

**OCCUPATIONAL SAFETY
AND HEALTH STANDARDS BOARD**

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SUMMARY
PUBLIC MEETING/PUBLIC HEARING/BUSINESS MEETING
January 16, 2014
Costa Mesa, California

I. PUBLIC MEETING**A. CALL TO ORDER AND INTRODUCTIONS**

Acting Chair Laura Stock called the Public Meeting of the Occupational Safety and Health Standards Board (Board) to order at 10:00 a.m., January 16, 2014, in the Council Chambers of the Costa Mesa City Hall, Costa Mesa, California.

ATTENDANCE**Board Members Present**

Laura Stock
Bill Jackson
Barbara Smisko
Patty Quinlan

Board Member Absent

Dave Thomas
Hank McDermott
David Harrison

Board Staff

Marley Hart, Executive Officer
Mike Manieri,
Principal Safety Engineer
David Beales, Legal Counsel
David Kernazitskas,
Senior Safety Engineer
Sarah Money, Executive Assistant

Division of Occupational Safety and Health

Peter Riley, Regional Manager

Others Present

Kari Higgins, ICON
Elizabeth Treanor, PRR
Leo Jordan, Faith Electric
Nicole Galicia, SDG&E
Jim McKeown, AT&T
Marie Robinson, AT&T
Michael Musser, CA Teachers Assoc.
Matt Antonucci, CSATF
Bob Hornauer, NCCCO
Mark Andersen, ICON

Kevin Bland, Esq., Ogletree Deakins
Steve Johnson, Associated Roofing Contractors
Michael Strunk, IUOE Local Union No. 3
Terry Thedell, SDG&E
Coil Dunn, SCF
Sue Gathman, Center for Public Interest Law,
University of San Diego
Bruce Wick, CALPASC
Charles Lenz
Kevin Thompson, Cal/OSHA Reporter

B. OPENING COMMENTS

Ms. Stock indicated that this portion of the Board's meeting is open to any person who is interested in addressing the Board on any matter concerning occupational safety and health or to propose new or revised standards or the repeal of standards as permitted by Labor Code Section 142.2.

Katherine Hughes, SEIU 121 RN, stated that her organization is working on a workplace violence prevention program for healthcare workers and that they will be presenting a petition to the Board next month regarding this.

Thea Weintraub, Harbor UCLA, stated that psychiatric wards and hospitals need more staff and protection against violent psychiatric patients. She said that her facility is only built for 17 patients, but at times, has had as many as 31 patients. She said that many of the psychiatric patients also come from the jails for treatment. For these reasons, more protection and staff are needed.

Jana Quinn, Harbor UCLA, stated that the staff is frequently getting attacked and injured by psychiatric patients. She said that the hospital police have a policy that only allows them to watch these attacks occur. They are not allowed to intervene. She asked the Board to look at the records of how many people have been injured in this way, and to look into how this workplace violence can be further prevented. **Virginia Anders-Ellmore, Harbor UCLA**, echoed Ms. Quinn's comments.

C. ADJOURNMENT

Ms. Stock adjourned the public meeting at 10:13 a.m.

II. **PUBLIC HEARING**

A. PUBLIC HEARING ITEMS

Ms. Stock called the Public Hearing of the Board to order at 10:13 a.m., January 16, 2014, in the Council Chambers of the Costa Mesa City Hall, Costa Mesa, California.

Ms. Stock opened the Public Hearing and introduced the first item noticed for public hearing.

1. TITLE 8: **ELECTRICAL SAFETY ORDERS**
 Sections 2940.2 and 2940.7
 TELECOMMUNICATION SAFETY ORDERS
 Sections 8602, 8610, 8611, and 8615
 **Fed OSHA DFR, Revision to CDAC Scope: Exception For Digger
 Derricks**

Mr. Manieri summarized the history and purpose of the proposal and indicated that the proposal is ready for the Board's consideration and the public's comment.

There were no public comments on this proposal.

Ms. Stock then introduced the next item noticed for Public Hearing:

2. TITLE 8: **GENERAL INDUSTRY SAFETY ORDERS**
 Section 5001, Plate I
 Update and Harmonization of Crane Hand Signals Standards and Illustrations

Mr. Manieri summarized the history and purpose of the proposal and indicated that the proposal is ready for the Board's consideration and the public's comment.

There were no public comments on this proposal.

B. ADJOURNMENT

Ms. Stock adjourned the Public Hearing at 10:23 a.m.

III. BUSINESS MEETING

Ms. Stock called the Business Meeting of the Board to order at 10:23 a.m., January 16, 2014, in the Council Chambers of the Costa Mesa City Hall, Costa Mesa, California.

A. PROPOSED VARIANCE DECISIONS FOR ADOPTION

1. Consent Calendar

Mr. Beales recommended adopting the consent calendar with the following modifications:

- In items A through G, Ms. Stock was the only hearing panel member, and the hearing panel recommended that all of the variances sought in this matter be granted.
- The decision for OSHSB File Number 13-V-272(g) has been modified to use either of the two street numbers as part of the location of the variance.
- Item H is removed from the consent calendar because the hearing has not been held.
- In item I:
 - OSHSB File Number 13-V-108 is removed from the consent calendar because the proposed decision is still being drafted.
 - OSHSB File Number 13-V-147 is removed from the consent calendar because the applicant withdrew the variance application.
 - For OSHSB File Number 13-V-249, the hearing panel recommended granting the variance.

MOTION

A motion was made by Mr. Jackson and seconded by Ms. Smisko to adopt the consent calendar as modified.

Ms. Quinlan asked, with respect to the ICON Aircraft Spray Booth Recirculation variance, where the medical guidelines in Appendix A of the variance came from. **Mr. Beales** stated that they came from the Division, but he does not know the name of the person from the Division staff who wrote them.

A roll call was taken, and all members present voted “aye.” The motion passed.

B. OTHER

1. Legislative Update

Mr. Beales had nothing to report.

2. Division Update on Possible Rulemakings and Advisory Committees

Mr. Riley stated that he brought a written report from Deborah Gold regarding the Division’s activities and gave it to Ms. Hart to distribute to the Board Members [Please see the Board’s filed copy to view this written report]. He also stated that Eric Berg will be taking over as Acting Principal Engineer coordinating activities with the Board in Pat Bell’s absence. **Ms. Hart** briefly summarized Ms. Gold’s report because there were some specific questions asked at the last meeting about a few topics.

3. Executive Officer’s Report

Ms. Hart had nothing to report.

4. Future Agenda Items

No future agenda items were discussed.

C. ADJOURNMENT

Ms. Stock adjourned the Business Meeting at 10:32 a.m.