



MCAC MISSION PARTNERS



June 30, 2018

ISSUE 10

California Timber Fight Just Got Tougher

Under the assertions of wildfire prevention, responsible forest management, and economic stimulus, measures like [AB 2518](#) and [Governor's Executive Order B-52-18](#) also bring with them government funding for wood product production and construction in California.

[AB 2518](#) - This bill is written to provide state investment in mass timber production and to encourage the use of mass timber construction in fire prone/fire damaged areas of California. See MCAC's OPPOSE letter [here](#). Recent amendments raise additional concerns for our industry.

[Read more.](#)

Online Injury Reporting Due July 1, 2018

In the [MCAC 4Q 2018 newsletter](#), we reported that a new federal e-reporting system for injuries and illnesses, known as [Injury Tracking Application \(ITA\)](#), was not yet applicable to California since California is a [State-Plan state](#) for which adoption of a state system was still pending. Well, the day of reckoning for California is upon us. On [April 30, 2018 federal OSHA posted a notice](#) requiring all *affected* employers to submit their injury and illness reports electronically **whether or not they were located in a State-Plan state that had not yet completed adoption of its own rule**. [Cal/OSHA subsequently posted a notice](#) on its website in May 2018 advising *affected* employers to comply with federal OSHA's directive and provide their 2017 form 300A data by **July 1, 2018**.

- *Affected* employers include those with 20-249 employees classified as construction industry employers.
- If your peak employment during the previous calendar year was 19 employees or fewer, you are not required to e-report regardless of your industry.

See the [full list](#) of affected industries.

If you have not submitted your 2017 data and you are an *affected* employer, go to the [ITA online portal](#) and click on the "Launch ITA" button in the upper right corner to provide OSHA with your 2017 OSHA Form 300A information.



MCAC State Meeting September 21-22, 2018 Lake Tahoe, NV Going, Going, (Almost) Gone...

Our hotel room block and golf SOLD OUT once already. We have added rooms and golf spots but *space is limited* and is expected to sell out again before the August 30 cut-off. No more rooms or golf spots will be added, so don't wait to [get registered](#) and make your [hotel reservation](#).

Plus, we have added another presentation to our education lineup for a jam-packed agenda.

SCHEDULE OF EVENTS

Friday, September 21

10:30am - 12pm | MCAC Board of Directors Meeting (closed session)

12:00pm - 1:00pm | Lunch (open to meeting attendees and registered guests)

1:00pm - 4:30pm | MCAC 162nd State Meeting (open session)

6:00pm - 7:30pm | Welcome Reception -- Mixology Class and Craft Cocktail Challenge

Saturday, September 22

10:00am - 2:00pm | Golf @ Edgewood Tahoe Golf Course

5:00pm - 9:00pm | Get Your Game On Farewell Dinner

OCIP Reform Making Progress

An American Subcontractors Association of California (ASAC) survey revealed that one out of every two bid solicitations on Owner Controlled Insurance Program projects (OCIP - also known as WRAP policies) does not contain vital information like deductibles, policy limits, exclusions, coverage effective dates, workers comp implications, safety conditions and other terms leaving subcontractors to bid in the dark.¹ So, ASAC sponsored [SB 1077](#) to give the same kind of OCIP transparency in place for residential projects to commercial and public projects.



SB 1077 successfully made it through its first three hearings without negative votes. Recently, however, opposition has appeared from public entities claiming that the bill "...unreasonably eliminates liability from contractors and places the risk for losses on public works projects onto taxpayers."² The bill is headed to the Assembly Appropriations committee where the cost to the State will be evaluated. MCAC is working on a letter of support to keep this measure moving forward.

We will keep you apprised of developments on SB 1077. In the meantime, make sure you protect yourself in OCIP arrangements by using the [Subcontractors' Wrap Insurance Questions Checklist](#) prepared by ASAC GRC Chairman, Dan McLennon, Esq.

MCAC is a member of ASAC and MCAC executive director, Julie Trost, is a member of the ASAC Government Relations Committee working to protect the rights of subcontractors through advocacy.

¹ [ASAC March Newsletter 2018](#)

² [Assembly Judiciary Committee Analysis 6/15/18](#)

MCAC Membership Renewal Deadline is July 30, 2018



We are 84% of the way to a 100% renewal! Not only that but we have seen multiple members increase their dues levels *and* we even got our second "E" level contractor with this renewal. After years of dues level decreases, this is a happy sight indeed.



2-for-1!

Membership in MCAC = Membership in MCAA
State + National = More Value for Your Dues Dollar

Funds collected from dues are used to promote and advocate masonry industry positions on important legislation and regulations, advance and expand California's presence and influence in the development of building codes and standards, finance competitive awards and scholarships for mason apprentices, and bring educational presentations to membership meetings.

MCAC FEATURES MEMBER BENEFIT PROGRAMS FOR YOU! Fuel Savings and Membership Dues Are Just Part of the Perks

Yes, you saw correctly, membership dues. MCAC's newest member program offers to pay 25% to 50% of your membership dues. On May 24, 2018, [we announced](#) an insurance program providing a comprehensive array of coverages through MCAC preferred provider, Saint Moore Insurance Agency. The program provides exclusive premium discounts for MCAC members AND it comes with the added bonus of having Saint Moore Insurance pick up 25% of your dues for participating in the General Liability, Auto, Property, and Inland Marine program and 50% of dues for participating in the Workers' Compensation program. Program overview [here](#).



Interested in a quote? See if you qualify for the program by contacting:

Chris Moore | chris@stmooreinsurance.com | (909) 793-2151



Last September, [we announced](#) our program with Flyers Energy offering savings of 5 cents per gallon on the CFN and Pacific Pride networks as well as the opportunity to participate in the program by using retail locations with the Flyers Fleet Card. Flyers is one of the largest commercial fueling providers in the country with more in-network stations than its top competitors. MCAC members are loving the program's station-locator app that employees can use to find nearby gas stations and the ability to see real-time reports of employee usage. Program overview [here](#).

Want a free account analysis? Contact our program fuel consultant at:

Shari Bradley | sharib@4flyers.com | (775) 830-0575

Come and meet Shari at the MCAC 162nd State Meeting in Lake Tahoe on September 21, 2018.



Members Are Asking MCAC!

Contractor Question - Has there been a change in Competent Person training requirements for Fall Protection on military projects?

Answer: Not since 2016.

We went to industry expert, [Dave Glabe](#), on this one. As a long-time Scaffold and Access Industry Association (SAIA) committee member, scaffold/fall protection trainer, consultant, and expert witness, we knew Dave would set us straight.

Nothing has changed since the latest version came out on Nov 30, 2014 (unless the military has produced some document that supersedes EM-385 of which I am unaware). The [AGC document](#) is correct that Competent Person training is now 24 hours, minimum, which is typical for competent person training, and must include classroom and practical application.

[21.C.04](#) spells out the Competent Person training. The 24 hour requirement started 18 months after the issuance of the standard, November 30, 2014. That means it became effective April 30, 2016.

While [EM-385](#) follows the OSHA standards, the Army chose to add details that increase the compliance burden substantially. EM-385 refers extensively to ANSI Z359.2 and I suggest that your members acquire that document if they are working on Corp projects. It is not adequate to know the CalOSHA regulations or for that matter, the federal OSHA regs.

MCAC members we spoke with that had already encountered the EM-385's 2016 Competent Person for Fall Protection training requirement, told us they acquired the training through AGC and some reported that the training was 30 hours.

Note: EM-385 is the Safety and Health requirements document for the Army Corps of Engineers. Fall Protection is in [Section 21 of the 930 page document](#).

Thank you Dave Glabe for your guidance! <https://www.dhglabe.com/>

Sincerely,

Julie Trost

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MARK YOUR CALENDAR!
MCAC 163rd State Meeting
MARCH 3-7, 2019
St. Regis Princeville, Kauai, HI

Reservations (808) 826-2475 | travelspecialist@stregis.com | \$375/night + tax



[Tour our host property](#)