



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
MARTHA YODER
DIRECTOR

STEVEN H. HILFINGER
DIRECTOR

CONSTRUCTION SAFETY STANDARDS COMMISSION MEETING

May 16, 2012- 9:30 A.M.
State Secondary Complex, General Office Building
1st Floor, Conference Room B, Lansing, Michigan

MINUTES

COMMISSIONERS PRESENT:

Gregg Newsom
Timothy Bedenis
Joe Gillespie

Mark Bulthuis
Valerie Bradley
Tapan Datta

Jack O'Donnell, Vice Chairperson
Don Hiltunen

COMMISSIONERS ABSENT:

Kathleen Dobson, Chairperson

DEPARTMENT PERSONNEL PRESENT:

Martha Yoder, MIOSHA Director
Ron Ray, MIOSHA Management & Technical Services Division Director
Daniel Dykstra, MIOSHA Standards Program Manager
Patty Meyer, MIOSHA Construction Safety and Health Division Director
Dena Hendon, MIOSHA Standards Departmental Analyst
Debbie Merryfield, MIOSHA Standards Departmental Analyst
Toscha Densmore, MIOSHA Standards Secretary
Kristin Osterkamp, MIOSHA CET Senior Industrial Hygienist
Paul Wrzesinski, MIOSHA Construction Safety and Health Division Safety Manager
Lisa Hogan, MIOSHA Asbestos Departmental Analyst

VISITORS

Robert Bonack, OSHA Lansing Area Director

Mission statement

The mission of the construction safety standards commission is to provide the leadership and vision necessary to ensure a safe work environment for the Michigan construction community.

The commission involves employees and employers in the development of safety standards as it endeavors to continually examine and improve those standards for purpose, clarity, applicability, enforceability, and cost effectiveness.

It is our vision that we become a national leader in safety for industry by incorporating the changing needs of new technologies and methods into our standards.

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Agenda Item #1 - Call to Order, Roll Call

The May 16, 2012, Construction Safety Standards Commission meeting was called to order at 9:34 a.m. by Commissioner O'Donnell. A roll call was taken and a quorum was present.

Agenda Item #2 - Approval of Minutes from February 15, 2012, Meeting

A motion was made by Commissioner Newsom and was seconded by Commissioner Bradley to approve the minutes of the February 15, 2012, meeting. **MOTION CARRIED UNANIMOUSLY.**

Agenda Item #3 – MIOSHA Update – Martha Yoder, Director, MIOSHA

Ms. Martha Yoder thanked the Commission for welcoming her back. Mr. Doug Kalinowski retired in February and has taken a new position as the Director of the Directorate of Cooperative and State Programs in Washington, DC. MIOSHA is no longer reporting to Mr. Steve Arwood, and now reports to Mr. Rob Nederhood.

Ms. Yoder gave a brief overview of the Office of Regulatory Reinvention (ORR) project. The ORR had over 600 recommendations, and at this time, we are still waiting on guidance of how to proceed. MIOSHA will keep the Commissions updated as we receive information. MIOSHA will continue with the Commissions until a decision is made on the recommendations. Discussion was held on how the Commissioners felt in regards to the recommendation of abolishment. Ms. Yoder encouraged the Commissioners to provide their feedback to the ORR and provided the website of www.michigan.gov/orr.

MIOSHA will be holding the annual Take A Stand Day (TASD) on August 8, 2012. Ms. Yoder encourages informing others of this great opportunity and provided each commissioner with a handout providing details on the TASD.

MIOSHA is continuing to work on ways to connect with the industry, and in keeping up with modern technology, MIOSHA now has a monthly E-news letter, a Facebook page, and a Twitter account.

The strategic plan for FY 9-13 is close to entering its last year, and MIOSHA will soon be working on a new plan for the next 5 years. MIOSHA is thinking about organizing a few focus groups to help with the direction of the plan. Fatalities are going down, but MIOSHA's work is not done. We will continue to work on ways to bring the numbers down more.

Agenda Item #4 – Management and Technical Services Division Update – Ron Ray, Director MTSD

Mr. Ron Ray provided an update on the budget within MIOSHA. Funding received for FY 12 will be depleted. Funding for FY 13 appears to be equal to that received for FY 12. MIOSHA is looking at ways to save money, as a major portion of the budget is going to go towards retirement and health benefits.

MIOSHA is continuing to move forward on updating our Integrated Management Information System (IMIS). IMIS is a database that is linked with Washington and holds all our inspection/investigation data. With the IMIS, MIOSHA never owned our own data. We have found a system that we are hoping to have implemented by the end of FY 13, and will cost approximately \$900,000. The OSHA Information System (OIS), is the system that federal OSHA is implementing to update IMIS. MIOSHA will have our own system that will tie into OIS. Having our own system will allow MIOSHA to own our data.

Mr. Ray gave an update on MIOSHA's CET Grants program. A workshop for potential grantees is scheduled for May 17, 2012. If a grantee is accepted to the program, they have to contribute at least 10% towards the project. Mr. Ray highlighted a few of the current grantees.

Mr. Ray provided an update on staffing within MTSD. Currently there are two vacancies; one position in the Laboratory and Equipment Services Section, and the other is the CET Grants Coordinator. The CET Grants Coordinator position, previously held by Ms. Marsha Parrot-Boyle, job duties have been split up amongst staff members. Another duty

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that Ms. Parrot-Boyle held was organizing the MIOSHA Leadership Institute (MLI). Mr. Dan Dykstra will now be heading the MLI. The training offered by the MLI is only available to MIOSHA employees and the classes offered help staff learn to become leaders. MIOSHA encourages all staff members to participate in the classes.

Agenda Item #5 - Standards Section Update – Daniel Dykstra, Program Manager

Mr. Dykstra provided a brief update on the progress of construction standards. CS Part 22, Signals, Signs, Tags, and Barricades, and CS Part 32, Aerial Work Platforms, are currently downtown at the ORR. CS Part 42, Hazard Communication, changes have been made in the federal standard, and MIOSHA has to adopt the changes within 6 months to be as effective. MIOSHA is planning to adopt the federal changes by revising our current standards. There are also provisions in Act 154 that cover Hazardous Communication, and staff are currently analyzing whether changes to the Act are also necessary. As far as the ORR recommendations, we are preparing to make whatever changes are necessary to comply with the report.

Agenda Item #6 – Construction Safety & Health Division (CSHD) Update – Patty Meyer, Director CSHD

Ms. Patty Meyer started out by welcoming Ms. Yoder back from retirement. Ms. Meyer also thanked the Commission for all their time and work.

Ms. Meyer provided an update from the CSHD. Since the last commission meeting, CSHD has had two more fatalities, with a total of four for the year. One was due to an electrocution, and the other was stuck by a vehicle.

The Residential Fall Protection Initiative that was launched in April 2011 has been given a new “phase in” period. Employers now have until September 16, 2012, to be in compliance. A Residential Fall Protection Solutions Forum was held March 29, 2012, to assist residential builders with fall protection “best practices” and provide training for establishing criteria for developing site-specific fall protection plans. The updated enforcement policy for Residential Fall Protection is available on the MIOSHA website. Ms. Meyer pointed out there are two alternatives that will be allowed for residential construction. The first alternative is that employers may use a fall protection plan during specific residential framing operations at heights up to 10 feet above lower levels. The second alternative is that employers may incorporate the use of slide guards in their fall protection plans during roof sheathing and roofing operations. This is only allowed on roofs with ground-to-eave heights less than 18 feet and do not exceed a 6:12 pitch.

CSHD has one new alliance which is with The Michigan Laborers Training and Apprentices Institute. The agreement was signed in November 2011. CSHD is currently in discussion with Operating Engineers Local 324 Journeyman & Apprentices Training Fund with respect to an alliance.

Ongoing partnerships in Construction are with: Detroit Edison; Pioneer Construction Co; and Christman Company. Detroit Edison has gone approximately 3 years without a lost time incident. Pioneer Construction Co. has had no lost time incidents, but 2 recordable injuries. Christman Company has no recordable injuries as of yet on their partnership project. A new partnership with Barton Malow Company was signed April 12, 2012, to add an eight-story bed tower on the St. Joseph Mercy Oakland Hospital Campus. On May 1, 2012, a new partnership was signed with Christman Company and Kraus-Anderson Construction Company. This is a joint venture to build an extension to the Four Winds Casino in New Buffalo. This is also the first construction partnership with a Native American tribe in the nation. The project includes hotel suites, an event center, and a Hard Rock Café Four Winds restaurant.

Agenda Item #7 – OSHA Update – Robert Bonack, OSHA Lansing Area Director

Mr. Robert Bonack presented a Power Point presentation on Preventing Falls in Construction and Preventing Heat Illness in Outdoor Workers. Mr. Bonack showed where on the OSHA website information regarding these topics could be found. Handouts were available for those interested.

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Agenda Item #8- Old Business

a. Status of CS Part 10, Lifting and Digging Equipment

Mr. Dykstra provided a brief update on CS Part 10, Lifting and Digging Equipment. Comments were received from ORR and OSHA on CS Part 10, and MIOSHA has responded. CS Part 10 is currently at ORR awaiting approval.

Agenda Item #9 – Public Comment

No public comment.

Agenda Item #10 – Next meeting

The next Construction Safety Standards Commission meeting will be held on Wednesday, August 15, 2012, 9:30 a.m., General Office Building in Lansing, Conference Room B.

Agenda Item #11 - Adjournment

With no further business before the Commission, a motion was made by Commissioner Newsom and seconded by Commissioner Bradley to adjourn this meeting. **MOTION CARRIED UNANIMOUSLY.**

Jack O'Donnell, Vice-Chairperson

Date