

## OSHA's Proposed Rule on Cranes and Derricks in Construction

Federal OSHA is proposing a rule to protect employees from the hazards associated with hoisting equipment when used to perform construction activities. Under this proposed rule, employers would first determine whether the ground is sufficient to support the anticipated weight of hoisting equipment and associated loads. The employer then would be required to assess hazards within the work zone that would affect the safe operation of hoisting equipment, such as those of power lines and objects or personnel that would be within the work zone or swing radius of the hoisting equipment. Finally, the employer would be required to ensure that the equipment is in safe operating condition via required inspections and that employees in the work zone are trained to recognize haz-

ards associated with the use of the equipment and any related duties that they are assigned to perform.

**OSHA published its Proposed Rule on Cranes and Derricks in Construction in the *Federal Register* on Thursday, October 9, 2008. Comments are due by December 8, 2008, and may be submitted by mail, by fax, or electronically through the internet at <http://www.regulations.gov>.**

The notice is posted on OSHA's web site at [http://www.osha.gov/FedReg\\_oshapdf/FED20081009.pdf](http://www.osha.gov/FedReg_oshapdf/FED20081009.pdf). And at: [http://www.osha.gov/pls/oshaweb/owadisp.show\\_document?p\\_table=FEDERAL\\_REGISTER&p\\_id=21169](http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=FEDERAL_REGISTER&p_id=21169)

## New Mexico Regulation and Licensing Department's Requirements for Operators of Hoisting Equipment

In July of 2006 the New Mexico Regulation and Licensing Department created a regulation defining requirements for all operators of hoisting equipment working within New Mexico. This rule, titled 16.43.2 NMAC, details the training, testing, and licensing process for three different classes of operators. All construction employers should be familiar with this regulation which can be found at <http://www.nmcpr.state.nm.us/NMAC/parts/title16/16.043.0002.htm>.

Carmen Gomez of the Regulation and Licensing Department is available to answer questions about how to provide training, testing, and licensing of Class I, II, and III operators. The licensing process is streamlined for operators who already have obtained NCCCO certification or who have "seat time" experience from other states. Carmen can also provide a list of more than a dozen companies who will provide onsite training courses required for crane operator licensing. She can be reached at this email address <mailto:Carmen.Gomez@state.nm.us> or via phone 505-222-9809.

The following web address is useful to obtain applications for certification and other licensing information: <http://www.rld.state.nm.us/CID/index.htm>.

## UPCOMING EVENTS



December 2-3

Houston, Texas

For more information visit:

[www.oshasafetyconference.org](http://www.oshasafetyconference.org)

or call:

1-866-906-9190

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# COOPERATIVE PROGRAMS. PARTNERING FOR SAFETY

ALLIANCES · CONSULTATION · SHARP · STRATEGIC PARTNERSHIPS · VPP

## Alliances

Central New Mexico Community College (CNM) signed an Alliance with NM OSHA June 25, 2008.



Texas Engineering Extension Service (TEEX) signed an Alliance with NM OSHA July 29, 2008.



## VPP

The ConocoPhillips Wingate Fractionators facility, located in Gallup, NM, celebrated their acceptance into NM OSHA's Zia Star Voluntary Protection Program (VPP) August 8, 2008. The Gallup facility is the second ConocoPhillips facility in New Mexico to receive Zia Star VPP approval from NM OSHA.

There are currently seven (7) companies in New Mexico that have been approved by NM OSHA for the Zia Star VPP.

## Cooperative Programs

Cooperative programs offer Industry and NM OSHA the opportunity to work together towards the common goal of ensuring the safety and health of New Mexico employees.

Visit [http://www.nmenv.state.nm.us/Ohsb\\_Website/ohsb\\_home.htm](http://www.nmenv.state.nm.us/Ohsb_Website/ohsb_home.htm) for a complete list of participants.

## Strategic Partnerships

Associated Contractors of New Mexico (ACNM/ AGC-Heavy Construction Division) formally signed the Heavy Highway Construction Safety Partnership agreement with NM OSHA March 28, 2008. ACNM will begin accepting partnership applications January 1, 2009.



## Cooperative Agreements

Southwest Stucco was accepted into the Superior level of the Construction Agreement for Residential Employee Safety (C.A.R.E.S.) program August 20, 2008.



L-R: Tony Montoya, Safety Consultant , Craig Exum, President, Southwest Stucco



L-R: Tony Montoya, Safety Consultant, Lawrence Otero, Owner, Gloria Hock-Otero, Owner

Otero and Sons Roofing was accepted into the Superior level of the C.A.R.E.S. program August 20, 2008.

Currently, there are forty-five (45) residential contractors involved in the multi-step program, seven (7) of which have been approved for the Superior level.



For more information about Cooperative Programs, Contact NM OSHA Cooperative Programs Section at:

Phone: (505) 476-8700 . Alternate: 1-877-610-6742 . Fax (505) 476-8734

Direct all questions and comments regarding this newsletter to NM OSHA Cooperative Programs Section

Attention: Melissa Barker

Phone:(505) 222-9595

## WHY NM OSHA C.A.R.E.S.?

*Antonio Garcia, Project Manager, Pulte Homes, Inc., of NM*

For the three years that Pulte Homes, Inc., of New Mexico has been involved with New Mexico Occupational Health and Safety Bureau's (NM OSHA's) Construction Agreement for Residential Employee Safety (C.A.R.E.S.) Program, we have been able to transform the thinking and practices of not only our own employees, but the trade partners that work with us as well. The assistance from NM OSHA has offered us a far greater understanding of the importance of OSHA regulations and how they can help all of us return safely home everyday to our families. We at Pulte Homes believe that NM OSHA and the C.A.R.E.S. program are vital resources for our industry.

As a next step in our efforts to elevate the awareness of employee safety and health within the industry, many

of the top home builders in New Mexico, aided by NM OSHA, are establishing a safety council. The purpose of this council is to provide training and outreach, promote dialog within the industry and share best practices; all in an attempt to standardize the approach to employee safety and health on participants' job sites.

In essence, "no matter where you go the rules are the same". This consistency in approach sends a powerful message; **"if you're going to work on our sites, you're going to work safely"**.

I highly recommend the C.A.R.E.S. program to all contractors and builders, regardless of the size of your company. Participation in this program offers us the opportunity to positively affect our industry by reducing employee injuries, illnesses and fatalities and the costs associated. This program does not offer a free ride. It takes commitment, dedication and hard work to build a safe worksite. NM OSHA and C.A.R.E.S. participants are working together towards this goal.



Pulte Homes of New Mexico

L- Ryan Rossiter, Site Superintendent , Fiesta Sub-Division, Los Lunas , R:Antonio Garcia, Project Manager

## NM Oil and Gas Industry Making Strides Towards Safer Worksites

To address a growing concern for the safety and health of New Mexico oil and gas workers, NM OSHA Cooperative Programs (Consultation Section) developed a recognition program for companies who demonstrate exemplary safety and health programs. The Safe Site Program has been in operation for the past two years and currently has identified three companies who meet the high standards for program participation. They are Aztec Well Servicing of Aztec, A-Plus Well Servicing of Farmington, and McVay Drilling of Hobbs. A number



of additional companies in the Permian and San Juan Basins are working with NM OSHA to raise their level of safety and health to enter the program.

NM Cooperative Programs /Consultation Section , in cooperation with the three Safe Site companies and their work-

forces, has found answers for a variety of old practice questions regarding guardrail requirements, fall protection, and Geronimo lines.

In addition, NM OSHA has provided involvement and services to groups dedicated to improving safety and health in the oil and gas industry such as the Four Corners Safety Network, Operators Safety Council,

Four Corners Oil and Gas Conference, National Institute of Occupational Safety and Health and San Juan School of Energy.



For more information about New Mexico Occupational Health and Safety Bureau's (NM OSHA's) Oil and Gas Safe Site Program, contact Carol Walker, Safe Site Coordinator, Cooperative Programs Section at (505)222-9505 or [carol.walker@state.nm.us](mailto:carol.walker@state.nm.us)

For more information about New Mexico Occupational Health and Safety Bureau's (NM OSHA's) Construction Agreement for Residential Employee Safety (C.A.R.E.S.) Program, contact Eddie Dominguez, C.A.R.E.S. Coordinator, Cooperative Programs Section at (505) 476-8700 or [eddie.dominguez@state.nm.us](mailto:eddie.dominguez@state.nm.us)



