

MEETING MINUTES
PUBLIC EMPLOYEES' OCCUPATIONAL SAFETY & HEALTH ADVISORY BOARD
Thursday, July 26, 2018
New Jersey Department of Labor and Workforce Development
1 John Fitch Plaza
Trenton, New Jersey

MEMBERS PRESENT

Robert Burner, Representative of Employees of County Government
Gina Mayer-Costa, Representative for Institutions of Higher Education
Michael McLinden, Substitute Designee for Commissioner of Environmental Protection
John Monahan, Designee for Commissioner of Labor & Workforce Development
John Saville, Representative for Public
Michael Smith, Designee for State Treasurer
Robert Weissman, Representative for Public

MEMBERS ABSENT/EXCUSED

Christopher J. Burgos, Representative of Law Enforcement
Richard Hogan, Representative for Municipal Employees
Colleen Lebak, Substitute Designee for Commissioner of Education
Paul Malarcher, Representative for County Government
Dominick Marino, Representative for Fire Services
Mark McLane, Representative for Rutgers, The State University
Timothy Rudolph, Representative for State Government Employees
Robert Shannon, Representative for Municipalities

VACANT BOARD POSITIONS

Designee for Commissioner of Health	Employees of Public Health Care Facilities
Designee for Commissioner of Community Affairs	Local School Boards
Correctional Institutions	Employees of Local School Boards
Employees of Correctional Institutions	Public
Public Health Care Facilities	

NJ DEPARTMENT OF LABOR & WORKFORCE DEVELOPMENT SUPPORT STAFF

Justin Baker	Theresa Kramarz	Mark Wadiak
Howard Black	Tom Lipski	
Krishna Jagannathan	James Revak	

NJ DEPARTMENT OF HEALTH SUPPORT STAFF

Carol Matthews

OTHERS PRESENT

Wanda Caudle, HP AE	Victoria Mulligan, NJDLWD	Glenn Teryek, NJSP
Georgette Bunch, Treasury	Melissa Pisaniello, NJCCIC	Pam Susi, NJWEC
John Garton, NJDLWD	Mike Preisig, OAG	Debra Varnardo, NJDOC
Salvatore Fama, NJDMV	James Rhoads, PMA Group	Kathy West, Monmouth Co.
Dawn Marling, NJDOH	Peter Skeels, Rutgers	Mark Worthington, T&M Assoc.

Meeting Motions:

- None – no quorum.
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Assistant Commissioner John Monahan called the meeting to order at 10:06 a.m. After the flag salute, Theresa Kramarz called roll and determined there was no quorum. Therefore, the approval of the October 26, 2017, January 25, 2018, and April 20, 2018 meeting minutes will be tabled until the next meeting.

Director Howard Black announced Carol Matthews' retirement and thanked her for her service to both the NJ Department of Labor and Workforce Development and the NJ Department of Health.

Report of the NJ Department of Health's (NJDOH) PEOSH Enforcement Update – Carol Matthews:

Carol Matthews reported the following:

- NJDOH's PEOSH enforcement activity report was distributed and covered the period of April 1 through June 30, 2018. During that period, 37 IAQ/Sanitation complaints/referrals and 21 five-day complaints were received; 18 initial on-site inspections and one monitoring inspection were conducted. Four cases were closed. One programmed inspection was also conducted in accordance with the strategic plan at: fire departments (1). Ten reports with 31 citations were issued.

Report of the NJDOH's PEOSH Consultation Program Update – Carol Matthews:

Carol Matthews reported the following:

- NJDOH's PEOSH consultation activity report was distributed and covered the period of April 1 through June 30, 2018. During that period, two consultation requests were received and seven initial on-site consultation visits were conducted. Seven reports with 46 potential hazards were issued.
- Thirteen educational seminars and conferences were conducted for 286 employers (296 participants).
- A list of NJDOH's frequently cited standards was also distributed.

Report of the NJ Department of Labor and Workforce Development (NJDLWD) – Director Howard Black:

Director Black reported the following:

- The FFY2017 Federal Annual Monitoring and Evaluation (FAME) process for PEOSH State Plan activities from October 1, 2016 through September 30, 2017 was conducted in January 2018 by Federal OSHA Region 2. The Federal National Office conducted the final review and approved the FFY2017 FAME. It will be posted on the PEOSH website for public view.
- Federal OSHA approved PEOSH's request for additional One-Time Funding offered for the FFY2018. The additional funds were requested for training of staff and additional equipment. The total approved additional funding from Federal OSHA is \$30,823.00 and will be equally matched by the NJDLWD. All approved One-Time Funding must be obligated by September 30, 2018.

- PEOSH is in the process of preparing the FFY2019 23(G) grant application which is due August 1, 2018. The FFY2019 50% Federal OSHA funding base award level will be the same level of funding received by New Jersey in FFY2018 (\$1,921,400). The NJDLWD will provide 50% matching funds of \$1,921,400. Any overmatch funding is required to be provided by NJDLWD at 100% of the estimated balance of the total funding required for the FFY2019 23(G) grant.
- Because PEOSH is in the fifth year of its Five-Year Strategic Plan (2014-2018), PEOSH is required to submit a new Five-Year Strategic Plan (2019-2023) for approval when applying for the FFY2019 23(G) grant. Targeted facilities in the new strategic plan will be public works departments, water and sewer authorities, fire departments and transportation authorities. Nursing home inspections will be conducted as a Local Emphasis Program (LEP) due to the decreasing number of facilities available to support an annual incremental progress as a targeted site plan goal. NJ Department of Transportation maintenance yard inspections will also be added to the LEPs for PEOSH. Other PEOSH LEPs include Noise and Asbestos. PEOSH also adopted the Federal OSHA National Emphasis Programs (NEP) for Trenching, Highway Work Zone Safety, Temporary Workers, Heat Stress, and Amputations which are incorporated into PEOSH inspections when applicable. The new Five-Year Strategic Plan received initial approval from Federal OSHA Region 2 and is waiting for final approval from the Federal OSHA National Office.
- Staff from the NJ Department of Health's PEOSH office attended the Spring 2018 OSHSPA meeting in Bend, OR on May 15-16, 2018. PEOSH staff will be requesting to attend the Fall 2018 OSHSPA meeting in Las Vegas, NV on October 16-17, 2018.
- The total number of safety enforcement compliance officers is presently at six. PEOSH has requested approval from the new administration for the hiring of replacements of the vacant safety enforcement compliance officer positions.

Report of the NJDLWD's PEOSH Enforcement – Chief Tom Lipski:

Chief Lipski reported the following:

- NJDLWD's PEOSH enforcement activity report was distributed and covered the period of April 1 through June 30, 2018. During that period, 42 general inspections with 34 Orders to Comply (OTCs) issued, 16 complaint investigations with 12 OTCs issued, nine accident investigations with four OTCs issued and 53 follow-up inspections were conducted. There were two public employee fatalities reported. Both were determined non-occupational safety and health related. There were four new discrimination cases received and five open penalty cases. There were no penalties collected during this time period. The most frequently cited standard was 1904.29(a) Recordkeeping.

Report of the NJDLWD's Public Employees Occupational Safety Consultation and Training – Assistant Chief Krishna Jagannathan:

Assistant Chief Jagannathan reported the following:

- NJDLWD's Public Employees Occupational Safety Consultation and Training activity report was distributed and covered the period of April 1 through June 30, 2018. During that period, 26 safety consultation visits were made. The most frequently cited standard was 1910.303(g)(1) Blocked/inaccessible electrical panels.
- Under PEOSH Safety Training, 23 courses were presented to 271 participants. The most requested training included: Forklift Safety; Material Handling, Back Safety, Lifting; PEOSH Fire Service Update; Work Zone Safety; and Flagger Safety.

- Staff attended/presented training which included:
 - Presented the PEOSH Fire Service Update at the Morris County Fire Academy on April 26 and at the Monmouth County Fire Academy on June 5 to a total of 52 individuals.
 - Attended the Safe Schools alliance meeting on April 11 and May 22.
 - Presented an overview of PEOSH, PEOSH emphasis areas, and PEOSH Consultation Services at the Monmouth County Municipal Joint Insurance Fund Awards/Kickoff meeting on April 23 and to the NJ Public Works Association at the Glassboro Department of Public Works on April 25.
 - Attended the NJ State Industrial Safety Committee's Worker Memorial Day Ceremony held at the NJDLWD on May 1.
 - Attended the NJ Environmental Infrastructure Trust meeting of the Clean Water Council on May 8.
 - Attended a Public Speaking course offered by the Civil Service Commission – one staff attended and completed the training.
 - Attended OSHA 501 General Industry Trainer course – one staff attended and completed the training.
 - Attended HAZWOPER 8-Hour Refresher course – one staff attended and completed the training.
 - Attended Coaching the Lift Truck Operator Train-the-Trainer program – one staff attended and completed the training.
 - Attended Expectations and Accountability for Managing Fall Hazards class – one staff attended and completed the training.

Presentation:

Melissa Pisaniello from the NJ Cybersecurity & Communications Integration Cell provided a presentation on Cybersecurity.

New Business: None

Old Business: None

Open Discussion:

Theresa Kramarz reviewed the open PEOSH Advisory Board vacancies.

The next PEOSH Advisory Board meeting will be held at 10:00 a.m. on Thursday, October 25, 2018 at NJDLWD, One John Fitch Plaza, 13th Floor Auditorium, Trenton, New Jersey.

Assistant Commissioner Monahan adjourned the meeting at 10:55 a.m.