Timetable: Oregon OSHA is accepting comments until August 12, 2016. Adoption will tentatively be in September 2016.

Oregon OSHA staff contact: Ken Langley Oregon OSHA, 350 Winter Street NE, Salem OR 93301-3882. Telephone: 503-947-7454. E-mail: Ken.e.langley@oregon.gov

Permissible Exposure Limits (PELs)

Summary: Oregon OSHA will be tackling the challenge of the outdated permissible exposure limits (PELs), possibly 5-7 PELs. No meeting is scheduled with stakeholders at this time.

Electronic Tracking of Workplace Injuries and Illnesses

Summary: Federal OSHA [adopted rules](#) for electronically reporting of workplace injuries on May 12, 2016. If you are required to keep records or this new rules requires you to keep records, electronic records must be submitted to Federal OSHA. Federal OSHA’s data base is under construction. The submission deadlines and form types are listed in the table below.

(a)(1) Applies to establishments with 250 or more employees at anytime during the previous year.		(a)(2) Applies to establishments with 20 or more employees but fewer than 250 during the previous calendar year in designated industries found in Appendix A of this rule.	
Submission year	Establishments submitting under paragraph (a)(1) of this section must submit the required information from this form/these forms:	Establishments submitting under paragraph (a)(2) of this section must submit the required information from this form:	Submission deadline
2017	300A	300A	July 1, 2017.
2018	300A, 300, 301	300A	July 1, 2018.

There was a discussion about incentive programs and drug testing policies as described in the Federal Register. These programs and policies should not deter or discourage a reasonable employee from reporting work-related injuries and illnesses and that the evidence in the rulemaking record shows that blanket post-injury drug testing policies deter proper reporting.

Timetable: Oregon OSHA has 6 months (by November, 2016) to adopt a final rule. Recordkeeping and Reporting are national standards; Oregon OSHA will be adopting the Federal Language. Stakeholder meetings will be convened in the near future.

Update: Oregon OSHA will file a rule proposal by September 15, 2016. Jeff Wilson will hold a stakeholder meeting to answer questions related to the Federal final rule; August date to be determined.

Oregon OSHA staff contact: Jeff Wilson Oregon OSHA, 350 Winter Street NE, Salem OR 97301-3882. Telephone: 503-947-7421. E-mail: Jeffrey.R.Wilson@Oregon.gov.

Monthly Accidents and Fatalities Report:

Accidents

1. June 1st 2016

Employee was installing flashing from a ladder on a roof and fell from the ladder approximately 8 feet. Employee was transported via Life Flight to Portland.

2. June 6th PDX

Employee was on a scissor lift approximately 16 feet in the air welding with his leads extended behind him on the ground when another employee from another company operating a JLG caught the leads and tipped over the scissor lift. Broken Pelvis and fractured wrist

3. June 14th Albany

When rolling two approximately 60 ft. beams, the worker's glove slipped. An entire 1400 lb. beam rolled onto his right forearm and crushed it.

4. June 27th Estacada

Log Truck rolled over. Resulted in cracked ribs and bruised lung.

Fatalities

1. June 6th Gervais

The victim was operating a tractor cultivating Broccoli. Made one pass of the crop, shut off the tractor and took a break. The employer found him approximately 10 hours later in the field. Medical personnel stated that it was not heat related. 71 year old male.

2. June 7th Mehama
The victim was crushed by a hemlock while falling timber. 54 year old male.
3. June 16th Coquille
A log truck driver was found by another log truck driver deceased in the cab. The deceased had pulled over to the side of the road to check wrappers. He was found in the cab at the wheel. Believed to be natural causes. 63 year old male.
4. June 24th Cove
The victim was operating a forwarder. It tipped over and crushed him.

Round table:

Illa- The GOSH conference will be March 6-9, 2017 at the Oregon Convention Center – Portland, Oregon. Topics are:

PPE in Construction

~~Emergency Management~~ *cancelled*

Crane Safety

Scaffolds- emphasis on pump jack safety

The final list will be complete in either August or September.

Skanska employees were loading and unloading pipe and it fell off the other end and hit someone, but no one was hurt.

The July 1st issue of the DJC: Portland City Council now requires that new jobs in Portland have a pedestrian walk way around the construction site.

There was a plumber working with a step ladder that was leaning against a wall. [Werner makes a construction 3 leg ladder](#) with adjustable legs that is safer.

If you hear hissing or see/smell leaking gas, or see downed power lines, call 911 to report. Michael let the group know that there will be a new Policy Manager in Oregon OSHA by the next meeting.

The Construction Safety Summit won't have a meeting in July due to the golf tournament. The next meeting will be in August.

Oregon OSHA's maximum penalty amount will increase, but we have to submit it to the legislative session for approval to match the feds.

Oregon OSHA is proposing 3

- Increase the max penalties plus add verbiage for inflation for the future so we don't have to go to the legislators every time.
- Amount for the Worker Memorial Scholarship fund increase
- Commercial construction need flush toilets and wash basin jobs that exceed \$1.75 million dollars to be set in rule.

Next Meeting:

August 2, 2016

OR-OSHA Portland Office

Durham Plaza, 16760 SW Upper Boones Ferry Rd, STE 200 Tigard, OR 97224