President's Message
by Pamela Murcell, MS, CIH

We are half way through CIHC’s 28th year, and it’s been a busy year! We have been tracking the usual extensive list of proposed legislation from the California Senate and Assembly, and planning is well underway for this year’s annual 3-day Professional Development Seminar (the conference), which will be held on December 10-12 in San Diego at the Hard Rock Hotel.

Specific legislative issues this year have covered a myriad of subjects from lead to record-keeping to Valley Fever. Please see the updated bill report article in this newsletter provided by Cathy Barankin. The California Department of Public Health has finally released proposed regulatory changes to reinstate the CIH version of lead certification training. CIHC requests were instrumental in bringing this to fruition.

Your CIHC representatives have been busy participating in the Statewide Young Worker Safety Partnership; collaborating with National AIHA on several issues including general government relations activities, assistance on setting up a disaster recovery webinar, Young Worker Safety Task Group, and Cannabis Industry Task Group; as well as continuing to pursue much needed changes to the landmark Injury and Illness Prevention Program law and regulations.

As part of the duties of being CIHC Board Members, we all have a set of bills in the California legislature, which are perceived to potentially impact our profession or our ability to practice, that we are assigned to watch. The assigned bills are typically based on an individual board member’s area of expertise (I typically get bills that have to do with fungal issues and waste, I guess that I am a fuzzy, trashy guy). The amusement of watching these bills is that sometimes they completely change from their original subject matter and/or wording, to a completely different area.

Case in point this year is Assembly Bill 2189, which I was assigned to watch and track. This bill was originally written to deal with the Toxic Substances Control Account which is part of the State General Fund. The bill dealt with costs, fees, and funding related to the fund, site remediation costs, administration fees, etc. Your basic bland bill.

At some point in time, during the current legislative session, this bill was completely changed and morphed into a bill that now deals with lead cleanup, specifically related to the former Exide facility in Vernon, CA. In 2016, the legislature passed legislation, to provide $176,600.00 for the cleanup of the area surrounding the former Exide plant. There was an expiration date related to the use of those funds, which was June 30, 2018.

To date, only a small amount of these funds have been expended to clean-up the areas due to a variety of reasons (just do a web search and you will find to many articles related to the problems that have occurred attempting to clean-up the areas surrounding the facility). In an attempt to keep the funds, this bill would extend the expira-
tion date associated with the funds to June 30, 2021. The new language of the bill will also allow for the use of $12,000,000 from the Lead Acid Battery Recycling Act (which imposed a purchasing fee on lead acid batteries in the state) to be used to clean additional areas surrounding the former Exide plant that were not included in the original scope of work envisioned in the original legislation. Just a little insight into the various issues that your CIHC Board Members deal with each year. Additionally, the changing/morphing of bills has all happened before and will happen again, just part of the fun of being a CIHC Board Member!

Stephen C. Davis Memorial Grant - Award Announcement

The Stephen C. Davis Memorial Grant was established in 2015 to carry on the legacy of preparing the next generation of Industrial Hygiene (IH)/Occupational Health (OH) leaders. Stephen C. Davis, a visionary leader and strong advocate of the IH/OH profession globally, recognized the importance of investing in the next generation of IH/OH professionals. He valued mentorship and believed it his obligation “to steward the profession.” Stephen’s own global career path is profiled in this pdf. Generous private and corporate donors have contributed to the Memorial Grant and have made possible the travel this year (up to $1,000 USD each) for 4 international Future Leader Institute (FLI) candidates attending the September 2018 Conference in Washington DC. The FLI focuses on four main areas of development: interpersonal perspectives, organizational perspectives, collaborative and teamwork efforts, and managing the future. Criteria for the Memorial Grant 2018 candidates include the following—acceptance into the Future Leaders Institute Program; graduate degree or certificate of competency in IH/OH by the appropriate body within the applicant’s country; minimum of 5 years IH/OH experience and present active global practice; two examples of leadership and mentorship activity which demonstrate personal growth and stewardship for the next generation; and two letters of professional reference. We are very honored to present this year’s recipients:

Aristides Medard, North Mara Gold Mine LTD, Tanzania

Saini Saurabh, Golder Associates, Singapore

Kallish Subramanian, Komatsu India Private Limited, India

Krissy Thornton, Ventia, Australia

The global EHS needs are staggering! This is but one, among many efforts worldwide, to strengthen our professional impact! Won’t you consider becoming a contributor and making a difference in a young person’s ability to participate in the professions’ Future Leaders Institute and move the EHS needle? Thank you to the many friends and colleagues who have contributed to the Memorial Grant in the past. If you wish to make a contribution to help fund future international student participation in the FLI, please contact Thursa La at (tla@aiha.org) or Laurie Mutdosch at (lmutdosch@aiha.org).

Grant review Committee for 2018 Future Leaders Institute are Chris Laszcz-Davis, MS, CIH, FAIHA, AIC Fellow, President, The Environmental Quality Organization, LLC, Dave Kahane, CIH, FAIHA, Founder and Serial Entrepreneur of the Forensic Analytical Family of Companies, Ben Heckman, CIH, MPH, Principal, RHP Risk Management, Robert Bacci, CIH, CSP, Vice President EHS & Facilities, Nektar Therapeutics and Larry Sloan, CAE, Chief Executive Officer, AIHA.

Local Sections News

SCAIHA and OCAIHA are planning their first ever online technical meeting on August 16, 2018, recognizing that commuting distance and traffic are making it increasingly difficult for members to attend short educational opportunities. The meeting is free to current members only. If you are not a member, use the links above to register for membership and then receive an invitation to this meeting. The presentations will be as follows:

“E-cigarettes” by AIHA Distinguished Lecturer Cheri Marcham, PhD, CIH, CSP, CHMM, FAIHA, Program Chair: Master of Science Occupational Safety Management, Embry-Riddle Aeronautical University

“SCAIHA Members Catalyst Site and Online Members Technical Resources Tour” by: Liz Kincheloe, AIHA Online Community Program Manager.

The SoCal Joint Technical Symposium (JTS) - Carson, California, October 17, 2018, REGISTER NOW to attend the Premiere Southern California Environmental Health & Safety Conference. Two keynote sessions and four focused tracks offering a broad range of topics in Safety, Industrial Hygiene, Environmental, and Management/Leadership. CONTINUING EDUCATION and EXPO - 0.6 CEUs/COC/CM Points and 6 contact hours for CIHs and REHSS.

Dozens of companies will showcase their newest products and services to attendees. Bring a stack of business cards to network! AVOID THE MORNING TRAFFIC! Join us for a networking reception the evening before the conference at the DoubleTree next door to the Carson Center. A discount on a block of rooms for October 16 is available. Contact 2018 JTS Chair Phil Combest at philipcombest@gmail.com.

Sacramento Valley Section is planning a Social Event - September 2018. Details to be determined and will be posted! Contact: Patrick Corcoran, AIHA-SVS President

AIHA-Northern California Section: September Dinner Meeting - September 13, 2018, 5:30 PM to 9:00 PM at Spenger's Restaurant, Berkeley, CA 94710. Developing World Outreach Initiative - Speaker and Program TBA

San Diego AIHA Section had a successful lunch meeting, Wednesday, June 27, 2018, 11:30 am - 1 pm

National AIHA News

AIHCI EXP 2019 PDC and Education Session Submissions – Deadline September 5

Future Leaders Institute - September 21–23

IOHA 2018 - September 24-26

Product Stewardship 2018 Conference - September 27–29

Catalyst! AIHA’s new way to connect! As the demand for online communities continues to grow, Catalyst will be rolling out communities for each of the volunteer groups, working groups and committees. Instead of utilizing the traditional SharePoint site via the AIHA website, your Catalyst community will now serve that purpose. Full details will be emailed soon!

In addition, Catalyst provides a community just for Local Section Officers on Catalyst. The community offers features to post announcements, share files, start discussions, and includes a roster of officers. Learn about your AIHA Board Liaisons, the Local Section Council, and the Local Section Regional Representatives.
Current Legislative Report

We have included an abbreviated list of bills we are currently monitoring. Listing all the bills with summaries would take about fifteen pages. Questions can be directed to the board member following that bill or on the CIHC website.

AB 62 TITLE: Public Housing: Smoke Free Policy - Requires all public housing agencies to implement a policy prohibiting the smoking of tobacco products in specific areas of all public housing, except in designated smoking areas. Assigned: Nola Kennedy

AB 708 TITLE: Occupational Safety and Health: Accidents: Notification - Requires a responding agency called to an accident in which a serious injury or illness, other than death or loss of limb, occurs, to notify the nearest office of the Division of Occupational Safety and Health by telephone or electronic means within a specified time period. Assigned: Grace Rinck

AB 783 TITLE: California Global Warming Solutions Act of 2006 DISPOSITION: Failed Requires the State Air Resources Board to take specified actions and make specified findings prior to adopting a regulation under the Global Warming Solutions Act. Died pursuant to Art. IV, Sec. 10(c) of the Constitution. Assigned:Nola Kennedy

AB 849 TITLE: Oil Refineries: Public Safety: DISPOSITION: Enacted Provides for the California Environmental Protection Agency, in consultation with specified federal, state, and local agencies, to examine ways to improve public and worker safety through enhanced oversight of refineries and to strengthen emergency preparedness in anticipation of any future refinery incident.

AB 1747 TITLE: School Safety Plans, DISPOSITION: Pending - Provides that it is the intent of the Legislature that all public schools, in kindergarten, and grades 1 to 12, inclusive, operated by school districts, including in cooperation with classified employees, develop a comprehensive school safety plan, and that all school staff be trained on this plan. Assigned: Howard Spielman

AB 1787 TITLE: Reporting: Valley Fever, DISPOSITION: Pending - Requires the department, when it receives a report of a case of coccidioidomycosis after the department’s reporting deadline for a specified year, to include the case in its data collection for the next year and to the year of diagnosis in future data reporting. Assigned: Joel Berman

AB 1788 TITLE: Public Health: Valley Fever, DISPOSITION: Pending - Authorizes the Department of Public Health, until a specified date, for the purposes of reports confirming a case of Valley Fever, to use laboratory criteria for diagnosis, with or without clinical criteria. Passed SENATE. *To ASSEMBLY for concurrence. (35 0). Assigned: Joel Berman

AB 1789 TITLE: Occupational Safety and Health: Valley Fever, DISPOSITION: Pending, Requires the Occupational Safety and Health Standards Board to adopt occupational safety and health standards for state public works projects to prevent and control Valley Fever. Assigned: Joel Berman


AB 1844 TITLE: Greenhouse Gas Reduction Fund: Recycling Projects, DISPOSITION: Pending - Amends existing law relating to the design and construction of facilities for processing recyclable materials. Specifies as an eligible use for in state infrastructure projects or other projects that reduce emissions of greenhouse gases activities that expand and improve waste diversion and recycling, including the recovery of food for human consumption and food waste prevention. Assigned: Nola Kennedy

AB 1895 TITLE: Greenhouse Gas Reduction Fund: Investment Plan, DISPOSITION: Pending - Requires the State Air Resources Board to work with state agencies administering grant programs that allocate moneys from the fund to give specified communities preferential points during grant application scoring for programs intended to improve air quality and to include a specified application timeline for programs with competitive application processes and to allow applicants from the Counties of Imperial and San Diego to include daytime population numbers in grant applications. Assigned: Nola Kennedy

AB 1975 TITLE: Nuisance: Odors, DISPOSITION: Pending - Requires the Department of Resources Recycling and Recovery to establish the South Bay Interagency Odor Taskforce, with a specified membership, to identify sources of odor emissions and nuisance complaints based on odor emissions received by the Bay Area Air Quality Management District and the Cities of Milpitas, Fremont, Santa Clara and San Jose. In ASSEMBLY. Reconsideration granted. Assigned: Joel Cohen

AB 1980 TITLE: Statute Of Limitations: Hazardous Materials, DISPOSITION: Enacted - Relates to existing law which requires that actions for civil penalties or punitive damages relating to hazardous waste and hazardous substances be commenced within 5 years after the discovery by the agency bringing the action. Includes actions relating to aboveground storage of petroleum within the 5 year limitations period. 07/20/2018 Signed by GOVERNOR. Assigned: Howard Spielman

AB 2094 TITLE: Hazardous Waste Facilities: Inspections, DISPOSITION: Pending - Requires the Department of Toxic Substances Control to adopt regulations establishing inspection frequencies for permitted hazardous waste treatment, storage, and disposal facilities, hazardous waste generators, and hazardous waste transporters. Requires the inspection frequency for a hazardous waste land disposal facility to be no less than 2 times per calendar year. From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. Assigned: Joel Berman

AB 2189 TITLE: Hazardous Substances: Lead: Cleanup: Exide Technologies, DISPOSITION: Pending - Amends the Lead Acid Battery Recycling Act. Creates the Lead Acid Battery Cleanup Fund. Requires that the fees collected under the Act be deposited into the Fund. Requires that moneys in the Fund be ex-
continued from page 3

pended for the investigation, site evaluation, cleanup, remedial actions, removal, monitoring, or other response actions at any area of the state that is reasonably suspected to have been contaminated by the operation of a lead acid battery recycling facility. From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. (7 O). Assigned: Joel Berman

AB 2277 TITLE: Solid Waste Facilities: Pharmaceutical Waste, DISPOSITION: Pending - Vests the Department of Resources Recycling and Recovery with the primary responsibility for the disposal of home generated pharmaceutical waste and would require the Department of Resources Recycling and Recovery, in collaboration with the State Department of Public Health, the Department of Toxic Substances control, and the California State Board of Pharmacy, to adopt regulations authorizing the incineration of home generated pharmaceutical waste by solid waste facilities. Assigned: Rich Hirsh

AB 2334 TITLE: Occupational Injuries and Illness: Employer Reporting, DISPOSITION: Pending - Amends existing law relating to occupational safety and health. Permits the Office of Self insurance Plans of the Department of Industrial Relations to use individually identifiable information as necessary to carry out its duties. Authorizes the office to make public the identity of claims administrators, joint powers authorities, and individual public self insured employers, provided that individually identifiable claimant information or any portion of excess insurance coverage information. Do pass to Committee on APPROPRIATIONS. (4 1). Assigned: Ed Klinenberg

AB 2345 TITLE: Hazardous Waste: Facilities: Permits, DISPOSITION: Pending - Requires, for hazardous waste facilities permit that will expire on or before a specified date, the owner or operator of a facility intending to extend the term of that permit to submit to a Part A and Part B application for permit renewal at least 6 months before the fixed term of the permit expires. From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. (7 O). Assigned: Joel Berman

AB 2370 TITLE: Lead Exposure: Child Daycare Facilities, DISPOSITION: Pending - Requires, as a condition of licensure, the health and safety training to include instruction in the prevention of lead exposure as a part of the preventive health practices course or courses component. Requires the child day care facility, upon enrolling or reenrolling any child, to provide the parent or guardian with written information on the risks and effects of lead exposure, blood lead testing recommendations and requirements, and options for obtaining blood lead testing, Assigned: Pam Murcell

AB 2606 TITLE: Hazardous Waste: Facilities: Permits: Renewals, DISPOSITION: Pending - Requires the department to process a hazardous waste facilities permit renewal application in an expedited manner, as provided, if the department determines that certain conditions are met, including that operations at the hazardous waste facility have not changed since the approval of the permit in effect at the time the renewal application is submitted. Assigned: Joel Berman

AB 2660 TITLE: Hazardous Waste: Surplus Household Consumer Products, DISPOSITION: Pending - Imposes certain requirements on a retailer or supplier who transfers or ships a surplus household consumer product, as defined by the bill, to a reverse distributor. Authorizes a reverse distributor to receive a surplus household consumer product for reuse, donation, transfer for credit, and other specified purposes. Assigned: Joel Berman

AB 2728 TITLE: Replacement of Corroded or Lead containing Plumbing, DISPOSITION: Pending - Authorizes the State Water Resources Control Board to establish a grant program to provide funding to a county or qualified nonprofit organization, as specified, to provide low interest loans to defined property owners for the replacement of corroded or lead containing plumbing and service lines that adversely impact drinking water standards for the installation of a point of use or point of entry water treatment system, as specified. Assigned: Howard Spielman

AB 2799 TITLE: Adult Use Cannabis and Medicinal Cannabis: License, DISPOSITION: Pending - Requires an applicant for initial licensure or renewal of a state license under MAUCRSA to provide a statement that the applicant employs, or will employ within one year of receiving a license or renewal, one supervisor and one employee who have successfully completed a Cal OSHA 30 hour general industry course offered by a training provider that is authorized by an OSHA Training Institute Education Center to provide the course. Assigned: Grace Rinck, Pam Murcell

AB 2803 TITLE: Public Nuisance: Residential Lead Based Paint, DISPOSITION: Pending - Provides that residential lead based paint that affects the health of a considera-

health hazards sufficiently serious to render that use unreasonable. From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. (5 2). Assigned: Catharine Barankin, Joel Berman

AB 2901 TITLE: Cleaning Product Right to Know Act, DISPOSITION: Enacted - Updates and corrects references to the names of specified substances and entities under the Cleaning Product Right to Know Act. Signed by GOVERNOR. Assigned: Joel Cohen

AB 2902 TITLE: Hazardous Substances, DISPOSITION: Pending - Revises the prohibition on issuing or renewing permits to instead prohibit a local agency from issuing a permit to operate an underground storage tank to, or renewing such a permit of, a person operating an underground storage tank to which a red tag is affixed. Assigned: Joel Berman

AB 2928 TITLE: Hazardous Waste: Used Oil, DISPOSITION: Pending - Provides that the testing of used oil from a generator of highly controlled used oil is required only once per year for the purpose of determining whether the used oil is hazardous waste for purposes of the exemption from regulation. Requires a generator of highly controlled used oil to include a signed certification statement with each shipment of that oil that the generator claims is exempt from regulation. From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. Assigned: Joel Berman

AB 2963 TITLE: Worker Safety Blood Lead Levels Reporting, DISPOSITION: Pending - Requires the State Department of Public Health to consider a report from an employer of an employee's blood level at or above 25 micrograms per deciliter to be injurious to the health of the employee and to report that case within 5 business days to the Division of Occupational Safety and Health. SENATE Committee on LABOR AND INDUSTRIAL RELATIONS: Do pass to Committee on APPROPRIATIONS. Assigned: Howard Spielman

AB 3031 TITLE: Safety in Employment: Power Tools: Training, DISPOSITION: Pending - Requires an employer whose employees are involved in using power tools or other equipment for the cutting, grinding, coring, or drilling of concrete or masonry materials to provide specified training to those employees to reduce health hazards associated with the inhalation or ingestion of dust arising from those operations. Assigned: Pam Murcell

AB 3138 TITLE: Hazardous Materials: Management: Civil Liability, DISPOSITION: Pending - Increases the lesser maximum amount of civil or administrative liability
imposed on a person or stationary source for a violation to a specified amount for each day in which the violation occurs, and would authorize the greater maximum civil or administrative liability to be imposed on a person or stationary source that knowingly violates those provisions regardless of whether the violation was committed after reasonable notice. Assigned: Joel Berman

**AB 3187** TITLE: Biomethane: Gas Corporations: Rates, DISPOSITION: Pending - Replaces the requirement that this consideration be made before expiration of the program, to instead require the commission to open a proceeding to consider those options by no later than July 1, 2019. From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Do pass to Committee on APPROPRIATIONS. (11 O), Assigned: Megan Canright

**AB 3230** TITLE: Green Chemistry Consumer Products, DISPOSITION: Pending - Makes Legislative findings and declarations to encourage the Department of Toxic Substances Control to work with the legislature in its oversight capacity as the Department identifies and analyzes consumer products that may contain hazardous chemicals and to initiate rule making actions for consumer products found to contain hazardous chemicals, as appropriate. Assigned: Ed Klinenberg

**AB 3232** TITLE: Zero Emissions Buildings and Sources of Heat Energy, DISPOSITION: Pending - Requires the Energy Resources Conservation and Development Commission to assess the potential for the state to reduce the emissions of greenhouse gases from the state's residential and commercial building stock by at least 40% below 1990 levels by January 1, 2030. From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS. Assigned: Ed Klinenberg

**SB 377** TITLE: Lead Based Paint, DISPOSITION: Pending, Requires the State Department of Public Health, within one year of the Legislature providing sufficient funding, to review and amend its regulations governing lead related construction work, including training and certification for workers and accreditation for trainers in lead safe work practices, to comply with existing state regulations and the United States Environmental Protection Agency's Lead Renovation, Repair, and Painting Rule. Assigned: Howard Spielman

**SB 617** TITLE: Workers' Compensation: Providers, DISPOSITION: Pending: Amends existing law which makes an employer liable only for the percentage of permanent disability directly caused by the injury arising out of and occurring in the course of employment. Requires that heredity and genetics be excluded as bases of causation for purposes of determining the apportionment of permanent disability. Assigned: Joel Berman

**SB 772** TITLE: Occupational Safety and Health: Regulations, DISPOSITION: Pending, Exempts any occupational safety and health standard and order from the standardized regulatory impact analysis requirement of the Administrative Procedure Act.

**SB 774** TITLE: Hazardous Substances: California Toxic Substances Board, DISPOSITION: Pending - Establishes the California Toxic Substances Board. Requires the Board to conduct monthly public hearings to consider matters relating to hazardous waste facilities permits and sites. Requires specified fees imposed under the hazardous waste control laws be updated. Assigned: Howard Spielman, Nola Kennedy, Pam Murcell,

**SB 1041** TITLE: Childhood Lead Poisoning Prevention, DISPOSITION: Pending - Requires the Department of Public Health to report on additional content, including the total number of children enrolled in Medi-Cal and who have secured blood lead screening tests. Requires the Department to prominently post the biennial report on its website. From ASSEMBLY Committee on HEALTH: Do pass to Committee on APPROPRIATIONS. (15 O) Assigned: Pam Murcell

**SB 1097** TITLE: Lead Poisoning, DISPOSITION: Pending -Amends existing law requiring the State Department of Public Health to collect and analyze information relating to lead poisoning in children. Requires the Department to incorporate the collected data into its Healthy Communities Data and Indicators Project. To Suspense File. Assigned: Howard Spielman

**SB 1422** TITLE: Safe Drinking Water Act: Microplastics, DISPOSITION: Pending - Requires the State Water Resources Control Board to adopt regulations requiring testing for and reporting of the amount of microplastics in drinking water, including public disclosure of those results. From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS. (6 O), Assigned: Megan Canright

**SB 1428** TITLE: Minors: Employment: Work Permits, DISPOSITION: Pending - Prohibits the denial of a work permit on the basis of a pupil's grades, grade point average, or school attendance if the pupil is applying for the work permit in order to participate in a government administered employment and training program that will occur during the regular summer recess or vacation of the school that the pupil attends. Assigned: Rich Hirsh

**SB 1440** TITLE: Biomethane Procurement Program, DISPOSITION: Pending, Amends the act to require a gas corporation that offers natural gas service and accepts an interconnection application from a private energy producer to provide the private energy producer with a sourced line item justification, as defined, for the overall estimated cost of the interconnection. require the state board, in consultation with the PUC, to adopt a regulation to establish a requirement that all gas corporations with over 100,000 customers procure biomethane consistent with specified requirements. Assigned: Megan Canright

**SB 1445** TITLE: Hazardous Waste - Requires the department to develop and adopt by regulation criteria and guidelines for the identification of hazardous wastes and extremely hazardous waste, and to manage waste that conforms to one of those criteria in accordance with permits, orders, and regulations issued or adopted by the department and in accordance with state building standards relating to hazardous waste facilities. Assigned: Joel Berman