

NEIL ABERCROMBIE
GOVERNOR



Dwight Takamine
DIRECTOR

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STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

Hoisting Machine Operators Advisory Board

830 Punchbowl Street

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Board Members
Tom Vendetta, Chair
Joaquin Diaz
Ed Sanchez
Jim Weander

Lora Contreras,
Executive Director

Approved 6/29/11

Hoisting Machine Operator's Advisory Board Minutes
Wednesday, May 18, 2011
1:30 p.m.
Department of Labor & Industrial Relations Office
HIOSH Training Room
830 Punchbowl Street #425
Honolulu, Hawaii 96813

Present: Tom Vendetta, Ed Sanchez , Joaquin Diaz and Lora Contreras.
Not Present : Jim Weander
Guests: Jennifer Shishido, DLIR HIOSH Administrator.

Call to order

Chair Vendetta established a quorum and called the meeting to order at 1:32 p.m.

Minutes of April 13, 2011

Joaquin Diaz moved, seconded by Ed Sanchez to approve the minutes as circulated. Minutes approved.

Director's Report

HIOSH Compliance Branch Report

No citations issued this month.

New Business – Federal OSHA Guidelines

The Board continued discussions and recommendations on the existing rules to meet the new Federal Standards.

Ms. Shishido confirmed that HIOSH intends to adopt the federal rules with the following minor changes by November.

§12-xxx-x Adoption of Occupational Safety and Health Standards. "Subpart CC, Cranes & Derricks in Construction" and "Subpart DD, Cranes & Derricks Used in Demotion & Underground Construction" of 29 CFR 1926, as published by the Occupational Safety and

Health Administration on August 9, 2010, 75 FR 48134 and 75 FR 48135, respectively, is adopted by reference and made a part of this chapter with the following amendments:

1. §1926.1427(a)(4) is amended to extend the effective date when qualification or certification must be provided at no cost to operators who are employed by the employer, and will read as follows: “Whenever operator qualification or certification is required under §1926.1427, the employer must provide the qualification or certification at no cost to operators who are employed by the employer on **November 8, 2011.**”
2. Operators required to be certified under Subpart CC must be licensed or certified by the State of Hawaii, Occupational Safety and Health Division, a government entity, under Chapter 48, Hawaii Administrative Rules (HAR), therefore, Options (1), (2), and (3) are not applicable and §§1926.1427(b), (c), and (d) are deleted.
3. §1926.1427(k)(1) is amended to extend the effective date of Subpart CC and modify the phase-in period for operators who are not currently required to be certified and who operate equipment that is not covered by current Chapter 48, HAR, and shall read as follows: “The provisions of this section are applicable November 8, **2011. Operators who were not required to be certified under Chapter 48, Hawaii Administrative Rules as of May 18, 2011 must comply with paragraph (f) beginning November 8, 2012.**”
4. §1926.1427(k)(2) is deleted
5. §1926.1427(k)(2)(i) is deleted.
6. §1926.1427(k)(2)(ii) is deleted.
7. §1926.1430(c)(2) is amended to shorten the transitional or phase-in period, and shall read as follows: “*Transitional period.* During the **one**-year phase-in period for operator certification or qualification, as provided in §1926.1427(k), employers must train each operator who has not yet been certified or qualified in the areas addressed in §1926.1427(j).

HIOSH will provide to the board language relating to operator certification. These guidelines will help the board decide on amendments to its administrative rules.

Community Concerns

None

Announcements

Next board meeting – Wednesday, June 29, 2011 at 1:30 p.m.

Adjournment

Meeting adjourned at 2:34 p.m.