

WISHA ADVISORY COMMITTEE
Meeting Summary December 7, 2017

Topic	Discussion	Action/Informational Items
Welcome and Introductions	<p>Members Present: Mike Fallon, Claude Golden, Pamela Tabert, Eric Gonzales, and Samantha Grad</p> <p>Members Absent: Tammie Hetrick, Linda Williams, and Ed Wood, Jr.,</p> <p>L&I Staff Present: Anne Soiza, Alan Lundeen, Tammy Fellin, Shawn Ruth, Lezlie Perrin, Dave Bonauto, Caprice Catalano, Jeff Killip, Nancy Bell, Lou Flores, Teri Neely, Mike Foley, Amy Davidson, and Diane Westmoreland (Recorder)</p> <p>Members of the Public Present: Steve Heist, Approach Management Services; Scott Dilley, WA State Dairy Federation; Marty Cohen, University of Washington; Viona Latschaw, WA State Labor Council/Project Help; Guadalupe Montes, Vigilant; Rick Means, Washington Retail Association; Corwyn Fischer, WA Farm Bureau; Dominique Damian, WA Farm Bureau; Sherry Baron, King County; Neil Hartman WA Building Trades; Chris Addy, K Solutions Law; and John W. Shervey, JWS Inc.</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. Anne announced that this would be Mike Fallon’s last WISHA Advisory Committee meeting he would be attending, as he will be retiring soon. Anne presented Mike with a certificate of appreciation for his nine years of service as a Committee member and an Assistant Director’s Challenge Coin. Mike is the first external person to receive one of these coins. Note: Challenge coins are a meaningful gesture of comradery, pride, recognition and tradition. Commonly used in Military service, they are a form of currency with their own deep meaning, value, and history. The DOSH recognition program has joined this tradition, awarding coins to individuals who have dedicated themselves to their work, significantly contributing to our mission of keeping Washington workers safe, healthy and working.</p>	

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<p>2018 Agency Request Legislation</p>	<p>Tammy Fellin, L&I Legislative Director, FELU235@Lni.wa.gov Tammy joined us to provide an overview of 2018 agency request bills and L&I's 2018 supplemental budget requests. Tammy provided a handout for the agency request bills, titled, <i>2018 Potential Agency Request Bills</i> and gave a brief description for each:</p> <ul style="list-style-type: none"> • HB 1953/SB 5743: Responding to federal changes by increasing maximum Safety and Health Penalties (these bills are returning from the 2017 legislative session) • HB 1408/SB 5340: Creating a new elevator permit to allow a risk-based approach to inspections (these bills are returning from the 2017 legislative session) • Extending the temporary elevator mechanic license (new for 2018) • Creating an additional option for Factory Assembled Structures inspections (new for 2018) • Workers' Comp Investments in and for the System – placeholder <p>Note: A copy of the handout, <i>2018 Potential Agency Request Bills</i>, which provides descriptions for each of the bills, is available upon request.</p> <p>She reviewed the handout provided titled, <i>L&I Summary of 2018 Supplemental Budget Requests</i>, which includes 10 proposals:</p> <ol style="list-style-type: none"> 1. DOSH/SHARP Lab and Training Center (capital) – Construct a new lab and training facility, to be co-located with the Dept. of Agriculture on property already owned and partially developed by the Dept. of Natural Resources. 2. Factory Assembled Structures Workload (maintenance) – Add 6.9 permanent FTE personnel to provide timely plan reviews and inspections in response to rapid industry growth. 3. Crime Victims Compensation Program (maintenance) – Increase the GF-S appropriation to address a projected shortfall beginning in FY18 caused by new legislative requirements adopted in 	

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	<p>2017 and an anticipated reduction in federal funding.</p> <ol style="list-style-type: none"> 4. Mainframe migration (maintenance) – Shift unspent project funding from FY18 to the 2017-19 biennium. 5. Prevailing wage technology (policy) – Further expand the capabilities of L&I’s public works computer system; make it easier for contractors, awarding agencies and others to comply or track compliance with public works requirements and to close out projects more quickly. 6. Public works apprenticeship outreach (policy) – Improve compliance and consistency among public works contractors and agencies. 7. Modernize L&I Headquarters elevators (capital) – Modernize the six elevators in the L&I Headquarters building. 8. Electrical salary increases (maintenance) – Appropriate funds for electrical job class raises provided in the 2017-19 union contract. 9. Relocate field offices (maintenance) – Close the Seattle office and relocate employees; relocate the Bremerton and Port Angeles offices due to a variety of maintenance, safety and accessibility problems. 10. Construction Registration Inspection Account (maintenance) – Make a technical correction to transfer appropriation authority from the state General Fund to the newly created Construction Registration Inspection Account. <p>Note: A copy of the handout, which provides descriptions for each of the requests, is available upon request.</p>	
Rules Updates	<p>Alan Lundeen, Sr. Program Manager for Standards, Technical and Laboratory Services, LUND235@lni.wa.gov Alan reviewed highlights of the information on the DOSH Rulemaking Summary handout:</p> <p>Cell Tower/Telecommunications –Chapter 296-32 WAC, Telecommunications, has been adopted, effective January 1, 2018. The rule is available in paper book form or electronically. We will send out information on the ListServ.</p>	

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	<p>DOSH Appeals E-Filing – State initiated legislative change adding language for employers to file appeals electronically; adopted the end of October 2017, with an effective date of January 1, 2018. Employers will be allowed to file appeals electronically (not Board appeals). There were no comments given during the public hearing process; extension process is still applicable.</p> <p>Construction Confined Spaces – Changes to the rule are OSHA driven; changes will be minor. A public hearing was held October 30th; only a few comments were received. No changes to the language. Rule will be filed January 12, 2018; effective February 2018.</p> <p>Pesticides/Worker Protection Safety (WPS) – EPA has slowed down the process; L&I is still working with WA State Department of Agriculture. Both agencies will receive training to be on the same page. Tentative locations chosen for public hearings are Mount Vernon and Eastern WA; will add other locations upon request.</p> <p>Crystalline Silica – Finalizing proposed rule packages. Dr. Reul, who works in L&I’s Office of the Medical Director, is working with us on the rule package.</p> <p>Beryllium – Planning to file the CR-102 December 19, 2017, effective in May 2018. We will basically adopt OSHA’s rule; there are a couple of areas we will change to meet Washington’s Workers’ Comp Title 51 so we will not be in conflict (with Title 51). There is a lot of exposure at Hanford (not our jurisdiction) but not a lot of exposure in other industries; small amounts are used in the aerospace industry; only slight employee exposures.</p> <p>Lead –This rule is still getting a lot of attention and we have received a lot of comments from the public. John Stebbins, DOSH Industrial Hygienist, continues to review stakeholder comments. More stakeholder meetings are scheduled for March 2018. Rule filing delayed due to the review of stakeholder comments and the possibility of doing an economic analysis.</p> <p>eRules –We are in the last phases of completion; have been a bit delayed due to other rule priorities.</p>	

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	<p>Recordkeeping and Reporting – OSHA deadline has been extended to December 15, 2017, to submit online; not effective for WA state employers as we have not yet adopted the rule.</p> <p>(Unified) 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. Seventeen different standards (rules) are being looked at to make sure we’re not missing any. Filing of the CR-101 is planned within the next few months; initial draft rule should be completed by late Spring/early Summer. DOSH is working with the members of the Construction Advisory Committee on this rule and there is a stakeholder group. L&I ListServ is up and running for folks to keep current with information on the rule.</p> <p>Asbestos – One of the Committee members asked if the asbestos rule was going to be rewritten. Alan said, no, we’re only clarifying the language for the asbestos supervisor training requirements; DOSH initiated the update, as the language was not clear.</p>	
SHIP Updates	<p>Caprice Catalano, Safety and Health Specialist in the SHIP Program, CATC235@Lni.wa.gov</p> <p>Caprice reviewed the grant requests listed on the handout titled <i>Funding Decisions 2017-2019</i>. The funding cycle for the safety and health grant proposals closed on October 31, 2017, and the proposals listed on the handout are the ones that the SHIP Committee will review over the next several weeks. Caprice stated that there were a lot of grant proposals submitted this cycle and were highly competitive. Caprice was asked what the actual dollar amount was for funding for the first year. The total dollars for grants for the first year is \$700,000.00 and is divided up between the three different categories: 50% for Safety and Health; 25% for Return to Work; and 25% for Small Business.</p> <p>Paul Chasco from ESD 113 gave a presentation on their grant proposal that was funded: <i>Keeping Special</i></p>	

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	<p><i>Education Teachers and Para Professionals Safe and Working – Injury Prevention and Reduction Among Special Education Teachers, Para Professionals.</i> They developed five interactive training modules on prevention vs. control (of student behavior) over the course of a school year. They also implemented a database to track injuries, illnesses, and incidents; identified personal protective equipment (PPE) for use by teachers and bus drivers; and have provided awareness training to educate staff for prevention and what leads up to attacks on staff by students. Outcome from the grant project has been very successful and has had a positive national impact.</p> <p>More information about the SHIP Program can be found at: http://www.lni.wa.gov/safety/GrantsPartnerships/SHIP/default.asp</p>	
<p>SHARP Updates</p>	<p>Dave Bonauto, SHARP Program, BONE235@lni.wa.gov, briefly described the recent publications and other information completed by the SHARP Program. Note: A list with the title and publication number for each is included with this meeting summary</p> <p>Mike Foley from the SHARP Program gave a brief description for the various Research Findings publications and the SHARP Stats, which are also included on the attached list.</p> <p>Additional information provided by the SHARP Program can be found at: http://www.lni.wa.gov/Safety/Research/?F=SHPN</p>	
<p>START Updates</p>	<p>Teri Neely, DOSH Consultation Operations Manager, LEER235@lni.wa.gov</p> <p>Teri reviewed the information on the handout that was provided and gave an update on DOSH’s START (Safety Through Achieving Recognition Together) program and answered questions from Committee members and the audience. Teri gave some background information about the program, as several folks were not familiar with it.</p>	

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DOSH Updates	Anne discussed the inspection information on the handouts provided and answered questions. A discussion followed	
Review of action items and future agenda topics	<ul style="list-style-type: none"> • Continue SHIP updates for status of grants; would also like to see a list of all grant proposals submitted and show which ones were accepted and which were denied. Continue to have grantees share information about their grant projects • Move forward to replace the two Committee member vacancies (one business representative and one labor representative) • Legislative updates from the 2018 session 	
Next WAC Meeting	<p><u>2018 WISHA Advisory Committee Meeting Schedule</u></p> <ul style="list-style-type: none"> • Thursday, March 8th, 9:00 a.m. to Noon, L&I Tumwater Building, Room S117 • Thursday, June 14th, 9:00 a.m. to Noon, L&I Tumwater Building, Room S117 • Thursday, September 6th, 9:00 a.m. to Noon, L&I Tumwater Building, Room S117 • Thursday, December 6th, 9:00 a.m. to Noon, L&I Tumwater Building, Room S117 	