



GRETCHEN WHITMER  
GOVERNOR

State of Michigan  
DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY  
MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION  
BARTON G. PICKELMAN, DIRECTOR

SUSAN CORBIN  
ACTING DIRECTOR

MIOSHA GENERAL INDUSTRY AND CONSTRUCTION SAFETY AND HEALTH  
STANDARD  
PART 505 CORONAVIRUS DISEASE 2019 (COVID-19)  
ADVISORY COMMITTEE MEETING

March 16, 2021 – 8:30 a.m.  
Virtual – Teams Meeting

**MEETING MINUTES**

**ADVISORY COMMITTEE MEMBERS PRESENT:**

Andrew Smith .....Michigan Nurses Association  
Kelly Indish.....AFSCME Local 875  
Nathan Phillips .....West Michigan Plumbers, Fitters and Service Trades Local 174  
Steven Claywell .....Michigan Building and Construction Trades Council  
Neil Parish.....National Electrical Contractors Association  
Paul Wrzesinski .....Associated General Contractors of Michigan  
Wendy Block .....Michigan Chamber of Commerce  
Renee Smiddy .....Michigan Health & Hospital Association  
Cindy Ostrowski .....CAO Consulting LLC  
Don Staley.....The Christman Co.  
Scott Ellis .....Michigan Licensed Beverage Association  
Sean Egan.....State of Michigan – Labor and Economic Opportunity (LEO)  
Amelia Drumm .....Michigan Retailers Association  
David Worthams .....Michigan Manufacturer’s Association  
Nicole Manly .....Blue Cross Blue Shield of Michigan

**MIOSHA STAFF PRESENT:**

Bart Pickelman .....MIOSHA Director  
Ron Ray .....MIOSHA Technical Services Division Director  
Shannon Matsumoto .....MIOSHA Standards and FOIA Section Manager  
Daniela Garza.....MIOSHA Standards and FOIA Section Analyst  
Toscha Klopp .....MIOSHA Standards and FOIA Section Secretary  
Kristin Osterkamp.....MIOSHA CET Senior Industrial Hygienist  
Eric Allen .....MIOSHA CSHD Health and Safety Manager  
Matthew Macomber .....MIOSHA GISHD Industrial Hygiene Specialist 13  
Mark Scott.....MIOSHA GISHD Industrial Hygienist Specialist  
Lauren Miller .....MIOSHA Appeals Division Health Appeals Specialist

**GUEST:**

Craig Coulson .....City of Grand Rapids  
William Simonson .....Macomb Community College  
Brian Techlin .....MSU Federal Credit Union  
Lawrence Hidalgo.....MIOSHA CSHD Director

**Call to Order - Introductions**

The March 16, 2021, General Industry and Construction Safety and Health Standard Part 505 Coronavirus Disease 2019 (COVID-19) advisory committee meeting was called to order by Mrs. Shannon Matsumoto at 8:34 a.m.

Introductions of the advisory committee members and MIOSHA staff were made.

Roll call was taken. A quorum of advisory committee members was present.

**Orientations for Advisory Committee Members**

Mrs. Matsumoto provided a quick review of the Department of Labor and Economic Opportunity – Code of Conduct and the Conflict of Interest Policy for Boards, Commissions, Agencies, Authorities and Committees. She also provided an explanation of the standard promulgation process.

A volunteer for an advisory committee chair and co-chair was requested. Mr. Dave Worthams volunteered as the chair, and Mr. Paul Wrzesinski volunteered as the co-chair. All committee members approved these appointments.

**Background Information**

MIOSHA Director Bart Pickelman welcomed the advisory committee members and thanked them for assisting with the committee.

October 14, 2020 COVID-19 emergency rules issued and in effect until April 14, 2021. We plan to reissue the rules for an additional six months or until this rule is promulgated. It is the intention of MIOSHA that these rules will have a sunset date or will be rescinded when the pandemic has ended.

Our goal it to not deviate too much from our current rules. They are working and employers are complying. The regulatory impact to employers will not be much, as they are already doing it.

**Committee member discussion**

Ms. Wendy Block asked if it could be explained the difference between our Advisory Committee versus the committee that was introduced yesterday. Mr. Sean Egan gave a response as he is the head of that committee.

The draft rules were shared on the screen to begin the review process.

Rule 408.1 - Scope and application – modified to “These rules apply to all employers covered in the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1001 to 408.1094, for SARS-CoV-2 coronavirus and COVID-19.

Motion made by Mr. Nathan Phillips to accept the proposed language. Mr. Wrzesinski seconded the motion. Motion passed.

Discussions held on the various definitions.

Rule 2(1)(a) definition of “Close contact” was updated to “means someone who was within 6 feet of an infected person for at least 15 cumulative minutes over a 24-hour period starting from 2 days before illness onset (or, for asymptomatic patients, 2 days prior to specimen collection) until the time the person is isolated, or as defined by the latest Center for Disease Control and Prevention (CDC) Guidelines at the time of contact.

Rule 2(1)(b) definition of COVID-19 was updated to “a viral respiratory illness characterized by symptoms defined by the (CDC).

Rule 2(1)(d) definition of SAR-CoV-2 was updated to “means the novel coronavirus identified as SARS-CoV-2 or a virus mutating from SARS-CoV-2, (a severe acute respiratory syndrome coronavirus 2), which is the causative agent of COVID-19.”

Motion made by Mr. Wrzesinski to adopt the proposed changes to rule 2. Ms. Renee Smiddy seconded the motion. Motion was split. Mr. Andrew Smith opposes based on the “close contact” definition, as did Ms. Kelly Indish, Ms. Smiddy and Mr. Phillips.

Committee continued discussion to try to come to a consensus regarding Rule 2(1)(a).

Proposed to adopt the changes to Rule 2(1) (b), (d) and table (a) until later.

Motion by Mr. Smith to adopt the changes to Rule 2 (1)(b) and (d). Mr. Neil Parish seconded the motion. Motion passed.

Motion by Ms. Smiddy to postpone Rule 2(1)(a) until the March 18, 2021 meeting. Ms. Wendy Block seconded the motion. Motion passed.

Motion made by Mr. Wrzesinski to keep Rule 2(1)(c) with no amendments. Mr. Parish seconded the motion. Motion passed.

Motion made by Mr. Smith to keep Rule 2(1)(e) with no amendments. Ms. Smiddy seconded the motion. Motion passed.

Ms. Block made a motion to strike all of Rule 3. No second on the motion. Motion failed.

Discussion held on if this is equivalent to OSHA or more stringent. Mr. Pickelman pointed out that these rules are OSHA guidelines, and Mr. Egan pointed out they are used multiple times within CDC guidelines.

Mr. Smith made a motion to amend rule 3(2)(c) and (d) by changing COVID-19 to SARS-CoV-2. Ms. Indish seconded the motion. Motion passed.

Mr. Smith made a motion to adopt all of rule 3 as amended. Mr. Phillips seconded motion. Motion passed.

**Next Meeting**

Thursday, March 18, 2021 at 8:30 a.m.

**Adjournment**

Motion by Mr. Smith to adjourn the meeting. Mr. Phillips seconded the motion. Meeting adjourned at 11:49 p.m.