

Oregon OSHA
Construction Advisory Committee
Tuesday, July 6, 2021

Meeting Minutes

Attendees:

Al Lee	Eric Bongen	Nevin McLain
Alex Coca	Eric Elkins	Nick Naramore
Alta Schafer	Eric Fullan	Paul Magrone
Annamarie Earl	Hailey Latherow	Penny Wolf-McCormick
Barb Epstien	Holt Andron	Rick McMurry
Bash Mumuni	Ilene Ferrell	Rob Nichols
Bill Haskins	Jake Errico	Robert Miller
Brad Nanke	Jared Ottinger	Roberto Aguilar
Brittney Pewonka	Jeff Hooper	Robirda Lee
Bryan Davis	Jeff Wilson	Roy Shwago
Bryon Snapp	Jeremy Lawson	Ryan Leffel
Caleb Harris	Jim Anderson	Samuel Blake
Chris Miller	John Mastromonaco	Shawna Bergeron
Chris Williams	Julie Love	Soren Bjerregaard
Darren Dikeman	Justin Wall	Stephen Heaven
Darren Toy	Lynn Craig	Steve Huson
David Davidson	Mark Tobiasson	Ted Zacher
Dave McLaughlin	Mary Lou Wilson	Tony Howard
Dede Montgomery	Michael Wood	Tosha Gilpin
Dennis Bonin	Mike Brunenkant	Troy Stoud
Doug Pettyjohn	Mike Jacobs	Tyler Robinson
Eden Berstoff	Milton Stamp	
Emily Crews	Nathan Taylor	

The meeting was called to order by Mark Tobiasson.

Previous Meeting Minutes.

The June meeting minutes were approved.

Lessons Learned & Safety Suggestions:

Near miss on California project. Electrical sub-contractor moved a switch gear on a pallet and secured to forklift with mule tape. When the employee stepped off the break it began to roll and the mule tape spilled off. It got under the rear tire and pulled the employee off. Luckily the employee was not in the path of the forklift as it continued to roll forward.

*Mule tape is a synthetic nylon tape and is used to pull wire through conduit.

How did folks deal with the recent heat wave?

-A lot of companies shut down work. Others worked early, and left early; and gave lots of hydration breaks.

Continuing Business:

Status of Rule Making:

[Wildfire Smoke](#) and [Excessive Heat Rulemaking](#): Stakeholder meetings being held.

Based on the last heat wave, we are getting pressured to address sooner rather than later. Even if we proposed tomorrow, we wouldn't be able to adopt until September for the permanent rule. We are looking at a temporary option.

- Nathan: Is the burden on the employer to ensure that the employee is trained in working in heat, and is able to safely work in high heat?
- A: acclimation is important. The human body needs time to adjust and is super important. It doesn't say in our rules that you have to ask but it is in the due diligence of the employer to figure out for their employees.

Q: N95's; Is the employer required to provide fit testing? Are medical questionnaires required?

A: We are still in the drafting process so there is not a definitive answer at this point. The only guidance we have at this point is in our respirator guidance. If it voluntary, you need to provide the information on proper use. If you require it, then yes, it needs to be fit tested.

Q: But with N95 and smoke use, Appendix D must still be covered with employees, right?

A: If it voluntary, you need to provide the information on proper use.

[Penalties](#): Will be working on: currently reviewing comments.

[Manganese](#): Working on this rule. Planning to adopt with delayed effective date.

[Ag Labor Housing](#) rulemaking meetings have started back up again.

[COVID Rule](#) and CDC Guidance:

We are working on the rule updates.

Q: Regarding rule updates and COVID-19 rules, are contractors still required to have employees go through symptom checking and temperature checks, etc?

-At this point that only applies in health care.

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. June 23rd Powell Butte

The employee was driving a John Deer Turf Gator across Shumway Rd to the employer's dump site when he was struck by a vehicle traveling on Shumway. The employee was ejected from his vehicle and suffered multiple head injuries including fractures and hemorrhaging. The employee is in intensive care.

2. June 21st Medford

Employee was working with a backhoe, CAT 4550 and he was standing on the ground. EE reached up into the back of the backhoe to place a cardboard box and accidentally hit the joystick moving the boom pinning him against the outrigger, resulting in 3 broken ribs, both lungs collapsed and a broken shoulder.

3. June 3rd Bend

An employee was tightening the nut on a clevis hook while standing between the tracks of an excavator. The wrench slipped off the nut and the employee fell

backwards and struck his/her right ribs on a steel portion of the excavator. The employee suffered two cracked ribs.

4. June 9th Williams

An employee was injured seriously when struck by a felled madrone tree that had been placed near the road by the shovel loader; when the shovel loader released the grapples the madrone tree rotated, and with a protruding limb, struck the employee causing a ruptured spleen. The injured employee was transported to the nearest hospital for surgery.

5. June 8th, Coos Bay

The employee was in the process of roofing a residential home using a new Bostic nail gun. The employee laid the nail gun down next to his foot. As the employee was laying the nail gun down, his foot hit the tip of the nail gun resulting in the nail gun shooting a nail into his foot. The employee was transported to Bay Area Hospital. The nail was removed from the employee's foot, but fragments that were on the nail had come off inside the foot, and surgery was done to remove the fragments. The employee was kept overnight and released the following day.

6. June 28th, Hillsboro

Employee was doing a roofing inspection for a potential leak from a condensate line and became ill after coming down and collapsed. Approximately 20 minutes exposure time.

7. June 17th, Portland

The employee tripped and fell on the ground in the garage area. He was transported by one of the employees working in the garage with him to a local clinic where he was diagnosed with broken hip and the femur.

8. June 11th, Portland

The victim was engaged in framing activities. His pneumatic nail gun bound in the framing and "double fired". The nail punctured his right index finger. The employee did not inform the employer and self-treated. There was no loss of cartilage or bone. No loss of an eye and no hospitalization.

9. June 7th, Oregon City

The all clear was given from the climber. A groundsman employee (arborist) walked into a drop zone without verifying it was safe to do so. A 2-3-inch diameter cut branch fell and hit him in the shoulder. 911 was called. The employee was taken to Willamette Falls Medical Center. He was then taken to OHSU.

10. June 6th, Salem

The employee fell from the roof of a one-story house and broke 3 ribs and pelvis (multifracture). The employee was admitted overnight at Salem Hospital, and was discharged on 6/7/2021.

Fatalities

1. June 29th Klamath Falls

The victim complained that he was hearing voices. The owner of the establishment had him go sit and rest in the barn where it was cooler. Then the owner checked on the victim a few hours later and the victim was unresponsive. 44-year-old male

2. June 27th, Oakridge
The truck driver was going uphill on Hwy 58 east of Oakridge, when suddenly his truck veered to the right, crashed through a guardrail and rolled approximately 150 feet down a steep embankment fatally injuring the driver. The truck driver was an independent contractor from Austin, Arkansas. 54-year-old male
3. June 24th, Hermiston
An employee working at the distribution center in Hermiston, OR, began stumbling and having difficulty speaking at the end of their shift. The employer's EHS called 911 emergency services. The employee was transferred to local Good Shepherd in Hermiston, OR, and then transferred to a Portland hospital. UPDATE: Call from Employer that they received information from Employee's family that they passed away 6/27/21. 51-year-old male
4. June 18th, North Bend
The criminal / suspect, driving a 2019 Dodge pickup truck, arrived at the parking lot of the worksite armed. This person then exited the vehicle, proceeded into the dispensary with a firearm, and started shooting inside of the dispensary. There were two (2) employees working at the dispensary, a manager (victim) and another employee. The manager is who was shot and killed and the other employee was not harmed. The other employee is who may have called 911. Law enforcement responded to the scene and took over from there. 47-year-old female.
5. June 26th, St Paul
The employee was working on a crew moving irrigation lines. At the end of the shift he was found unresponsive in the field. 39-year-old male.
6. June 4th, Tigard
Employee started to feel warm, passed out, hit his head on shelf display end cap. A coworker performed CPR, medics arrived and performed CPR while on way to hospital where he was pronounced deceased at 3:00PM. 63-year-old male.
7. June 6th, Corbett
Victim was an independent contractor who was driving his personal vehicle delivering The Oregonian newspaper to residential homes. While making deliveries, he drove off the road, at a curve and ran into a tree. Victim was dead at the scene. 63-year-old male.
8. June 2nd, Mt Hood Parkdale
Work started at 6:00 AM- employee was performing maintenance on tractors, changing fluids. Employee was taking a break in the shop, he was cleaning off the table and speaking with the general manager. The general manager then walked away, heard a thud and turned to see employee on the ground. Blood was seen on the employee's head indicating that he possibly hit his head on the table or floor. Employee was still responsive, drank some water and verbally indicated he thought he was having heat stroke. The general manager then called 911 while his wife and another employee stayed with the injured employee. Just before the ambulance arrived, the injured employee collapsed. CPR was given and paramedics called life flight. The employee then passed and was transported to Anderson's Tribute Center- Funeral Home. The fire chief returned to the site and informed the general manager that the employee had suffered a massive heart attack. 52-year-old male.

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.

“Where is Oregon OSHA with the use of Drones? Have they discussed using drones in Oregon? If so, under what conditions will they be using them? From what I understand the Fed’s are asking permission and using them under certain conditions.”

- At this point in time Oregon OSHA does not own any drones. We need to put a drone program together before we would be able to use. We would also need qualified staff to operate. Fed OSHA is asking permission to use drones on sites. We did request from Fed OSHA to use a drone on a site and they sent a drone and pilot and took pictures for us to use.
- Q: What circumstances would the drones be used?
-A: we would use for the safety of our employees and the safety of the employees at the sites. We could see the use in Logging operations, or extended climbing; i.e. wind generation industry.
We would need to define our appropriate use of a drone.

Round table:

Construction Safety Summit - No meeting in July; we'll be holding our annual Wayne Thomas Memorial Golf Scramble on July 27th!- Stone Creek Golf Club

Dede- we lose our rational ability when we start to feel the effects of heat. It is not just new employees that we need to speak to and keep up training. Total Worker Health Training, created a 3-hour training: For more about TWH 101 training, scroll down to Promising Practice:

<https://www.cdc.gov/niosh/twh/newsletter/twhnewsv10n2.html>

Also working on a Train the Trainer for this as well.

Hoffman Construction have an opportunity for as safety professional: contact [Tony Howard](#) for more information.

[Amme Standring](#) shared that Safe Build Alliance is looking for industry innovations for their event on October 20, 2021.

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:

August 3, 2021
Zoom Meeting