

**Oregon OSHA**  
Construction Advisory Committee  
Tuesday, February 1, 2022

**Meeting Minutes**

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**Attendees:**

Al Lee	Dennis Bonin	Mary Lou Wilson
Alta Schafer	Doug Pettyjohn	Michael Gordon
Amy Stranding	Emily Crews	Mike Brunenkant
Angelica V.	Eric Bongen	Nathan Taylor
Annmarie Earl	Eric Fullan	Nick Naramore
Barb Epstien	George Goodman	Penny Wolf-McCormick
Barbara Hanley	Hailey Latherow	Phillip Wade
Barry Moreland	Holt Andron	Renee Stapleton
Bashiru Mumuni	Jake Errico	Rick McMurry
Bill Haskins	Jeff Wilson	Robert Miller
Brandy Cannon	Jennifer Flood	Roberto Aguilar
Bryon Snapp	Jeremy Lawson	Roy Shawgo
Chris Dahl	John Mastro Monaco	Sean Tinker
Chris Grover	Julie Love	Shane Jundt
Dale Lindstrom	Kirsten Adams	Steve Huson
Darby Ramos	Lisa Pickert	Tony Howard
Darren Dikeman	Lisa Wisler	Tosha Gilpin
Dave McLaughlin	Lou Savage	Travis Stone
David Davidson	Lynn Craig	Troy Stroud
Dede Montgomery	Many Molina	

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The meeting was called to order by Nathan Taylor.

**Previous Meeting Minutes.**

The January meeting minutes were approved.

**Lessons Learned & Safety Suggestions:**

An employer had an 18-hour period that they had 3 injuries reported. They were not serious injuries. They did a safety stand down after, 5F's in injuries: Fast passed, lack of Familiarity, Focus/lack of focus, Fighting work, Frustration.

-It is good to stop and think about what you are doing.

-Notice that there is trend in our company with a lot of overtime. An employer is doing a stand down/ slow down and removing the overtime for a while to see if that helps.

Homeless population is growing and you never know where they are going be or where they will be hiding. Also there are sharps around, and can be unexpected areas. If you are picking up leaves, cleaning up planter boxes be careful because they could be hidden in the dirt.

Incident yesterday, icy road. Another company's dumpster slid and took out a fire hydrant. They didn't have a crew working in that area at the time because it was so icy, so it could have been a bigger issue.

**Continuing Business:**

**Status of Rule Making:**

Oregon OSHA is working on the permanent rule for [Excessive Heat](#) and [Wildfire Smoke](#). There are public hearings scheduled at the end of February and open comment period closes on March 18, 2022.

ETS1 from Federal OSHA has gone away and they are working on something else., we don't know the full details on what they may put in the new rule.

We are still working on the federal OSHA public entity in consultation.

Ag Labor Housing Rules Advisory Committee met January 31, 2022 to start working on that rule.

The adopted PEL rule for Manganese was adopted 9-1-2021 but it does not become effective until September 1, 2022.

Legislative session starts today. We are watching some bills.

We have a new legislative coordinator, Matt Kaiser.

Lou Savage is our Interim Administrator, while we recruit for a permanent Administrator.

Lisa Pickert asked about the Air Quality for HVAC?

-The provisions for indoor air quality are in the general rule.

3(f) Routine ventilation maintenance and evaluation.

The employer must optimize the amount of outside air circulated through its existing heating, ventilation, and air conditioning (HVAC) system(s), to the extent the system(s) can do so when operating as designed and maintaining healthy indoor temperatures, whenever there are employees in the workplace and the outdoor air quality index remains at either "good" or "moderate" levels. Here is the link to the text of changes:

<https://osha.oregon.gov/OSHArules/adopted/2021/ao14-2021-text-COVID-19-allworkplaces.pdf>

300A's need to be posted today, February 1,2022.

OSHA has a federal rule where reporting is required and some states don't have it adopted.

Oregon does require that you add information on the federal site. There is a new resource that Oregon OSHA has available.

### **Oregon OSHA Case Synopsis:**

An [Accident Investigation](#) from August 9, 2021. Citations we issued.

### **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. January 3<sup>rd</sup>, Klamath Falls

The employee was cutting the inside of a cabinet door when he caught his finger at a diagonal. The shop foreman heard him and helped him. Employee cut about 3/4 in. from the tip of his left index finger.

2. January 24<sup>th</sup> Portland

Employee was guiding a load that was being moved on a forklift by an employee of another company who had rigged the load. The nylon straps slipped off the forklift and the small steel structure landed on employees right foot. Employee was wearing safety boots. Employee kept working for about 30 minutes then went to immediate care Providence. They treated, stabilized it with a splint, took an XRAY and discharged him. Providence Immediate care told employee to go to an emergency room. Employee then went to the Corvallis Hospital. Employee was admitted on January 24th and surgery was done mid morning on January 25th.

3. January 10<sup>th</sup>, West Linn  
Caller reported that an employee fell from a ladder and was hospitalized over night. The employee's left leg and right foot are broken. He is now a patient at OHSU and will be going into surgery today. Employee was coming down from the ladder. Work was complete, employee unsecured the ladder, ladder slipped and employees leg slipped between rungs and ladder fell on him causing injury.
4. January 3<sup>rd</sup>, Garibaldi  
Worker was loading a 70 ft wood pole out of a bunk of mixed poles at a utility company property. The affected worker - his leg got caught between two poles that rolled together. One of the poles got cut with a chainsaw and the worker's leg was freed. Called 911 and sent worker to the hospital for a non life threatening injury. Heavy bruising - had to stay in hospital several days for monitoring for blood clots. Leg not broken.

## **Fatalities**

1. January 30<sup>th</sup>, McMinnville  
Employee called in sick to work on 1/29/22. On 1/30/22 employee's sister called store to report that her brother had passed away. 61 year old male
2. January 26<sup>th</sup>, Albany  
The employee had a medical event and was transported to the hospital. Diagnosed with a blood clot in the heart. 58 year old male.
3. January 26<sup>th</sup>, McMinnville  
The Superintendent for the excavation/paving company was walking along the fog line and highway cones that had been places along the outside edge are of the road that was going to be cut and then paved when the superintended was struck from behind. A worker in the job site called 911 and emergency services, local, county and state police arrived on site. The victim was pronounced deceased onsite from the injuries received when struck by the truck. 60 year old male.
4. January 13<sup>th</sup> Chiloquin  
Victim was working on a mini train engine that weighed about 1000 lbs. Victim was found laying on the floor with train engine on his head. Dropped off at 12:30 pm on Jan 13, 2022, found deceased at 4:00 PM. Victim was a volunteer. No Jurisdiction. 71 year old male.
5. January 18<sup>th</sup>, Hillsboro  
The victim was sent a text message from the Superintendent at approximately 9:40 AM 01/18/2022. On-site security cameras show the victim walking towards the mechanical room at approximately 12:00 PM 01/18/2022, he never came out. traveled to the site on 01/19/2022 after the victim failed to come home. The victim's girlfriend and the Superintendent walked the site and discovered the victim in the mechanical room. Superintendent called 911, after it was determined the victim was deceased, fire department called ME. In the initial conversation from ME to ER, ER stated ME believes cause of death is natural causes. 65 year old male.
6. January 4<sup>th</sup>, Gresham  
Employee went to restroom at about 2:20 PM. Employee clocked out for 30 min break. Employee locked door, employees could not open. Other employees started to question where the victim was. When door was open, victim was found on floor in restroom unresponsive. EMS was called and arrived. CPR was started and victim was transported and pronounced deceased.  
32 year old male
7. January 3<sup>rd</sup>, Hood River  
Railroad employee found dead in his POV at company's parking lot. Employee was off-duty. 50 year old male.

8. January 3<sup>rd</sup> West Linn

Two employees were compacting gravel in a one foot deep excavation in the roadway. A loader rolled downhill losing control of the brakes on wet pavement and rolled through the work zone. 66 year old male.

The group shared information on the various companies used for employee support with fatalities, family/ home issues, etc.

**Anonymous Questions:**

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

**I have seen a disconnect between enforcement and consultation on the subject of SDS access on projects. Additionally, I have heard conflicting information in the CAC over the last several years. About 4 years ago it was stated in the CAC that contractors can use a phone system, online data base, or printed SDS. It was also made clear that at the time the SDS are needed, and/or at the time of inspection, whatever system is set in place will need to work. Computer systems crash, websites go down, and not every job site has cell phone reception so companies need to prepare accordingly. Then about a year ago Michael Wood stated that SDS MUST be in paper form on the job site. Can we please get clarification on this subject?"**

The answer is best obtained by reviewing our letter of interpretation on our website = [si-2020-01.pdf \(oregon.gov\)](#)

Dave: there are several things to keep in mind depending on circumstance. All employees must be able to have access to the SDS.

In the event of an emergency, you need to be able to access that information now.

Multi employee worksite. You must have a process in place to share with other workers.

You can use an electronic system, but each one can break, so there needs to be a back up in place that can be accessed immediately if needed. if your power, network, phone system goes out, what is you plan?

The EMS need to take the SDS with them. If it is an iPad or phone, they need to take them with them, how do you get it back?

Bryon, this is a performance-based rule. It comes down to in an emergency, how can you ensure the SDS is available immediately.

Roy asked Are we talking about all chemicals on sites or just the hazardous chemicals?

- It would be any chemical that the manufacture states the meets the hazardous classification.

Lisa: so we don't have to have the paper, we can have the employee use their phone to search google.

Dave: You cannot have the process of requiring your employee to google the SDS. It will not necessarily get you the most recent SDS, and may not have them from the manufacture on google. It is your responsibility to have the SDS forms available.

Sean added that he prefers to have the paper copy and they have a an excel sheet that they keep the names of all and they update regularly.

George: it sounds like what Oregon OSHA really requires is paper. Because every system is subject to outages.

Dave: we do not dictate that paper is the only option.

Penny: We have come across systems that work great, but there are some that don't work reliably.

**Round table:**

Joint ASSP-RIMS Educational Session and February Meeting  
Thursday, February 17, 2022 from 11:00 AM – 1:00 PM  
Topic: Diversity, Equity, and Inclusion: The Evolving Landscape  
<https://cwc.assp.org/events/assp-rims-february-chapter-meeting/>

Spring 2022 Symposia - Save the date  
From the Great Resignation to the Great Reconfiguration: Connecting research and practice  
Friday, June 3, 2022 via Web Ex  
9 AM - 3 PM  
Keynote: Berrin Erdogan, Ph.D., Professor of Management, Portland State University  
<https://www.ohsu.edu/oregon-institute-occupational-health-sciences/training-and-symposia>

The Willamette Valley Construction Career Days is in Person this year on April 19, 2022 at the State fair Grounds! Let's make this a great day for students to become familiar with Construction Trades

The next Construction Safety Summit Zoom meeting will be on Tuesday, February 22nd, at 12:00 p.m. covering Wellness and the Industrial Athlete.

Oregon OSHA has a new Silica Safety training course with an instructor PowerPoint presentation:  
<https://osha.oregon.gov/edu/courses/Pages/silica-online-course.aspx>  
If you have any questions, feel free to reach out: [phillip.wade@dcbs.oregon.gov](mailto:phillip.wade@dcbs.oregon.gov)

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

**Next Meeting:**

March 1, 2022  
Zoom Meeting