

# HIOSH ADVISORY COMMITTEE MINUTES

## Committee Meeting

November 17, 2022 1:00 PM to 1:40 PM

### Department of Labor and Industrial Relations / TEAMS

#### Members Present:

Jim Newberry (Veterans of Safety), Frank Izuta (Work Comp Hawaii), Kyle Toyama (Hawaiian Electric), Tim Lyons (Hawaii Business League), Lata Sua (HEMIC), Travis Gomez (Hawaii Electricians Training Fund), Robert Aquino (HETF), Malcolm Barcarse (Assoc. Builders & Contractors), Steve Litschauer

#### DLIR Staff:

Norman Ahu, HIOSH; Nicole Bennett, HIOSH; Alan Yamamoto, HIOSH; William Kunstman, Director's Office; Roxane Ishimaru, HIOSH (Recorder)

#### Guests (Public):

Joey Shibata Garza (Veterans of Safety)

Agenda	Discussion	Decision and/or Outcome
<b>Call to Order</b>	<b>Welcome and Introduction</b> Jim Newberry (Chair) welcomed members of the HIOSH Advisory Committee and took roll call.	
<b>Minutes</b>	<ul style="list-style-type: none"><li>A motion was made to accept and approve the November 17, 2022, minutes.</li></ul>	Motion passed to accept minutes.
<b>Director's Comments</b>	<ul style="list-style-type: none"><li>Nothing to report from the Director's office.</li><li>Working on continued support with HIOSH's recruitment and retention challenge.</li></ul>	
<b>Information from HIOSH to the HIOSH Advisory Committee</b>	<ul style="list-style-type: none"><li>HIOSH's staffing vacancy issue:<ul style="list-style-type: none"><li>Safety Branch: 4 vacancies</li><li>Health Branch: 4 vacancies</li><li>Admin: 2 vacancies</li><li>Consultation Branch: 1 vacancy</li></ul></li><li>HIOSH Inspections: Objective is 650. Currently at approximately 534</li><li>Directive Update to CPL 01-00-166 in communicating HIOSH Fatality Inspection procedure to a Victim's Family</li><li>Directive Update to CPL 02-00-052 Appropriations Act. Update to Appendix A to remove or add in establishments by NAICS code to reflect DART rate changes.</li><li>Directive Update to CPL 03-00-024 Outdoor and Indoor Heat-Related Hazards – inspections based both on industry type through NAICS and inspection history to address heat hazards.</li><li>Directive Update to CPL 02-01-062 Site Specific Targeting (from TCIR to DART rate) in inspection targeting.</li><li>Enforcement Surveys (HIOSH FY2021-001) – modification of quarterly survey to monthly. Change of questions to better gauge HIOSH's enforcement impact.</li><li>CSP 03-01-005 Voluntary Protection Programs Policies &amp; Procedures – changes include ways to participate in CPP, Training for VPP team staff, inclusion of</li></ul>	Norman Ahu  Nicole Bennett

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	<p>whistleblower program and protection, updated references to safety and health program practices, inclusion of PSM guidance, the VPP policy memorandum and reorganization of the manual &amp; appendices for user ease. OSHA still working on creating a corporate policy that HIOSH will review and adopt if applicable. The directive also includes clarification on contractor injury and illness rate issues, Rate Reduction Plan dates and aid in determining NAICS code assignment.</p> <ul style="list-style-type: none"> <li>• CSP 02-00-0004 Consultation Policies and Procedures Manual (CPPM) – minor revisions by the end of the year.</li> <li>• Upcoming directive changes – Field Operations Manual CPL 02-00-164, Whistleblower Directive CPL 02-03-011, Recordkeeping Policies &amp; Procedures CPL 02-00-135, Nationally Recognized Testing Laboratory Program Policies, Procedures and Guidelines CPL 01,00-004, HIOSH Alliance Programs CSP 04, 01-003.</li> <li>• Standard Changes – Beryllium Standard for Construction, General Industry &amp; Shipyards 1915/1926/1910, Cranes &amp; Derricks in Construction 1926, HIOSH Access to Employee Medical Records 1913, Tracking of Workplace Injuries and Illnesses 1904, Correction of HAR 12-58 fee to reflect 2017 changes to HAR 12-56, Format changes to HAR 12-52.1</li> <li>• HIOSH Hazard Highlights - Recent publications on safety in healthcare, and nail salon safety. Upcoming released November issue will be on opioids in the workplace.</li> <li>• Small Business Handbook - Will be mildly changing the OSHA/CDC/NIOSH created Small Business Handbook and they will be available through consultation by the end of this year/beginning of next year.</li> <li>• Summary of 2021 State Plan activities is publicly available at: <a href="https://www.oshspa.org/reports">https://www.oshspa.org/reports</a> also known as the OSHSPA Report or Grassroots Worker Protection Special Report. Also available on this website is the impact of funding state programs.</li> <li>• Launching of electronic payment portal for HIOSH penalties, Certificate of Fitness for Explosive Handling and Certified Safety and Health Professionals. The website will be up starting December 1, 2022. Hioshpayments.ehawaii.gov (not currently active). The site should be easy to use. An employer or person simply inputs their unique inspection number or certification number into the system and can pay with card or electronic bank transfer. There is a 5% fee for online payments but it is capped at \$150.</li> <li>• FY2022 Most cited standards will be updated by December, we are waiting for enforcement to finalize some end of the year inspections before finalizing that</li> </ul>	

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	<p>report and getting it up on the website.  <a href="https://labor.hawaii.gov/hiosh/most-cited-standards/">https://labor.hawaii.gov/hiosh/most-cited-standards/</a></p> <ul style="list-style-type: none"> <li>• As of today, for FY 2022 HIOSH conducted 534 inspections and issued citations for 1,065 identified hazards. Five of these inspections were initiated by fatalities, 73 by complaints. HIOSH's early informal settlement agreement program and abatement reminder notices has helped ensure hazards are corrected timely. No Failure to Abate citations were issued in FY 2022, only 3 follow-up inspections were conducted due to lack of abatement and 95% of citations issued were abated on time.</li> <li>• The HIOSH website was recently updated to ease the ability for persons to file complaints with our office. Simply go to <a href="https://labor.hawaii.gov/hiosh">labor.hawaii.gov/hiosh</a> and in the middle of the home page there is a button that states File a Complaint. Users are given a direct link to online submittal of complaints, a pdf fillable form that can be mailed, emailed or brought in person to the HIOSH office as well as contact information for telephone and in-person filing.</li> </ul>	
<b>Elect Vice-Chair</b>	<ul style="list-style-type: none"> <li>• Steve Litschauer – Vice Chair 2023</li> <li>• Frank Izuta – Chair 2023</li> </ul>	
<b>Advisory Committee Rep Changes</b>	<ul style="list-style-type: none"> <li>• Jim Newberry retiring new Veterans Of Safety (VOS) representative is Joey Shibata Garza</li> <li>• Terra Lavery - American Society of Safety Professionals (ASSP) Hawaii Chapter</li> </ul>	
<b>New Business</b>	<ul style="list-style-type: none"> <li>• Steve Litschauer requesting volunteers to speak with students at UH West Oahu</li> <li>• Tim Lyons – National proposal regarding safety equipment for men and women. No details at this time.</li> </ul>	
<b>Around the Table Comments</b>	<ul style="list-style-type: none"> <li>• Frank Izuta will move to Chair.</li> </ul>	Jim Newberry
<b>Next Meeting</b>	<ul style="list-style-type: none"> <li>• February 16, 2023, 1 PM</li> </ul>	

Respectfully submitted,

Approved:

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 Roxane Ishimaru  
 Department of Labor and Industrial Relations/HIOSH

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 Jim Newberry, Chair  
 HIOSH Advisory Committee