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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
Michigan Occupational Safety & Health Administration
(MIOSHA)

STEVEN H. HILFINGER
DIRECTOR

**MIOSHA General Industry Safety Standard
GI Part 74 Fire Fighting Advisory Committee Meeting**

June 21, 2011, 9:00 A.M.
State Secondary Complex, 7150 Harris Drive, Lansing, Michigan, 48909
General Office Building, Conference Room B

MEETING MINUTES

ADVISORY COMMITTEE MEMBERS PRESENT:

Brian Blomstrom..... Greenville Dept. of Public Safety
Richard Clark Grand Rapids Fire Dept. & Michigan Professional Fire Fighters Union
Patrick DuVall Plainfield Fire Dept.
Daniel Dawe..... West Bloomfield Fire Dept. & Michigan Professional Fire Fighters
Union
Joseph Grutza..... MI LARA Bureau of Fire Services
David Peterson Michigan Association of Fire Chiefs
James Rose..... Michigan State Firemen's Association

ADVISORY COMMITTEE MEMBERS ABSENT:

Keith Crawford City of Flint Fire Dept
Michael Brink City of Madison Heights Fire Dept.
Richard Mahaney Mahaney Loss Prevention Services
Eva Hatt Retired MIOSHA General Industry Safety & Health Manager

MIOSHA STAFF PRESENT:

Daniel Dykstra Standards Section
Toscha Densmore..... Standards Section Secretary
Robin Spaulding..... General Industry Safety & Health Division
Lee J. Kueppers..... Consultation, Education, and Training Division

Agenda Item #1. Call to Order

The June 21, 2011 GI Part 74 Fire Fighting advisory committee meeting was called to order by Co-Chair Daniel Dawe. A quorum of advisory committee members was present.

Agenda Item #2 Review and Approval of May 17, 2011 Minutes

A motion was made by Mr. Richard Clark and seconded by Mr. Brian Blomstrom to accept the minutes as written. **MOTION CARRIED UNANIMOUSLY.**

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Agenda Item #3 Continue Review of Rules Beginning with Rule 7421(3)

The committee revisited Rule 7421(3). Mr. Dave Peterson made contact with Mr. Josh Fullerton from Spartan Chassis, Inc., and had hoped he would be present today. Unfortunately he did not have a lot of information to share with the committee. Mr. Jim Rose said he was aware that there are significant differences between the two versions of NFPA 1901. The committee discussed whether you can even purchase equipment that does not meet the current standard. Mr. Rose said he asked that question of dealers, and got mixed responses. A motion was made by Mr. Patrick DuVall and seconded by Mr. Richard Clark to re-table the matter until Mr. Rose and Mr. Peterson can provide more information to the committee. **The committee will revisit Rule 7421(3) at the next Advisory Committee Meeting.**

The committee revisited Rule 7422(2). Mr. Jim Rose spoke with a Mr. Wagner, who is part of an association of emergency vehicle technicians in Michigan, and he was fine with the existing language in this rule. He confirmed it is consistent with DOT standards. Some groups in the state would like inspections and work performed only by “certified” technicians. The committee felt this was for personal gain reasons only, not for safety reasons. **The committee determined that no changes were necessary to this rule.**

The committee revisited Rule 7424(2). Mr. Daniel Dawe had been assigned to research further the reference to the 1995 edition of NFPA 1983 and determine if the reference needs to be updated to a more current edition of NFPA 1983. Mr. Dawe is still researching this issue, and asked to revisit it at the next meeting. **The committee will revisit Rule 7424(2) at the next Advisory Committee Meeting.**

The committee revisited Rule 7424(12). Mr. Daniel Dawe did research other standards, and found no similar language. Much discussion about why this rule was originally added, and that it’s very confusing. MIOSHA enforcement staff present had no rationale for why this rule was there. Mr. Daniel Dykstra said Standards Staff would research past promulgation files to see if there was any indication of when and why this rule was added, and bring any available information to the committee. The committee discussed that this is more of a communication issue between the operator and the employee, and perhaps should be addressed in Rule 7424(7). Motion was made by Mr. Richard Clark, seconded by Mr. Patrick DuVall, to delete Rule 7424(12) on the basis that it is unnecessary, unclear, and confusing. **MOTION CARRIED UNANIMOUSLY.**

Based on the above discussion, Mr. Richard Clark asked to revisit Rule 7424(7). Committee members felt that some clarification could be made in this rule regarding properly rotating ladders. Mr. Richard Clark made a motion, seconded by Mr. Dave Peterson, to add a new paragraph b, to read as follows: “(b) Communicate to occupant of ladder prior to movement.” The motion includes renumbering the current paragraph b to c. **MOTION CARRIED UNANIMOUSLY.**

The committee reviewed Rules 7424(13), (14) & (15) and determined no changes were needed.

The committee reviewed Rules 7426(1), (2), (3), (4) & (5) and determined no changes were needed.

The committee reviewed Rule 7426(6). Much discussion about the intent of this rule. MIOSHA enforcement staff provided their perspective. The Committee feels the language should be clarified. A motion was made by Mr. Dave Peterson, seconded by Mr. Richard Clark, to change Rule 7426(6) to read as follows:

“(6) Portable ladders which are mounted more than 4 feet in height and less than 7 feet in height on a fire apparatus, and which have ends that extend beyond the ladder’s mounting surface or compartment, shall be protected from contact.”

This motion is not changing the meaning of the rule, just clarifying the intent. **MOTION CARRIED UNANIMOUSLY.**

The committee reviewed Rule 7427(1) & (2) and determined no changes were needed.

The committee reviewed Rule 7428 and determined no changes were needed.

The committee reviewed Rule 7431 (1), (2), (4), (5), (6), (7), (8), (9), (10) & (11) and determined no changes were needed.

The committee reviewed Rule 7431(3). The Committee questioned if this rule is necessary since it directly deals with an earlier amendment only? Mr. Daniel Dykstra stated he would research this with the Office of Regulatory Reform (ORR). After discussing the issue with the ORR, it was determined that this rule could be deleted administratively without action by the committee. Therefore, this rule will be deleted from the final draft standard.

The committee reviewed Rule 7432(1). The Committee discussed the differences between the 2000 and 2007 editions of NFPA 1971, “Protective Ensemble for Structural Fire Fighting,” and most agree there are significant changes, and it is necessary to reference the latest edition. A motion was made by Mr. Brian Blomstrom, seconded by Mr. Dave Peterson, to change the reference to the 2007 edition of NFPA 1971 here, and in Rule 7405(1)(c). During discussion, Mr. Daniel Dykstra cautioned the committee that in order to make such a change, the committee would be required to conduct an analysis comparing the differences between the two editions, including providing details on benefits to the regulated community, cost impacts, and other issues. Mr. Dykstra said MIOSHA has done many similar comparisons, and could provide a “template” document for the committee to use. Co-Chair Daniel Dawe said the Committee would assign a sub-group to conduct this analysis and prepare a comparison document prior to submitting the proposed standard to the Commission. **MOTION CARRIED UNANIMOUSLY.**

The committee decided that discussion of Rule 7433 should wait until the next meeting, giving those committee members and advisors not present today the ability to provide input into the discussion.

Agenda Item #4 Public Comment

There were no visitors or public comment.

Agenda Item #5 Adjournment

With no further business before the advisory committee, motion by Mr. Patrick DuVall, seconded by Mr. Brian Blomstrom, to adjourn. **MOTION CARRIED UNANIMOUSLY.**

Next Meeting Date

The committee previously selected dates for the next two meetings:

Monday, July 11, 2011 from 9:00am to 12:00pm in the General Office Building, Conference Room G

Thursday, August 25, 2011 from 9:00am to 12:00pm in the General Office Building, Conference Room G