

**Construction Advisory Committee (CAC)**  
**Meeting Summary**  
**September 28, 2010**  
**Spokane Convention Center**

**Introductions:**

Co-chair: Herb Heinold, Construction Safety Consultant

Co-chair: Anne Soiza, Deputy Assistant Director of DOSH

Co-chair: Erich Smith, Executive Director of Build It Smart filling in at the request of co-chair Teri Tilton, Assistant Executive Secretary of Washington State Building & Construction Trades Council, AFL-CIO

**DOSH Update:** *Anne Soiza*

- As many of you know, the Department of Labor and Industries has been urged by the business and labor communities to restart regular meetings of the Construction Advisory Committee, which has not met for nearly two years. DOSH is looking forward to having this important committee restart its efforts on addressing the hazards in the construction industry.

**SHARP Update:** *Todd Schoonover*

- SHARP provide a handout that discussed Construction Fatalities in Washington State 2010 as of September 13, 2010 and provide 3 fatality narratives.

**Outreach Update:** *Lena Wang*

- Discussed outreach efforts for construction industry, DOSH website update projects, and EPA's and Dept of Commerce's lead-based paint programs.

**Rules Update:** *Tracy Spencer*

- Construction Cranes (Phase 2): following the adoption of the Phase 1 crane rules, the rules for personnel lifting, including rigging, are being reviewed for update and clear writing. *Preproposal 9-16-08, Proposal 6-2011, Hearings 7-2011, Adoption 10-2011, Effective 1-2012*
- Fall Protection for Construction: This is a clear rule writing effort and combines two parts of the construction safety code for clarity and ease of use. In addition, the department intends to clarify current language which has created confusion at worksites with respect to walking-working surfaces on roofs as recommended by a business and labor ad hoc committee. *Preproposal 4-4-06, Proposal 11/30/10, Hearings 1/24/11 & 1/25/11 (Tumwater & Spokane), Adoption 4/5/11, Effective 6/1/11.*

**Rules Format Project:** *Maggie Leland*

- The Rules Project is an effort to address inconsistencies in the organization and format of the entirety of the WISHA rules. Currently, some rules remain in their original language and organizational structure, in contrast to the rules that underwent reformatting and reorganization under the former Innovations project. In addition, some of the rules developed in the Innovations project need additional clarity. The objective of the project is for all current and future WISHA rules to be organized and formatted so that they are clear,

rational, and easy for all users to find and understand. The global organizational change will be consistent across all rules and be a sustainable structure for the future. The project will not create new requirements or eliminate current requirements.

- The WISHA Advisory Committee unanimously agreed to the option to reorganize of all current rules into approximately 25 separate chapters under WAC 296-900, organized according to hazard, activity, or industry (keeping core rule concept).
- The proposed work plan is for DOSH to work on the renumbering of the rules and to get a team of stakeholders together to prioritization of all rules for reformatting and develop a timeline and schedule for the implementation of the reformation. The reorganization phases will take at least a year to implement.

#### **Accident Prevention Program (APP): *Maggie Leland***

- The APP Rule Project will examine the APP requirements to provide a clear understanding of requirements for an APP. Despite numerous and repeated efforts by DOSH consultation and outreach to assist employers with the APP requirements, it remains the most cited violation across all industries. DOSH has identified the following trend:
  - The requirement for an APP across DOSH standards is not uniform.
  - Many key terms are not defined contributing to difficulties in determining requirements.
- The project plan is anticipated to consist of a team of external stakeholders representing business, labor, and the safety and health professions and DOSH staff to evaluate the current requirements and make recommendations for changes to the rules to achieve uniformity and to clarify the minimal required elements. A kick off meeting is anticipated in November/December.

#### **Construction Industry Injury and Illness Data: *Maggie Leland***

- SHARP has compiled the top ten industries, by both three and four digit NAICs code, with the highest Prevention Index (PI). The PI is a tool used to rank the number of injury and illness claims and the rate of the claims (number of claims/10,000 full time equivalent employees). There are several construction industry NAICs codes on the top ten lists. Information presented included the following:
  - Prevention index of top ten industries
  - For construction industries on top ten lists:
    - 2004-Injury and illness rates, number of all claims, total cost of all claims, total number of time loss day, top three jobs classifications with highest number of claims, and top three causes of injury/illness for top three job classifications
    - One page NAICS code summary with info on hazards and DOSH activities
    - 2004-2009 Top Ten violations cited for the construction industries NAICS codes on the top ten lists
    - Fatality Inspections 2008-2010 for the top ten industries on Prevention Index by NAICS code
    - 2009 total number of employers, FTEs, and workplace locations for top ten industries on Prevention Index by NAICS code

### **SHIP Grants Update:** *Jenifer Jellison*

- Summary of the first 27 grants that were approved in 2008 and 2009. Information for grants will be posted on the on the DOSH L&I website. Outreach for some products will develop on their own, where others will need more exposure to ensure the information reaches the appropriate industries

### **Small Group Discussion:** *All non-DOSH CAC attendees*

- What Suggestions do you have for the structure and schedule of the CAC?
  - Effective subcommittee
  - Regular election of chairs
  - Web conferencing
  - Sensitive to already scheduled meetings
  - Labor/mgmt group review suggestions & steer into rulemaking
  - Involve more rulemaking
  - Get CAC back into rulemaking
  - Meetings on east and west side of state
  - Continue to meet around the Governor's Industrial Safety and Health Conference
  - Send details, agenda, and information prior to the CAC meetings
  - Have quarterly meetings
  - Prior feedback
  - Transparency
    - chairs communicate to all groups
  - Direction from DOSH on intended outcomes
  - Select primary form of communication
    - Primary contact
    - Website/contact information
  - Equal representation
    - committee chairs engage groups
  - Change Committee- How Chairs are selected and voted in
  - Networking at CAC Meetings
- Prioritize the safety and health issues affecting the construction industry to the 3 issues you think the CAC should focus on right now?
  - Definition of construction
  - Compressed Air Standards
  - CAC direction/vision/mission
  - Work force education
  - Turnover/changing workforce
  - Promote enhance image change of industry
  - Rigging
  - Fall Protection
    - Falls
  - Ergonomics
  - Help Labor and Industries prioritize resources
  - Work Zone Safety
  - Flat roofs
  - Transportation hazards

- Training/safety in economic climate

**Round Table- All**

There was a report out on the small group discussions. This information will be further discussed at the next meeting to develop priorities for the committee to begin working on.

Next CAC Meeting:  
Date: January 6, 2010  
Location: AGC, Seattle  
Time: 10:00AM to Noon