

WISHA ADVISORY COMMITTEE
Meeting Summary September 7, 2017

Topic	Discussion	Action/Informational Items
Welcome & Introductions	<p>Members Present: Mike Fallon, Claude Golden, Tammie Hetrick, Pamela Tabert, Eric Gonzales, Ed Wood, Jr., and Linda Williams</p> <p>Members Absent: Lee Newgent</p> <p>L&I Staff Present: Anne Soiza, Alan Lundeen, Lezlie Perrin, Dave Bonauto, Jenifer Jellison, Caprice Catalano, Jeff Killip, Nancy Bell, and Diane Westmoreland (Recorder)</p> <p>Members of the Public Present: Holly Markee, Approach Management Services; Scott Dilley, Washington State Dairy Federation; Marty Cohen, University of Washington; Viona Latschaw, WA State Labor Council/Project Help; Michael Sorenson, Vigilant; Rick Means, Washington Retail Association, Mark Streuli, WA Farm Bureau; Sherry Baron, King County; Mel Rostron, PCL Construction; Neil Hartman WA Building Trades; Brian Padgett, K Solutions Law; Patrick Koenig, WSIA; John W. Shervey, JWS Inc.; Chris Swanson, BIIA; and Jack Eng, BIIA</p>	
Opening Remarks	<p>Anne Soiza, DOSH Assistant Director, SOIZ235@Lni.wa.gov</p> <p>Anne welcomed everyone and around the room introductions were made. Linda Williams, Committee Member and Chairperson of the Board of Industrial Insurance Appeals (BIIA), introduced Chris Swanson and Jack Eng from the BIIA who attended the meeting.</p>	
Rules Updates	<p>Alan Lundeen, Sr. Program Manager for Standards, Technical and Laboratory Services, LUND235@Lni.wa.gov</p> <p>Alan reviewed the information on the DOSH Rulemaking Summary handout and provided a detailed update on each:</p> <p>Lead – A meeting with stakeholders was held on June 29th in Tukwila to review the draft rule; meeting was well attended. Other meetings with stakeholders were held to go over the discussion draft and those were well attended as well and had a lot of feedback and questions.</p>	

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	<p>The current Lead rule is over 20 years old and is very technical and legal and is hard to understand. There are not necessarily a lot of changes to the requirements in the new discussion draft, but it is easier to understand and includes housekeeping and training requirements. Anne added that only certain parts of the rule are changing; mostly exposure limits and blood lead levels; scope is not changing. The rule applies to all industries with lead and it's the exposures that needs to be assessed by employers.</p> <p>Anne also explained the rule petition process for state agencies.</p> <p>PSM (Process Safety Management) - Started off as a petition from the United Steel Workers; was rescinded and it was decided to implement a stakeholder group. DOSH went through the rule line by line with the stakeholder group. Oil refineries will have new requirements in a separate section; has not been decided if other parts of the rule will be changing. This, too, is a 20-year-old rule. We do not have a draft yet; most likely will by the end of 2017.</p> <p>Construction Confined Spaces – Changes to the rule are OSHA driven; changes will be minor. A public hearing is scheduled for 10/12/17.</p> <p>Cell Tower/Telecommunications – The draft rule is about 75 pages. Anne shared that ANSI used our rule language to draft guidelines/practices for the industry. Here in Washington state, both the business and labor populations have partnered well with us to develop the rule.</p> <p>Crystalline Silica – Finalizing proposed rule packages.</p> <p>Beryllium – OSHA updated their rule. We have two stakeholder meetings scheduled for September; we are essentially adopting the rule from OSHA and WISHA-tizing it.</p> <p>Logging – The rule has been adopted with an effective date the end of October.</p>	

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	<p>Hyperbaric/Compressed Air (Tunneling) – Hoping for the draft rule to be completed by the end of 2017. This rule is almost 50 years old.</p> <p>Asbestos Supervisor Training Requirements – DOSH initiated update; language was not clear.</p> <p>Fall Protection/Walking Working Surfaces – Rulemaking is being done as a unified approach, combining the two into one vertical standard and will address work being done in all industries; industry supports this approach. Several stakeholder meetings will be scheduled; not a lot of new requirements are anticipated.</p> <p>Worker Protection Safety (WPS) – This rulemaking was initiated by the EPA; L&I is working with WA State Department of Agriculture; still working on language in a few areas</p> <p>Chapter 45 (Electrical Power Generation, Transmission, and Distribution) – We missed one reference to hard hats when we did rulemaking on this, which we will fix; working with EUSAC and sub-committee. No new requirements (typos and clarifications only).</p> <p>DOSH Appeals E-Filing – State initiated legislative change adding language for employers to file appeals electronically; will do expedited rulemaking with an anticipated effective date of 1/1/2018.</p> <p>Trolley Lines – Working under electrical lines; OSHA has determined that our proposed rule, WAC 296-155-428 and DOSH Directive 18.70, are at least as effective as federal OSHA requirements. EUSAC still has concerns.</p> <p>Standards Improvement Project – No new updates. This is not changes to rule requirements; housekeeping only (typographical errors).</p> <p>Right To Know – Tabled for now. Made changes a few years ago; may need clarification.</p>	

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	<p>Demolition – Addition and clarification of engineering report requirement. Currently the rule requires an engineering plan, but doesn't say they have to follow it.</p> <p>eRules – have been a bit delayed due to other rule priorities; very close to being finished.</p>	
<p>SHARP Updates</p>	<p>Dave Bonauto, SHARP Program, BONE235@Lni.wa.gov, briefly described the following handouts from the SHARP Program brought to today's meeting:</p> <ul style="list-style-type: none"> • SHARP Stats: <i>WMSD Claims and Costs</i> (SHARP publication: 76-06-2017) • Logging Hazard Brief: <i>Road builders can create hazards for loggers and cutters</i> (SHARP Publication: 94-01-2017) • Logging Hazard Brief: <i>Equipment Hazards Frequently Found During DOSH Consultation Visits, January-April 2017</i> (SHARP Publication: 94-02-2017) • Logging Hazard Brief: Hazard: <i>Skyline Hung Through Standing Timber</i> (SHARP Publication 94-03-2017) • Logging Hazard Brief: Hazard: <i>Unstable Logs on Loads</i> (SHARP Publication 94-04-2017) • Logging Hazard Brief: Hazard: <i>Grabbing Swinging Chokers</i> (SHARP Publication 94-05-2017) • FACE Injury Narrative: <i>Dairy Worker Injured When Clothes Are Caught in Straw Spreader</i> (SHARP Report No.: 71-161-2017) • FACE Fatality Narrative: <i>Truck Driver Crushed When Unsecured Equipment Falls From Trailer</i> (SHARP Report No.: 71-159-2017) • FACE Fatality Narrative: <i>Foreman and Laborer Fall When Aerial Lift Struck by Vehicle</i> (SHARP Report No.: 71-160-2017) • FACE Logging Injury Alert: <i>Timber Faller Killed When Struck by Maple Top</i> (SHARP Publication 92-26-2017) • Technical Report: <i>Timber Faller Perspectives on Tethered Logging Operations</i> (Technical Report Number 11-3-2017) 	

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	<ul style="list-style-type: none"> • Technical Report: <i>Immediate Inpatient Hospitalizations for Work-Related Injury – Washington State, 2014</i> (Technical Report 96-04-2017) <p>Additional information provided by the SHARP Program can be found at: http://www.lni.wa.gov/Safety/Research/?F=SHPN</p>	
SHIP Updates	<p>Jenifer Jellison, SHIP Program Manager, JELJ235@Lni.wa.gov shared with the group that the grant cycle for Safety and Health grants is currently open until October 31, 2017, and the Return to Work grant cycle is currently open until further notice. The SHIP Program is looking into incorporating equipment grant projects in the Return to Work grants. The equipment grant projects would not be for helping employers get into compliance, but rather would help them with best practices and job modifications.</p> <p>One of the areas the SHIP Program is looking into is whether or not there would be a conflict for those employers applying for a Return to Work grant if they are already receiving funding from L&I through the Stay at Work Program.</p> <p>Allocations for the SHIP Program for the 2017-2019 biennium will be approximately \$3.2 million.</p> <p>More information about the SHIP Program can be found at: http://www.lni.wa.gov/safety/GrantsPartnerships/SHIP/default.asp</p>	
DOSH Updates	<p>Anne shared that a 10% raise was approved for safety and health specialists and industrial hygienists in the biennial budget (2017-2019) in addition to the cost of living raise effective July 1, 2017. The 10% was not as much as we'd asked for and we most likely will continue to be challenged with keeping DOSH staff and future recruitment efforts.</p>	

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	<p>The Legislature also approved the addition of 11 FTEs for DOSH field staff positions. Anne thanked business and labor for their support at the Legislature.</p> <p>The new building for the DOSH laboratory and Training Center is still high on the priority list and is dependent on the Capital Budget passing.</p> <p>Anne reminded everyone about the Governor’s Industrial Safety and Health Conference on September 19th and 20th at the Greater Tacoma Convention Center.</p>	
<p>Discussion Topics</p>	<p>Anne asked the following questions; discussion followed. Ideas from Committee members and others are listed out in the bullets below each question.</p> <ol style="list-style-type: none"> 1. What more could we do to reach out to small businesses to help them establish safe and healthy workplaces? <ul style="list-style-type: none"> • Employer organizations spend a lot of time with employer members just making sure they have the basics for start-up; associations are also struggling with how to help their membership • Figure out what employers will be doing and develop a checklist for what’s needed • Share SHIP grant products information • Link the type of business to resources available • What can agricultural employers do in preparation for protection for their employees for air related issues when working in/exposed to smoke from forest fires and/or other heat related situations • DOSH representatives could meet with small business groups and Chamber of Commerces to discuss issues • John Shervey provided the following written comments: Promote use of tools developed through SHIP grants. Last year a grant was approved to develop a specific smart device app known as “WA HSEQ”. The app provided a means of making 	

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	<ul style="list-style-type: none"> No specific ideas or suggestions were provided 	
Review of action items and future agenda topics	<ul style="list-style-type: none"> Continue SHIP updates for status of grants; continue to have grantees share information about their grant projects Continued discussion on START program Report out on fatality data Inspection data – how do we prioritize resources with limited FTEs 2018 L&I agency request legislation at December meeting 	
Next WAC Meeting	<p><u>2017 WAC Meeting Schedule:</u> Thursday, December 7th, 9:00-Noon, L&I – S117</p>	