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DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
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**MIOSHA Construction Safety Standard
Part 22 Signs, Signals, Tags, and Barricades
Advisory Committee Meeting**

**September 20, 2011, 9:30 A.M.
State Secondary Complex, 7150 Harris Drive, Lansing, Michigan, 48909
General Office Building, Conference Room G**

MEETING MINUTES

ADVISORY COMMITTEE MEMBERS PRESENT:

Patrick Brown	Michigan Infrastructure and Transportation Association
D. Lynn Coleman	Michigan Laborers' Training & Apprenticeship Institute
Jim Gaus	Michigan Department of Transportation
Andy Schirk	Retired from International Union of Elevator Constructors Local 85

ADVISORY COMMITTEE MEMBERS ABSENT:

Roger Swap	Highway Service Company
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MIOSHA STAFF PRESENT:

David Almanza	Management and Technical Services Division
Daniel Dykstra	Management and Technical Services Division
Lisa Spitzley	Management and Technical Services Division
Debbie Merryfield	Management and Technical Services Division
Patty Meyer	Construction Safety and Health Division
John Stewart	Construction Safety and Health Division
Ron Ray	Management and Technical Services Division

VISITORS:

Jim Shea	P.K. Contracting
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Call to Order

The September 20, 2011 Construction Safety Part 22 Signs, Signals, Tags, and Barricades advisory committee meeting was called to order by MIOSHA Standards Section Manager Daniel Dykstra. Mr. Dykstra welcomed everyone. All committee members, MIOSHA staff and visitors introduced themselves.

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Mr. Dykstra reviewed the charge from the commission to consider recommended changes to Rule 222 with regards to the placement of traffic control devices from a moving vehicle. The committee was cautioned that the Office of Regulatory Reform is scrutinizing all current and pending rule promulgation activities for impact on employers, employees and businesses. The new administration is requesting additional justification, and information regarding potential impact and/or costs, for all amendments.

Proposed Amendment to Rule 408.42225

Visitor Mr. Jim Shea of P.K. Contracting and Advisory Committee Member Mr. Patrick Brown provided the committee with proposed language modifications to R 408.42225. Mr. Shea and Mr. Brown stated that General Industry Safety Part 17 Refuse Packers allows trash collectors to ride on the back of a garbage truck without a fall arrest system and the placement of traffic control devices from a moving vehicle should be treated similarly.

Mr. Jim Gaus stated that the proposed language, as written, would not protect the placement of traffic control devices from a trailer since it only refers to vehicle mounted work platforms (VMWP). Mr. John Stewart cautioned not to make a rule that would hurt small employers who are not using VMWPs. Many still use trailers and pick-up trucks with the door removed. Ms. Patty Meyer stated that the standard will also still cover employers who feed cones from the bed of a truck.

The group discussed regulations within MIOSHA and other state agencies that prohibit construction workers from riding unsecured in the back of a pick-up truck outside of the work zone. The group would like to review the current seat-belt law.

Ms. Meyer will research data on accidents involving unsecured construction workers in the back of trucks and provide to the committee at the next meeting.

Mr. Stewart suggested adding an appendix to Part 22 describing acceptable protective measures that can be used during the placement of traffic control devices.

Mr. Gaus is concerned that Rule 408.42225(1)(c)(i) and (ii) as currently written is too stringent and volunteered to draft rule language that would be more practical for industry to follow.

Adjournment

Mr. Gaus, Ms. Meyer, and Mr. Brown will work together to revise the language in Rule 2225 prior to the next advisory committee meeting. Ms. Merryfield will email committee members potential dates in October and November for the next meeting as soon as possible.

Review of September 20, 2011 Meeting Minutes

A motion was made by Mr. Lynn Coleman and seconded by Mr. Patrick Brown to accept the minutes as written. **MOTION CARRIED UNANIMOUSLY.**

Review of Proposed New Language for Rule 2225

Mr. Jim Gaus, Ms. Patty Meyer, and Mr. Patrick Brown worked together to tweak the existing rule. The committee was given a copy of their proposed changes to Rule 2225. The committee asked that the definition of “Work Zone” be added to the Definitions section of Part 22. Ms. Debbie Merryfield will add the definition of “Work Zone” from the 2011 edition of the MMUTCD to Part 22.

The committee made several revisions to the proposed draft language presented by Mr. Gaus, Ms. Meyer and Mr. Brown. Ms. Merryfield will compile these changes into a strike/bold version of Part 22 and email the draft to the committee to review. The committee would like to vote on the proposed changes via teleconference after being given a few weeks to review the document.

Adjournment