

## 2005 Current Fiscal Year Report: Crane and Derrick Negotiated Rulemaking Advisory Committee

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### 1. Department or Agency

Department of Labor

### 2. Fiscal Year

2005

### 3. Committee or Subcommittee

Crane and Derrick Negotiated Rulemaking  
Advisory Committee

### 3b. GSA

### Committee

### No.

16598

### 4. Is this New During Fiscal Year?

No

### 5. Current Charter

06/27/2003

### 6. Expected Renewal Date

06/27/2005

### 7. Expected Term Date

06/27/2005

### 8a. Was Terminated During Fiscal Year?

Yes

### 8b. Specific

### Termination Authority

Advisory Committee

Charter dated

6/27/2003

### 8c. Actual

### Term Date

06/26/2005

### 9. Agency

### Recommendation for Next Fiscal Year

Terminate

### 10a. Legislation Req to Terminate?

No

### 10b.

### Legislation Pending?

### 11. Establishment Authority

Agency Authority

### 12. Specific

### Establishment

### Authority

Charter

### 13.

### Effective

### Date

06/27/2003

### 14.

### Committee

### Type

Ad hoc

### 14c.

### Presidential?

No

### 15. Description of Committee

Regulatory Negotiations  
Committee

### 16a. Total

### Number of

### Reports

No Reports for

this Fiscal Year

### 17a.

### Open

0

### 17b. Closed

0

### 17c. Partially Closed

0

### Other Activities

0

### 17d. Total

0

### Meetings and Dates

No Meetings

	Current FY	Next FY
<b>18a(1). Personnel Pmts to Non-Federal Members</b>	\$0.00	\$0.00
<b>18a(2). Personnel Pmts to Federal Members</b>	\$0.00	\$0.00
<b>18a(3). Personnel Pmts to Federal Staff</b>	\$0.00	\$0.00
<b>18a(4). Personnel Pmts to Non-Member Consultants</b>	\$0.00	\$0.00
<b>18b(1). Travel and Per Diem to Non-Federal Members</b>	\$0.00	\$0.00
<b>18b(2). Travel and Per Diem to Federal Members</b>	\$0.00	\$0.00
<b>18b(3). Travel and Per Diem to Federal Staff</b>	\$0.00	\$0.00
<b>18b(4). Travel and Per Diem to Non-member Consultants</b>	\$0.00	\$0.00
<b>18c. Other(rents,user charges, graphics, printing, mail, etc.)</b>	\$0.00	\$0.00
<b>18d. Total</b>	\$0.00	\$0.00
<b>19. Federal Staff Support Years (FTE)</b>	0.00	0.00

**20a. How does the Committee accomplish its purpose?**

The Committee was formed to develop a proposed safety standard for cranes and derricks in construction through face-to-face negotiations. The Committee was responsible for attempting to reach a consensus on a proposed occupational safety standard governing worker safety with respect to cranes and derricks in construction. Its duties included identifying the key issues, gauging their importance and analyze the information necessary to resolve the issues. The Committee was to develop the regulatory text. In fact, a draft document - the C-DAC consensus document -

was finalized July 9, 2004.

**20b. How does the Committee balance its membership?**

The committee was composed of members who represented the following interests: crane and derrick manufacturers, structural and architectural engineering firms and engineering consultants involved with the use of crane and derricks in construction, training organizations, crane and derrick operator testing organizations, and public interest groups.

**20c. How frequent and relevant are the Committee Meetings?**

11 Meetings were held in FY 2004

**20d. Why can't the advice or information this committee provides be obtained elsewhere?**

It is essential that the Department revise its safety standards for cranes and derricks in construction. There is currently no advisory committee available who has the knowledge and expertise available to develop this proposed safety standard

**20e. Why is it necessary to close and/or partially closed committee meetings?**

Meetings were open to public and public was invited to participate.

**21. Remarks**

This Committee held its last meeting in July 2004. The Charter expired on June 27, 2005.

**Designated Federal Officer**

Russell B Swanson Director, Directorate of Construction, USDOL-OSHA

Committee Members	Start	End	Occupation	Member Designation
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Brown, Stephen	07/03/2003	06/30/2005	International Union of Operating Engineers	Representative Member
Brunet, Michael	07/03/2003	06/30/2005	Manitowoc Cranes, Inc.	Representative Member
Charman, Stephen	07/03/2003	06/30/2005	Viacom Outdoor	Representative Member
Collins, Joseph	07/03/2003	06/30/2005	Zachry Construction Corporation	Representative Member
Connell, Noah	07/03/2003	06/30/2005	USDOL-OSHA-DOC, Office of Construction Standards and Guidance	Regular Government Employee (RGE) Member
Juhren, Peter	07/03/2003	06/30/2005	Morrow Equipment Company, LLC	Representative Member
McGrew, Bernard (Bernie)	07/03/2003	06/30/2005	Link Belt Construction Equipment Company	Representative Member
Means, Larry	07/03/2003	06/30/2005	Means Engineering & Consulting, P.C.	Representative Member
Migliaccio, Frank	07/03/2003	06/30/2005	International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers	Representative Member
Murphy, Brian	07/03/2003	06/30/2005	Sundt Corporation	Representative Member
Pocock, George (Chip)	07/03/2003	06/30/2005	C.P. Buckner Steel Company	Representative Member
Ritchie, David (Dave)	07/03/2003	06/30/2005	The St. Paul companies	Representative Member
Russell, Emmett	07/03/2003	06/30/2005	International Union of Operating Engineers	Representative Member
Shoemaker, Dale	07/03/2003	06/30/2005	Carpenters International Training Center	Representative Member
Smith, William (Bill)	07/03/2003	06/30/2005	Maxim Crane Works	Representative Member
Steele, Thomas (Craig)	07/03/2003	06/30/2005	Schuck & Sons Construction Company, Inc.	Representative Member
Taylor, Darlaine	07/03/2003	06/30/2005	Centry Steel Erectors Co., LP	Representative Member
Vega, Wallace	11/02/2003	06/30/2005	Entergy Corporation, Inc	Representative Member
Weaver, William (Doc)	07/03/2003	06/30/2005	National Electrical Contractors Association, Inc.	Representative Member

Weiss, Robert	07/03/2003	06/30/2005	Cranes Inc. and A.J. McNulty & Company, Inc.	Representative Member
Williams, Douglas	07/03/2003	06/30/2005	Buckner Heavylift Cranes	Representative Member
Wiltshire, Stephen	07/03/2003	06/30/2005	Turner Construction Company	Representative Member
Yorio, Charles	07/03/2003	06/30/2005	Acordia a Wells Fargo Company	Representative Member

## Number of Committee Members Listed: 23

### Narrative Description

OSHA is statutorily committed to improving workplace safety for every working man and woman by reducing the number of occupational safety and health hazards at their places of employment. OSHA's strategic plan calls for reducing construction fatalities and improving its safety standards as one method of attaining that goal.

### What are the most significant program outcomes associated with this committee?

	Checked if Applies
Improvements to health or safety	<input checked="" type="checkbox"/>
Trust in government	<input checked="" type="checkbox"/>
Major policy changes	<input checked="" type="checkbox"/>
Advance in scientific research	<input type="checkbox"/>
Effective grant making	<input type="checkbox"/>
Improved service delivery	<input type="checkbox"/>
Increased customer satisfaction	<input checked="" type="checkbox"/>
Implementation of laws or regulatory requirements	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

### Outcome Comments

NA

### What are the cost savings associated with this committee?

	Checked if Applies
None	<input checked="" type="checkbox"/>

Unable to Determine	<input type="checkbox"/>
Under \$100,000	<input type="checkbox"/>
\$100,000 - \$500,000	<input type="checkbox"/>
\$500,001 - \$1,000,000	<input type="checkbox"/>
\$1,000,001 - \$5,000,000	<input type="checkbox"/>
\$5,000,001 - \$10,000,000	<input type="checkbox"/>
Over \$10,000,000	<input type="checkbox"/>
Cost Savings Other	<input type="checkbox"/>

### **Cost Savings Comments**

The Agency has not completed the economic analysis of the consensus document.

**What is the approximate Number of recommendations produced by this committee for the life of the committee?**

42

### **Number of Recommendations Comments**

The draft consensus document contains 42 sections.

**What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?**

0%

### **% of Recommendations Fully Implemented Comments**

Nothing has been implemented as of this date; after the proposal is published and comments have been received, the Agency anticipates that a new Crane/Derrick safety standard will be implemented.

**What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?**

0%

### **% of Recommendations Partially Implemented Comments**

See above

**Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?**

Yes ☒ No ☐ Not Applicable ☐

### Agency Feedback Comments

Under the ground rules, if the agency alters consensus-based language, the Agency will provide the members with written explanation.

### What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input checked="" type="checkbox"/>

### Action Comments

The Agency expects to use the draft consensus document as the basis for the new Cranes/Derricks safety standard.

### Is the Committee engaged in the review of applications for grants?

No

### Grant Review Comments

NA

### How is access provided to the information for the Committee's documentation?

Checked if Applies

Contact DFO	<input type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>
Online Committee Web Site	<input type="checkbox"/>
Online GSA FACA Web Site	<input type="checkbox"/>
Publications	<input type="checkbox"/>
Other	<input type="checkbox"/>

### Access Comments

Docket S030