

**Oregon OSHA**  
**Construction Advisory Committee**  
Tuesday, March 2, 2021

**Meeting Minutes**

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**Attendees:**

Al Lee	Dennis Bonin	Mark Tobiasson
Alta Schafer	Dennis Cox	Mary Lou Wilson
Andrew Haymart	Doug Pettyjohn	Michael Wood
Barb Epstien	Eden Berestoff	Mike Jacobs
Barbara Hanley	Emily Crews	Milton Stamp
Barry Moreland	Eric Bongen	Nathan Taylor
Bashiru Mumuni	Eric Fullan	Nevin Mclain
Bill Haskins	Guy Silvey	Nick Naramore
Braxton Chambers	Holt Andron	Paul Magrone
Brian Silbernagel	Jacob Errico	Robert Nichols
Bryan Ortiz	Jeremy Lawson	Robert Miller
Bryon Snapp	Jim Anderson	Robirda Lee
Caleb Harris	Jim Mahar	Roy Shawgo
Chris Grover	Joaquin Diaz	Sean Tinker
Chris Williams	Julie Love	Stephen Heaven
Clark Vermillion	Kathy Miller	Steve Huson
Connie Graybeal	Kelly Connole	Ted Zacher
Dale Lindstrom	Kirsten Adams	Tony Howard
Darren Toy	Laird Blanchard	Tosha Gilpin
David Davidson	Lane Ellison	Troy Stroud
Dede Montgomery	Lisa Pickert	
Demetra Star	Lynn Craig	

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The meeting was called to order by Nathan Taylor and Mark Tobiasson. Mark will be the chair for 2021. Nathan will chair in 2022. Roberto Aguilar will chair in 2023.

The February meeting minutes were approved as amended.

**Lessons Learned:**

Saw on the news there was an excavator related accident. Laborer was walking next to the equipment and the driver didn't see him and ran him over. It was a fatality.

-Communication is really important for everyone.

Early in the morning, during the ice storm, people were standing under the trees to get pictures. Propane/generator use indoors: People are not understanding you can't use these with doors and windows shut. Consider where the exhaust is.

Fleet safety and what we can do and tools that we can use to keep info out there. Driving, statistically is the most dangerous thing we do. Be proactive with your drivers.

-retain a driver list of approved drivers.

Sean discussed the insurance process.

Does anyone have a policy template that we can use to set up our own?

-Hoffman has an internal website that has a live driver list that their supervisors can use

-There are systems out there that can help you monitor the employees drive record. Oregon DMV also has a system that you can utilize.

## **Monthly Accidents and Fatalities Report:**

If there is an accident or fatality incident that you would like more information on let Nathan and Jeff know so we can track it and can discuss once the case is able to be discussed.

*The following is preliminary information as reported at the time of the accident intake.*

### **Accidents**

1. February 12<sup>th</sup>, Yachats  
The accident occurred at an ODOT Hwy 101 repair and restoration site. The worker was vertical drilling with an excavator when the machine left the roadway. The victim slid 150 feet and came to rest on the rocks above the ocean resulting in hip & collarbone fractures; head & knee lacerations.
2. February 3<sup>rd</sup>, Corvallis  
As the employee went back up on a roof to remove and resituate his anchor, he slid down and off the roof, landing on a metal upright clothes line post resulting in a broken rib and a punctured lung.
3. February 15<sup>th</sup> Grants Pass  
An employee was dumping a tip bin attached to a forklift, dumping the debris into a dumpster when the bin returned to upright. A finger was crushed and had to be amputated.
4. February 11<sup>th</sup>, Portland  
Three employees were taking a cart of lath into service elevator when the load fell on the one employee pinning him to wall and breaking his leg. The other two employees sustained cuts to their face and hand, first aid was applied.
5. February 9<sup>th</sup> Portland  
Employee was working on the building (wood framing work) and was found pinned between the scissor lift and building. Portland Fire & Rescue received the 911 call around 7:18 am 2/9/21. The injured employee was transported to OHSU.

### **Fatalities**

1. February 16<sup>th</sup> Portland  
The employee was found unresponsive in the breakroom of the company, and was later determined to be deceased. The death appears to be non-work-related. 56-year-old male
2. February 6<sup>th</sup> Happy Valley  
Employee was dropping off product and was finishing the load at the last drop spot. The dump truck bed was raised, and the employee went around the back to scrape the last of the product out. The truck started to roll back, the truck was on a slight incline, perpendicular to the slope, with the driver side downhill. The employee tried to get to the cab of the truck to put on the parking brake, but before he could get to the cab, the truck overbalanced and tipped on its side, pinning the employee under it. EMS was called, the employee was care flighted to Emanuel Hospital in Portland, OR at approximately 10:00 am and later passed away at approximately 11:40 am. 60-year-old male

3. February 3<sup>rd</sup>. Woodburn  
Head-on collision of two vehicles, resulting in two fatalities of both vehicles. One fatality occurred on the scene, and the other occurred on the way to or at the hospital. 51-year-old female
4. February 4<sup>th</sup>, Klamath Falls  
Fall from roof approximately 12 foot. Three employees working on sheeting a roof. All three employees took a lunch break. Two employees left job site for lunch. Deceased employee stayed at job site for unknown reason employee went back onto the roof with no harness and fell. Employee found on ground by two other employees when they returned from lunch and called 911. 40-year-old male.
5. February 1<sup>st</sup>, Dundee  
Employee was pumping and cleaning wine lees out of a tank. The employee entered the tank and was found unresponsive inside. 39-year-old male.

## **Continuing Business: Status of Rule Making:**

### **Cranes and Derricks in Construction: Railroad Roadway Work:**

It is about exemptions and exceptions in the crane rule. Oregon OSHA is proposing these rules in response to Federal OSHA rules filed in the Federal Register on September 15, 2020.

### **Infectious Disease Rule Making:**

Proposed the permanent COVID-19 rule. We added to the temporary rule and clarified language. There is no expiration date, but can be repealed if needed.

We have virtual hearing set up for Feb. And March. Comment period ends April 2<sup>nd</sup> and looking to have effective before the temporary rule expires in May.

We will address other Infectious Diseases at a later date.

Q: There was a discussion in the RAC on why the effort on future Infectious Disease was paused at this moment.

-The group voted to focus on the COVID rule for now. The employers were still working on training from the temporary rule and this would let them continue focusing on this.

On March 10, 2020, Governor Brown issued [Executive Order 20-04 \(EO 20-04\)](#) that provides directives to certain state agencies in an effort to reduce greenhouse gas emissions (GHGs) and mitigate the impacts of climate change. EO 20-04 includes a directive to the Oregon Health Authority (OHA) and Oregon OSHA to jointly develop a proposal for standards to protect employees from workplace exposures to excessive heat and wildfire smoke. In response to EO 20-04, Oregon OSHA, in collaboration with the OHA, advisory committees, and stakeholders, will work towards developing two separate proposed standards:

### **Protection from Unhealthy Levels of Wildfire Smoke**

Smoke from wildfires is composed of harmful gases and fine particles that can present a significant health hazard to workers exposed to it. These health hazards can continue after fires have been extinguished and cleanup activities begin. The potentially detrimental health effects from exposure to unhealthy levels of wildfire smoke can affect anyone, but workers with asthma, Chronic Obstructive Pulmonary Disease (COPD), or heart disease

are at higher risk of serious or fatal health effects when their condition is exacerbated from exposure to wildfire smoke.

It is possible that this be in place as an emergency rule while we work on the permanent. We wont have the permanent in place by the next season.

California has a rule, and Washington is working on them. We can look at as part of the advisory committee to see what will work here in Oregon. We wont adopt a rule that says you can't work outside. There may be AQI info that would be helpful.

### **Preventing Outdoor Heat-related Illness**

Outdoor workers who are exposed to sudden or excessive heat are at risk of developing heat-related illness. Heat-related illnesses include, heat rash and cramps, heat exhaustion, and heat stroke. As temperature and humidity increase, so does the level of risk to workers of developing potentially a life-threatening condition, especially when the body is generating its own heat when performing physical work. This situation is particularly serious when hot weather arrives suddenly or early in the season, before workers have had time to adjust to warm weather.

Please Contact Tom B if you are interested on being on the stakeholder committee.

### **Proposed Permanent COVID-19 rule:**

The statutes don't allow us to extend the temporary rule, we can only replace with a permanent rule. We have public hearings this week at 5:00pm.

### **Proposed COVID-19 Labor Housing rulemaking:**

to protect vulnerable workers in employer-provided labor housing from the unique health risks created by the current COVID-19 public health Note: In compliance with the Americans with Disabilities Act (ADA), this publication is available in alternative formats by calling 503-378-3272.

emergency, especially those who spend both their working and their off-work hours at the employer's location.

### **Legislative Updates**

There are a large number of bills that Oregon OSHA is tracking this session.

-One proposal is that Oregon OSHA moves from DCBS to BOLI

-Responsible for inspecting commercial equipment

-We would be responsible for Emergency preparedness in senior and assisted living facilities.

### **Synopsis:**

Renee shared a case at a waste treatment center. Citations were issued.

### **Anonymous Questions:**

*If you have anything you would like to bring up at the meetings and would like to stay anonymous, let Mark Tobiasson or Nathan Taylor know and they will bring it up for you.*

**Round table:**

Craig Hamelund with Oregon OSHA is looking for concrete trainers: contact Craig at [Craig.Hamelund@oregon.gov](mailto:Craig.Hamelund@oregon.gov)

Working platforms: Is there an interest with the group to explore this subject? Please contact Jeff Wilson.

Construction Safety Summit: March 23, 2021 via Zoom. The subject is Fall Protection update by Warner. [CSS Events Calendar](#)

If you have any topics that you would like Oregon OSHA to talk about to the group, please let [Alta Schafer](#) or [Mark Tobiasson](#) know.

**Next Meeting:**

April 6, 2021  
Zoom Meeting