



AN ASSOCIATION DELIVERING SMART CHOICES TO SMART EMPLOYERS

## SMART Newsletter - August 2009

**PUGET SOUND  
AREA SAFETY  
SUMMIT Wednesday  
August 12, 2009  
9AM – Noon  
Aerospace Machinists'  
Hall 9125 15 PI S.  
Seattle, WA 98108  
Topic: Scaffold &  
Ladder Safety**

**PSASS  
Vendor & Job Fair  
September 9th**

**SMART TRAINING  
CENTER**

**Heat-Related Illness  
Rule "Train the  
Trainer"**

**Personal Protective  
Equipment - Train the  
Trainer**

**CPR/First Aid  
Certification Lacey  
WA**

**Fall Protection**

**Back Care and Safe  
Lifting Methods**

### **SPECIAL ANNOUNCEMENT: ATTENTION JOB SEEKERS!**

This year, in response to the economy, the Puget Sound Area Safety Summit Vendor Fair is teaming up with the Workforce Development Council to offer job hunting assistance. Job opportunities are few and far between right now, making the job hunt even more competitive. Do you know of someone who needs help with a resume or who wants to know more about being competitive online? Please help us spread the word about this great opportunity to receive one-on-one assistance! [Click here](#) for vendor / job fair details.

### **Eye on L&I**

*The following is a document released on July 24, 2009, by the Washington State Department of Labor and Industries (L&I) regarding new legislation and enforcement for the underground construction industry.*

The 2009 Washington State Legislature passed two important pieces of legislation to help the state address the serious impacts of the underground construction economy.

#### 1. **Stop Work Orders**

Based on the Washington legislature's recent passage of [Senate Bill 5613](#), the Department of Labor & Industries can now issue a stop work order to any contractor that does not have industrial insurance coverage. As soon as the order is issued, the contractor must stop business operations immediately, either at a jobsite if posted there, or statewide if served on an employer. The penalty for failing to comply with a stop work order is \$1,000 a day. To respond to the stop-work order, the contractor has the following options:

- a. Comply with regulations by insuring with the State Fund or qualifying as a self-insurer.
- b. Pay a cash deposit or bond equal to \$5,000 or \$1,000 for each employee that L&I feels should be covered (whichever is higher) and ask for reconsideration of the order.
- c. Secure an agreement with the General Contractor to report the

## Defensive Driving

## OSHA 10-Hour: Lacey

## Crane Rigging

## CPR/First Aid Certification

## Scaffold/Ladder - Train the Trainer: Lacey WA

## Accident Response and Investigation

## Sign up now for the Personal Protective Equipment, It's Personal!

Training is offered on August 4 ! This free course was developed by the SMART Association for the construction industry, with funding and support provided by the State of Washington Department of Labor & Industries, Safety & Health Investment Projects.

August 4, 8:00-10:00am  
SMART Education  
Center (Seattle)

September 23,  
1:00-3:00pm  
SMART Education  
Center (Seattle)

[Click here](#) for details  
and registration!

covered employees as their own.

**d.** Stop work and ask for reconsideration of the order.

**e.** Stop work permanently.

This legislation becomes effective on July 26. As L & I finalizes our systems involved in changing the way stop work orders are issued, we will work closely with Washington businesses to educate them about the changes.

### 2. ***Public Work Release & Retainage***

[House Bill 1555](#), which requires that the Department of Labor & Industries certify to public bodies letting construction contracts greater than \$35,000\* that industrial insurance has been paid. If industrial insurance premiums are unpaid, the department now has authority to collect the debt from the 5% of the contract that is retained by the public body. This legislation becomes effective on July 26. However, L&I is delaying enforcement while we are preparing our computer systems. We will begin enforcement on or after October 1, 2009. This is an important piece of legislation. We will launch an educational campaign with Washington businesses to raise their awareness of the effects of the new law on public work release and retainage.

### 3. ***New rules will be required***

Implementing the changes requires us to develop new administrative rules. Formal rule-making will begin in August. Information, including draft rules, meeting dates and deadlines for public comment, will be available on [Web site](#).

To comment on the proposed changes to stop-work orders, and to release and retainage, please send feedback to Brian Fordham, [fordb235@lni.wa.gov](mailto:fordb235@lni.wa.gov).

You may also email [fraudinfo@lni.wa.gov](mailto:fraudinfo@lni.wa.gov) for more information.

### **EPA Fact Sheet: Asbestos-Contaminated Vermiculite Insulation**

In the July edition of the OSHA QuickTakes newsletter, readers are alerted to health hazards posed by asbestos-contaminated vermiculite insulation. The U.S. Environmental Protection Agency (EPA) is warning the public and electricians, plumbers and other contractors who perform work in attics, about the potential risks of asbestos exposure from this type of insulation. The EPA Fact Sheet lists the following recommendations to limit potential exposure for you and your family:

**a.** Leave vermiculite insulation undisturbed in your attic or in your walls.  
**b.** Do not store boxes or other items in your attic if it contains vermiculite insulation.

**c.** Do not allow children to play in an attic with vermiculite insulation.

**d.** Do not attempt to remove the insulation yourself.

**e.** Hire a professional asbestos contractor if you plan to remodel or conduct renovations that would disturb the vermiculite in your attic or walls to make

sure the material is safely handled and/or removed.

Please [click here](#) for the EPA Fact Sheet which provides identification information and steps to prevent exposure.

**USCIS Announcement:**

*The following information is an announcement from the U.S. Citizenship and Immigration Services (USCIS).*

The effective date of the final rule requiring certain federal contractors and subcontractors to use E-Verify has been delayed until September 8, 2009. The rule will only affect federal contractors who are awarded a new contract after September 8, 2009 that includes the Federal Acquisition Regulation (FAR) E-Verify clause (73 FR 67704).

Federal contractors may NOT use E-Verify to verify current employees until the rule becomes effective and they are awarded a contract that includes the FAR E-Verify Clause.

The new rule implements Executive Order 12989, as amended by President George W. Bush on June 6, 2008, directing federal agencies to require that federal contractors agree to electronically verify the employment eligibility of their employees. The amended Executive Order reinforces the policy, first announced in 1996, that the federal government does business with companies that have a legal workforce. This new rule requires federal contractors to agree, through language inserted into their federal contracts, to use E-Verify to confirm the employment eligibility of all persons hired during a contract term, and to confirm the employment eligibility of federal contractors' current employees who perform contract services for the federal government within the United States.

[Click here](#) for further details about E-Verify requirements or visit .

**SMART Updates**

**Last Call for Vendor and Jobshare Applications - August 19th**

Please remember to mark your calendars for the [Puget Sound Area Safety Summit Vendor & Job Fair](#) on September 9, 2009. Vendor applications must be received no later than August 19. Only a few spaces remain so please contact Anne Laughlin now if you wish to exhibit at the Vendor Fair. A reminder to vendors and attendees: this event is free of charge and there will be prizes, drawings, and giveaways.

In addition, and will host a brief awards ceremony to highlight the achievements and ongoing support of those who have made special contributions to the Puget Sound Area Safety Summit. Hope to see you there!

**Top Notch: Ladder & Scaffold Training**

On August 12, the Puget Sound Area Safety Summit will highlight ladder

and scaffold safety with an important 2 ½ - hour training offered by the National Association of Home Builders (NAHB). This training focuses on identifying scaffold and ladder hazards in residential construction as well as providing attendees with an understanding of the OSHA scaffold and ladder regulations and safe work practices to prevent fall-related injuries and deaths. Please [click here](#) for full details.

The SMART Association will offer its regularly scheduled “Scaffold/Ladder – Train the Trainer” course at the Lacey training location on August 20 , from 9:00am-Noon. [Click here](#) to register.

### **When Mother Nature Turns Up The Heat**

We just endured some of the hottest temperatures on record in Washington. And the summer is not over, yet! So, be sure to sign-up for the course which will help your workforce stay safe and healthy in the heat. This training will help you update your safety program to include preventive measures to reduce the risk of heat-related illness. Increase your teaching skills and help employees recognize the signs, symptoms, and risk factors of heat-related illness. Make certain your employees know what to do if someone exhibits symptoms. [Click here](#) to register.

### **PPE, It's personal, it's important and it's free!**

The SMART Association recently took the training, , to the Brightwater Treatment Plant in Kenmore. The grant team delivered the training to three shifts between 6am and 10:30pm and reached nearly 80 workers and managers.

“The information was very useful, comprehensive, and put in a manner that was understandable for the workers,” stated Shannon Sellers, Safety Manager for VPFK. While the Hispanic workers at Brightwater are bilingual, Sellers noted that, “the availability of a Hispanic dialogue is extremely useful due to the diversity of our cultures and our workforce.” Workers indicated that the photo-rich presentation had a large impact on them, showing how an injury can affect daily life when PPE is not used properly.

Sign up now for the training offered on August 4 ! This free course was developed by the SMART Association for the construction industry, with funding and support provided by the State of Washington Department of Labor & Industries, Safety & Health Investment Projects.

This one-plus hour training helps to reduce communication barriers with the Hispanic workforce and works to ensure that all employees understand the importance of wearing appropriate PPE in order to reduce the risk of accidents and injuries on the job. The course promotes personal responsibility and motivates workers to encourage others to work safe by modeling safe behaviors and placing personal value on health and safety and the impact to quality of life. The courses listed below are filling up and are the last available for this grant year

**Personal Protective Equipment, It's Personal – free training!**

August 4, 8:00-10:00am – SMART Education Center (Seattle)

August 26, 1:00-3:00pm – SMART Education Center (Lacey)

September 23, 1:00-3:00pm – SMART Education Center (Seattle)

[Click here](#) for details and registration!

*Please contact Anne Laughlin, Administrator, SMART Association, for questions or comments about the content of this newsletter. Call 206.812.3824 or email [alaughlin@smartwa.org](mailto:alaughlin@smartwa.org). Thank you!*

**Visit the NEW Risk Management Center @ [www.smartwa.org](http://www.smartwa.org)**