



Newsletter

Volume 15, Issue 3

March 2015

Message from the President – Stephen Siegel

It feels so great to write this as we finally appear to be putting winter with its snow, ice, and aggravation behind us.

We had excellent February NJ-AIHA Meeting. First, we had Jack Springston, a Senior Project Manager for TRC Environmental educate us on the issues surrounding Electronic Cigarettes in the Indoor Environment. Their great increase in global usage (especially younger people) along with the poor awareness of their associated hazards was both a fascinating and illuminating presentation. It will be interesting to see how many years it takes until they fall under appropriate regulation and hazard warnings. Our second speakers were David A. Haworth and Paul Jenkins both attorneys-at-law from Ballard Spahr LLP. They presented on The Expert Witness: The Attorney's Perspective (see related photos Page 10). For many of us including myself who occasionally but not regularly appear in a courtroom as a CIH it was great to see the do's and do not's of being an expert witness for our profession with actual recordings.

We are also very excited for the triple group joint meeting this week with the members of NJ ASSE and MABSA. We have two excellent speakers and topics for this meeting. We have an Ebola Update from Dr. Edward Lifshitz (NJDOH) an Investigation of a Potentially Fatal Fork Lift Incident from Joseph Piccolo, CHMM (Roche Molecular Diagnostics).

Finally just a reminder to any of you who are or who know of any students attending college that are majoring in the fields of industrial hygiene or environmental health and safety for the 2015-2016 school year, there are three scholarships of up to \$1000 that are available for NJ AIHA award to selected candidates. The deadline for the application is April 1, 2015. Please direct any student applicants to <http://www.njaiha.org/scholarships/2015-scholarships> for more details and requirements and they can apply on-line at that time.

We look forward to seeing all of you at our March meeting this week and don't forget our April meeting is our Past-Presidents night where we recognize and honor those individuals who have prior served as NJAIHA Section President.

Sincerely

Stephen Siegel, CIH MBA
President NJ AIHA

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<http://www.facebook.com/pages/American-Industrial-Hygiene-Association-New-Jersey-Local-Section/139640922751121>

<http://www.linkedin.com/groups?mostPopular=&gid=3675325>

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INSIDE THIS ISSUE

1	President's Message
3	Calendar of Events
3	Welcome New Members
4	Listing of Officers
4	Newsletter/Website Advertising Opportunities
5	Job Posting Links
6	2015 NJAIHA Scholarship Information and Application
7	2015 Industrial Hygiene & Safety Review Course
8-9	March 2015 Dinner Meeting Announcement
10	Recent NJAIHA Activities in Pictures
11-15	AIHA Happenings from the Hill
16	AIHA Government Affairs Department State Update

Calendar of Events

Date	Subject	Location
3/19/15	<p>Joint Meeting with NJ ASSE/MABSA</p> <p>Topic: Ebola Update Speaker: Edward Lifshitz, MD - Medical Director for the NJDOH Communicable Disease Service</p> <p>Topic: Investigation of a Potentially Fatal Fork Lift Incident Speaker: Joseph Piccolo, CHMM, Sr. Manager, Roche Molecular Diagnostics</p>	Snuffy's Scotch Plains
4/16/15	<p>Past Presidents Night</p> <p>Topic: Confined Spaces Speaker: Tom Santoli, Director of Health and Safety for CYMA Builders</p>	Snuffy's Scotch Plains

WELCOME NEW NJAIHA MEMBERS!

Robert	Brauch	Casella CEL Inc.
John	Downey	Colgate Palmolive Company
Rachel	Paterno	Hillmann Consulting, LLC
Victor	DeCandia	

Our Officers

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Newsletter Advertising Opportunities

Would your company like to advertise in this newsletter? Each year, we publish 8 newsletters - - Sept., Oct., Nov., Jan., Feb., March, April & June.

The advertising rates are as follows:

- 1/4 page ad in newsletter & listing on web site \$100 (annual)
- 1/2 page ad in newsletter & listing on web site \$200 (annual)
- 1 page ad in newsletter & listing on web site \$400 (annual)

Interested in Being a Meeting Sponsor?

Recognition on meeting announcement, 1 free dinner at meeting, brief presentation and/or table at meeting \$300 (per meeting)

See our website: : <http://www.njaiha.org/wp-content/uploads/2015/02/NJAIHA-Advertisement.pdf>

Or

Please email Stephen Siegel at president@njaiha.org for more information.



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Job Postings

There are many job postings on our web site. If you are looking or just curious check them out.

<http://www.njaiha.org/resources/job-postings/>

There are several job postings on these other organization web sites as well:

<http://www.njasse.org/>

<http://www.aiha.org/LocalSections/html/Metro%20NY/jobs.htm>

<http://www.philaaiha.com/Employment.htm>



2015 NJAIHA Scholarships

The New Jersey Section of the American Industrial Hygiene Association (NJAIHA) is pleased to offer scholarships for the study and promotion of industrial hygiene / environmental health and safety for the 2015-2016 school year.

Three scholarships of up to \$1000 are available for award to selected candidates.

- Scholarships are available for students who are currently enrolled in courses leading to a degree in industrial hygiene or allied fields such as occupational/environmental health and safety.
- Recipients must **reside in NJ (if attending college outside of NJ)** or be **enrolled in an accredited college in NJ** at the time the award is presented.
- Previous recipients are eligible to apply.
- Minimum cumulative GPA is 3.0.
- Deadline for application is **April 1, 2015**. The recipients will be notified in late April and must attend the **June 2015** NJAIHA meeting and make a short presentation to receive their award.
- Applicants must provide the following:
 - Completed scholarship application [Download Here](#) or <http://www.njaiha.org/scholarships/2015-scholarships/>
 - A statement on a single sheet of paper of why you should be the recipient of the scholarship;
 - A copy or official transcript of records with GPA; and
 - A letter of recommendation from a faculty member or course-related employer, but preferably the student's advisor.

Applications and questions should be sent to Grey Coppi, Director of Member Services, at membership@njaiha.org.

2015 Industrial Hygiene & Safety Review Course

The New Jersey Section of the American Industrial Hygiene Association (NJ-AIHA) is offering a comprehensive Industrial Hygiene Course. The course is designed to provide basic training in some critical areas of industrial hygiene and safety and will likely be beneficial for those entering the field as well as those who are just looking to sharpen their skills in certain technical areas. In addition, many of the people who have attended the program have found it to be very helpful in preparing for the CIH and CSP examinations. Certified Industrial Hygienists have the opportunity to obtain CM points per lecture (0.167 points per contact hour). Participants are welcome to attend any or all of the lecture sessions, depending on their individual training needs. People who need certification points must sign an attendance sheet for each session.

Industrial Hygiene & Safety Lecture Topics

History of Industrial Hygiene, OSHA Act Review and IH Management, Epidemiology, Fire Protection, Emergency Response, Ergonomics, Risk Management – Record Keeping, Indoor Air Quality, BioSafety, Equipment & Facility Safety, Ionizing Radiation, Non-Ionizing Radiation, Math, Statistics & Calculator Review, Air Pollution, Toxicology, Regulatory & Legal Affairs, Physics & Basic Engineering, Air Sampling - IH Chemistry, Direct Reading Instrumentation, Noise, Ventilation, Ethics & Professional Conduct, Respiratory Protection & PPE

The IH classes will be held Tuesday nights (6:00-9:00) beginning the first week of June 2015 at the Rutgers Environmental Health & Safety Dept., 27 Road 1, Livingston Campus, Piscataway, New Jersey 08854. Tel. (732) 445-2550. (See the following link to Google Maps Directions)

<https://www.google.com/maps/place/Rutgers+Environmental+Health+and+Safety/@40.516915,-74.430336,17z/data=!3m1!4m2!3m1!1s0x89c3c7bf656ff6ff:0x2b79eadac518c3c8>

Cost: \$150.00 (includes registration, admission to all IH and Safety classes and on-line access to all course materials) **SAFETY CLASSES** Sponsored by: ASSE

*The NJ Chapter of the American Society of Safety
Engineers* 

Safety Topics have been added to our schedule (included in the price). We will have guest speakers on certain safety topics to help prepare people for the CSP exam. **Safety classes will be held on Thursday nights (6:00 PM). The website will be updated when the specific dates and topics for the Safety classes have been established.** Enrollment forms, directions, and schedule are posted on the NJAIHA web page <http://www.njaiha.org/events/njaiha-summer-review-course/>.



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973-300-0144

March 2015 – DINNER MEETING Joint Meeting with NJ ASSE and MABSA

DATE: Thursday, March 19th, 2015

PLACE: Snuffy's Pantagis Renaissance, 250 Park Avenue, Scotch Plains, NJ
908-322-7726

AGENDA:

3:30 p.m. AIHA, NJ Section, Inc. - Executive Committee Meeting

5:00 p.m. Registration/Networking/Appetizers/Cash Bar

6:00 p.m. Before Dinner Session:

Topic: Ebola Update

**Speaker: Dr. Edward Lifshitz, Medical Director for the NJDOH
Communicable Disease Service**

7:00 p.m. Dinner – Members \$25, guests \$30.
Students and those unemployed are free (Subsidized 100% for Dinner Meetings).

7:30 p.m. After Dinner Session:

Topic: Investigation of a Potentially Fatal Fork Lift Incident

**Speaker: Joseph Piccolo, CHMM, Sr. Manager, Roche Molecular
Diagnostics**

Please register by **Tuesday, March 17th**, by calling Ronnie Tutty at 973-300-0144 or you may email your reservation to njaiha@ptd.net or fax your reservation to 973-579-6202, giving the names of those who will attend.

COMMON DIRECTIONS:

Pick up Route 22 West to sign reading "Mountain Ave. – Scotch Plains". Take Mountain Ave. thru 2nd traffic light to parking lot entrance on the right (just after intersection).

Coming from New York City - Lincoln or Holland Tunnels or George Washington Bridge - take NJ Turnpike SOUTH to Newark Airport Exit #14 and follow common directions above.

Coming from Staten Island - Go over the Goethels Bridge and exit to the NJ Turnpike NORTH. Take the Turnpike to Exit #14 to Route 22 WEST and follow common directions above.

Going NORTH on Garden State Parkway - Exit # 140 to Route 22 EAST. Bear to LEFT to take jug handle to Route 22 WEST and follow common directions above.

Going SOUTH on Garden State Parkway – Exit #140A to Route 22 WEST and follow common directions above.

Coming from New Brunswick and Points South – Pick-up Route 287 NORTH (Exit #10 at Edison from the NJ Turnpike or Exit #127 from the Garden State Pkwy.) Take 287 NORTH to Somerville, Exit to Route 22 EAST to Scotch Plains. Entrance on right, after Blue Star Shopping Center and before Park Ave. overpass.

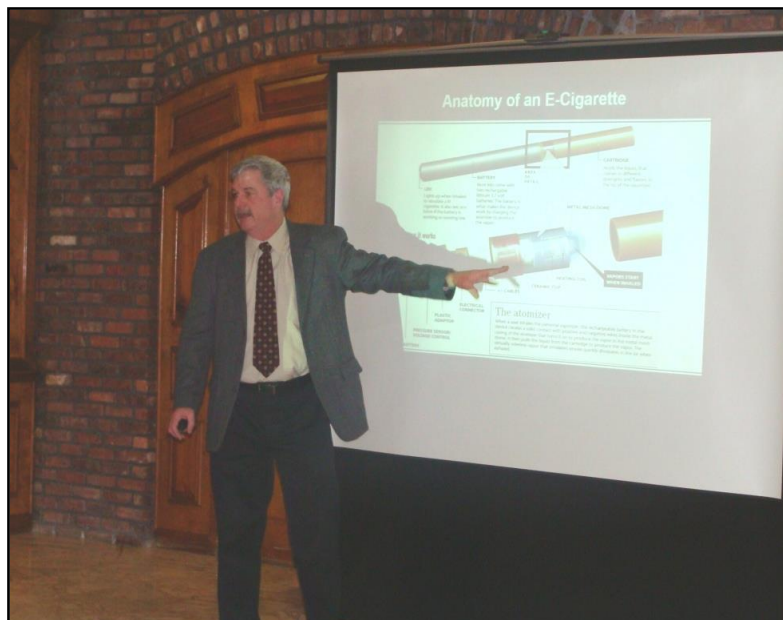
Coming from PA or Points West – Route 78 EAST to Exit #41. Follow signs to Route 22, Scotch Plains. At 3rd traffic light turn right to go over Overpass to Park Ave. Stay in right lane of overpass and at next light turn right onto Mountain Ave. Make first right turn to enter parking lot.

Recent NJAIHA Activities in Pictures

Tim Rice, NJAIHA Historian



February 2015 NJAIHA Dinner Meeting - 2/19/15 at Snuffy's



Our before-dinner speaker, Jack Springston, CIH, CSP, FAIHA, Senior Project Manager, TRC Environmental Corp., is shown here describing the components of an electronic cigarette during his presentation, "*Electronic Cigarettes in the Indoor Environment*". Jack did an excellent job enlightening attendees on the contents and conclusions found within National AIHA's new white paper ([click here](#)) examining the potential exposures and risks from use of electronic cigarettes indoors. Jack was editor of the AIHA white paper and a member of its project team.



Part of good turnout for February's dinner meeting



Every so often the NJAIHA monthly meetings will address legal topics of interest to the industrial hygienist. Such was the case this month, as our after-dinner speakers David Haworth (left), Attorney-at-Law, and Paul Jenkins, Partner, both with Ballard Spahr LLP, Cherry Hill, NJ, are shown here during their informative presentation, "*The Expert Witness: The Attorney's Perspective*". Areas covered by David and Paul included theories of liability and workers compensation, the role of the industrial hygienist in litigation, and practical considerations and examples for expert reports, deposition and trial testimony.



Happenings On The Hill

American Industrial Hygiene Association Government Affairs Department

Aaron K. Trippler, Director
703-846-0730 atrippler@AIHA.org

February 25, 2015

President Proposes FY16 Budget –

If it seems like we just finished talking about the FY15 budget, we did! But in Washington the federal budget has become a year-round discussion. Actually, it has become so difficult to adopt a federal budget that we simply adopt “continuing resolutions” and perhaps an “omnibus bill” every once in a while. So, while the FY15 budget essentially left every federal agency flat, the President has stepped way out of the box in his proposal for FY16 recommending increases in nearly every federal agency. Of course, his budget is doa (dead on arrival) in a Congress now controlled by the Republicans, especially considering the budget contains tax increases to pay for the spending increases.

Yet, the President's budget proposal is the only thing we have to go on at this time so it deserves some attention. Let's take a look.

OSHA

The President has proposed a 7 percent increase in the OSHA budget, increasing spending from the current \$552.8 million to \$592.1 million in fiscal 2016. While nearly every category received some sort of increase, notables ones are –

- + \$17,800,000 for Federal Enforcement
- + \$ 5,128,000 for the whistleblower program
- + \$ 3,487,000 for State Programs (state plan funding)
- + \$ 4,611,000 for Federal Compliance Assistance
- + \$ 3,306,000 for Safety and Health Standards
- + \$ 4,513,000 for Safety and Health Statistics
- \$0 increase for State Consultations/Compliance Assistance

Interesting that the President didn't provide any increase at all for state compliance assistance; yet it probably makes no difference as this budget proposal is not likely to be the final appropriation.

NIOSH

The President has once again targeted NIOSH as an area where he believes cuts are required. That means we have our job cut out for us again to educate Congress on why NIOSH is so important. There are those on the Hill and in the Administration who simply don't understand that NIOSH is the sole federal government agency conducting occupational safety and health research. A look at the NIOSH budget – The President proposed cutting the existing NIOSH spending level of \$334.9 million to \$283.4 million in fiscal 2016, a \$51.5 million reduction in spending. What's interesting in this proposal is that nearly every line item in the NIOSH budget received zero change except for two –

Education Research Center funding would be cut to zero

Agriculture, Forestry and Fishing Programs would be cut to zero

This is, I believe, the fifth year in a row the President has recommended to zero out funding for the ERCs and the AFF program. Can we once again succeed in retaining this funding? We shall see. My take is that if Congress decides to actually adopt a federal budget this year there will be no better than a 50-50 chance of saving this funding. However, if Congress ends up adopting a Continuing Resolution and a final Omnibus Spending Bill, we probably have a 90 percent chance of saving the funding.

Other Notable Budgets

Mine Safety and Health Administration	5% increase to \$394.9 million
Chemical Safety and Hazard Board	12% increase to \$12.3 million
OSH Review Commission	13.8% increase to \$13.2 million
Environmental Protection Agency	\$492 million increase to \$8.6 billion

Bigger Issues Taking Precedence

While it is prudent to discuss the funding proposals for occupational safety and health areas, the fact is that Congress is dealing with much bigger issues. In addition to the ongoing concerns about terrorism, Congress must do something with the one appropriation bill leftover from the last session of Congress – funding for the Department of Homeland Security. This funding is being held up by the House unless the President's Executive Order on immigration is overturned. The Senate wants to split these into separate issues and pass the homeland security bill separately. Keep your eyes and ears open this week as the deadline is Friday.

Congress also passed the Keystone XL Pipeline bill and, as promised, the president earlier this week vetoed the bill. It is doubtful Congress can override this veto.

Regulatory Reform Bills Moving Through Congress

While there are yet no bills introduced that directly deal with occupational safety and health issues, the Republicans have wasted no time in moving forward on one of their top issues – regulatory reform. Bills keep appearing and several have already made their way through the House and have been sent to the Senate. Of course, the

President is likely to veto most, if not all, of these bills if they make their way to his desk. But don't be surprised if one or two of these bills make it all the way through. The President has previously indicated his desire to take a look at the regulatory process.

Agency Activity

Has been a rather quiet month regarding regulatory activity in the agencies. OSHA has not made any major decisions and is moving forward on efforts to finalize the silica standard, waiting to hear from the White House on the beryllium issue and continues work on drafting an infectious diseases rule.

The one issue that made headlines this month is the one regarding the dispute between federal OSHA and the Arizona State Plan. If you recall, Arizona had passed a new fall protection rule that federal OSHA claimed "was not as effective" as the federal rule and warned Arizona that unless they repealed this change federal OSHA would find the state plan in violation. The Arizona legislature then got involved and passed a bill that said if federal OSHA rejected the Arizona fall protection change the new Arizona law would be repealed. Well, of course federal OSHA rejected the Arizona effort and the change has been repealed. This entire issue played out over a period of three years, yet most anyone could have looked at it three years ago and figured out how it was going to end.

Updating the Permissible Exposure Limits (PELs)

For the past 20 years the number one public policy issue of AIHA has been "updating the PELs". Efforts to update the PELs have fallen on deaf ears in Washington until recently when OSHA's Dr. Michaels placed the issue up front and center.

OSHA published a Request for Information (RFI) in the Federal register last October 10 stating that OSHA is reviewing its overall approach to managing chemical exposures in the workplace and seeks stakeholder input about more effective and efficient approaches that address challenges found with the current regulatory approach. The review involves considering issues relating to updating the PELs, as well as examining other strategies that could be implemented to address workplace conditions where workers are exposed to chemicals. In other words, not just updating the PELs but looking at additional options.

AIHA plans on submitting official comments on the RFI and has an Advisory Group working on draft comments at this time. However, AIHA national also contacted all of the AIHA Volunteer Groups (VGs) (technical committees) and offered these committees the opportunity to address any of the 50+ technical questions posed by OSHA. The hope is to have various VGs draft comments and AIHA national will then compile all and send to OSHA as an additional submission, looking at all viewpoints.

AIHA national is also interested in having individual AIHA members provide comments on the RFI. If you have any comments on one or more of the 50+ technical questions posed by OSHA in the RFI please submit these to my office. Again, they will not be submitted to OSHA as official AIHA comments and your name will not be used. AIHA will submit all of these comments as "input from AIHA members and Committees". The deadline for submission to OSHA is April 8, meaning individual comments need to be submitted to my office no later than March 15. Please consider taking a few minutes

to review the questions posed by OSHA. The RFI is very long (some 200 pages) and there are 50+ technical questions to be addressed. The link to the full RFI can be found at <http://www.gpo.gov/fdsys/pkg/FR-2014-10-10/pdf/2014-24009.pdf>

Another OSHA Request

OSHA is also asking for some help from occupational safety and health professionals and others on an issue to make government a little more effective. The agency is always reviewing existing regulations to update rules that may be out of date, ineffective, insufficient or excessively burdensome.

So, here's your chance to pass along your thoughts on this issue. Send OSHA your ideas about which rules should be modified, streamlined, expanded, or even repealed. The agency has launched an interactive "Shaping Smarter Regulations" website where you can make suggestions from now until Wednesday, March 18, at <http://www.dol.gov/regulations/regreview/>. Questions posed by OSHA are listed on the web site.

State Activity

As expected, legislative activity in the states has been very heavy since January first. If you would like to see any of these bills please contact me and I will forward. This month provides a quick look at a few of the bills out there. Way too many links to include each one here. Will cover additional issues next month.

Licensing in Public Contracts. Maryland has introduced legislation (SB279) that would essentially prohibit contractors from receiving publicly funded contracts if they have violated occupational safety and health laws and regulations. This issue is also being considered in Tennessee (SB1370 and HB1027) and there is talk that Massachusetts and New York may also take a look at the issue. Every year or two the same issue comes up on the federal level; but the issue is much more complicated than it sounds.

Maryland is also in the news for another bill (HB192) that would provide employers with advance notice that a state OSHA inspection will be forthcoming. Yes, you read that right! Kind of defeats the whole idea of an inspection if you call them up and tell them you will be inspecting next week. Doubt if this bill will make it through.

Safe patient Handling

Florida H685	In Committee
Florida S750	In Committee
MA HD1112	Pending
MA SD 1522	Pending
MO H963	In Committee
OR H2631	In Committee

Mold Licensing

NH S125	Pending
NJ A1006	In Committee
NJ A1007	Became law

NJ S 2131	In Committee
NY A395	In Committee
NY A969	In Committee
NY A4307	In Committee
NY A4759	In Committee
NY S3674	In Committee
NY S3756	In Committee

Voluntary Protection Program

VA H1768	Awaiting Governor's Signature
VA S881	Awaiting Governor's Signature

Federal and State Legislative Action Centers

Visit the AIHA Federal Legislative Action Center to stay abreast of national issues important to occupational health and safety. Simply go to the AIHA home page. Click on "government affairs", located on the "stay connected" tab at the top of the page. Once in government affairs, click on "Federal Legislation Action Center". Also available within this Action Center is the opportunity for any member to directly contact their elected officials in Washington simply by inserting their zip code. You can send an email or learn how to contact them by phone or mail. Take a look!

The State Center offers AIHA members the opportunity to monitor all state legislative sites, scan IH professional recognition/title protection laws in states where adopted, and even review and follow all state legislation being monitored in the state legislatures throughout the year. Included under each State site is access to the various state agencies, including the Governor's office and OSHA state plan sites. If professional recognition/title protection legislation has been enacted in a particular state, this law can also be found.

Another important feature is member access to each of the weekly legislative/regulatory reports sent to each state. With this access, members can follow any piece of legislation that may be of interest.

For information on any of the items in this report, please contact Aaron Tripler.

AMERICAN INDUSTRIAL HYGIENE ASSOCIATION
GOVERNMENT AFFAIRS DEPARTMENT
STATE UPDATE

March 11, 2015

NEW JERSEY

Here is the latest legislative/regulatory report for your State. AIHA government affairs will send the reports every week, detailing any legislative and/or regulatory pertinent to the profession in your state. The reports will also include the text of many bills (if available) and update activity on bills already reported. However, reports will only be sent if there has been new activity on the legislation and/or regulations already reported, or new legislation and/or regulations are found. Reports are sent to local section officers and may be forwarded to others if you wish. Questions contact Aaron Trippler at atrippler@aiha.org.

New Legislation

NJ AJR 102 SPONSOR: Schaer (D)

TITLE: Occupational Safety and Health Administration

PREFILED: 03/09/2015

DISPOSITION: Pending

SUMMARY:

Urges federal Occupational Safety and Health Administration to adopt recommendations of U.S. Chemical Safety and Hazard Investigation Board.

STATUS:

03/09/2015 FILED.

Text Not Available

Legislation Reported Earlier

None to Report

Regulatory Activity

None to Report



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