

ALASKA LEGISLATURE COMMITTEE BILL FILES - 1987 - 1988 8879

CSSB 141, SB 143 57

CSSB

1411

# HOUSE COMMITTEE REPORT

(11)

Date referred: 4/12/88

FURTHER REFERRALS:

DATE: 4-27-88

The Finance Committee has considered CSSB 141(Fin)pm

"An Act relating to hazardous painting certification; and providing for an effective date."

**RECOMMENDS:**

- replace with \_\_\_\_\_  the same title
- attached amendment(s) \_\_\_\_\_  a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

**ADOPTS:**  House Finance letter of intent

**ATTACHES NEW FISCAL NOTE(S):**

- fiscal impact  same as previous fiscal note published \_\_\_\_\_
- zero fiscal note  same as previous zero fiscal note published \_\_\_\_\_
- zero with analysis

**SIGNING DO PASS:**

\_\_\_\_\_  
 \_\_\_\_\_  
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 \_\_\_\_\_  
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 \_\_\_\_\_  
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 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**SIGNING OTHER RECOMMENDATIONS:**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 Chairman's signature



# Alaska State Legislature

## HOUSE OF REPRESENTATIVES

### *Committee on Finance*

Official Business

P.O. Box V  
State Capitol  
Juneau, Alaska 99811

HOUSE FINANCE COMMITTEE  
LETTER OF INTENT  
CS SB 141 (FINANCE) am

It is the intent of the Legislature in implementing SB 141 that the Department of Labor will encourage and assist persons and entities to establish certification training programs both in rural and urban areas of the state.

It is further the intent of the Legislature that a person engaged in the business of painting, either self-employed or as an employee of another, is one who performs painting activities as a significant portion of that person's duties.

A handwritten signature in cursive script, appearing to read "Al Adams".

---

Al Adams, Chair  
House Finance Committee

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: CSSB 141 (Fin) am  
PUBLISH DATE: \_\_\_\_\_

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_ Agency Affected: Labor  
Title: "An Act relating to hazardous painting certification." BRU: Labor Standards and Safety  
Sponsor: Josephson, et al. Components: Occupational Safety and Health  
Requestor: House Finance

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING         | FY 88 | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES |       | 52.0  | 52.0  | 52.0  | 52.0  | 52.0  |
| TRAVEL            |       | 10.0  | 5.0   | 5.0   | 5.0   | 5.0   |
| CONTRACTUAL       |       | 9.7   | 9.7   | 9.7   | 9.7   | 9.7   |
| SUPPLIES          |       | 0.7   | 0.7   | 0.7   | 0.7   | 0.7   |
| EQUIPMENT         |       | 1.6   | 0.0   | 0.0   | 0.0   | 0.0   |
| LAND&STRUCTURES   |       |       |       |       |       |       |
| GRANTS,CLAIMS     |       |       |       |       |       |       |
| MISCELLANEOUS     |       |       |       |       |       |       |
| TOTAL OPERATING   | 0.0   | 74.0  | 67.4  | 67.4  | 67.4  | 67.4  |
| CAPITAL           |       |       |       |       |       |       |
| REVENUE           | 0.0   | 100.0 | 150.0 | 50.0  | 100.0 | 150.0 |

FUNDING: (Thousands of Dollars)

|               |     |      |      |      |      |      |
|---------------|-----|------|------|------|------|------|
| GENERAL FUND  | 0.0 | 74.0 | 67.4 | 67.4 | 67.4 | 67.4 |
| FEDERAL FUNDS |     |      |      |      |      |      |
| OTHER         |     |      |      |      |      |      |
| TOTAL         | 0.0 | 74.0 | 67.4 | 67.4 | 67.4 | 67.4 |

POSITIONS:

|           |     |     |     |     |     |     |
|-----------|-----|-----|-----|-----|-----|-----|
| FULL-TIME | 0.0 | 1.0 | 1.0 | 1.0 | 1.0 | 1.0 |
| PART-TIME |     |     |     |     |     |     |
| TEMPORARY |     |     |     |     |     |     |

ANALYSIS: (Attach a separate page if necessary)

(See Attached)

Prepared by: Tom Stuart, Director Phone: 465 - 4870  
Division: Labor Standards & Safety Date: 4/21/88  
Approved by Commissioner: Jim Sampson Date: 4/21/88  
Agency: Department of Labor

Distribution (by preparer) :  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

Fiscal Note Analysis  
CSSB 141 (FIN)am

This bill would require the department to adopt regulations covering persons who are employed in "hazardous painting." The department would issue certificates, for a fee, to persons who complete an approved training course. The department would also enforce the provisions of the bill by inspections and through the issuance of citations.

Expenditures:

In order to effectively administer this program during FY 89, the department would require one new position, an Industrial Hygienist I. The Industrial Hygienist would help develop the required regulations and training program guidelines. Also, a tracking system would be created to monitor approved training programs and to account for certificates and fees. This position would travel to inform employer and employee organizations of the new law.

After the regulations and guidelines are in place, the industrial hygienist will assist interested parties in putting together training programs. The industrial hygienist will also audit training classes to assure that they are providing adequate training and will evaluate requests for renewal of training plans.

Revenues:

It is estimated that 1,000 persons will take the required training course and apply for a certificate during the last six months of FY 1989. During the second year, the number of applications is expected to increase to 1,500 as most persons who want to be certified will have completed training by the end of FY 1990. During the third year, the number of applicants is estimated to drop to approximately 500 as only new entrants into the painting occupation will need certification. In FY 92 and FY 93, activity is expected to increase as persons who received certificates in FY 89 and FY 90 must be re-certified. (The certification will be valid for three years).

Estimated Revenue:

|                        | <u>FY 89</u>               | <u>FY 90</u>               | <u>FY 91</u>              | <u>FY 92</u>               | <u>FY 93</u>               |
|------------------------|----------------------------|----------------------------|---------------------------|----------------------------|----------------------------|
| Certificates<br>Issued | 1,000                      | 1,500                      | 500                       | 1,000                      | 1,500                      |
| Fee                    | <u>\$ 100</u><br>\$100,000 | <u>\$ 100</u><br>\$150,000 | <u>\$ 100</u><br>\$50,000 | <u>\$ 100</u><br>\$100,000 | <u>\$ 100</u><br>\$150,000 |

Assumptions:

1. An effective date of July 1, 1988 for the program except for the certification requirement that will go into effect on May 15, 1989.
2. The certificate fee would be established at \$100.

April 20, 1988  
FIS3-SB-141

|   |                           |   |                          |                          |          |
|---|---------------------------|---|--------------------------|--------------------------|----------|
| Position Title<br><b>Industrial Hygienist I</b> |                           | No. of Positions<br><b>1</b>  | Range/Step<br><b>19A</b> | Barg. Unit<br><b>GGU</b> |          |
| Time Status<br><b>PFT</b>                       | Staff Months<br><b>12</b> | Location<br><b>Anchorage</b>  |                          | Election District        |          |
| Type of Expenditure                             |                           | Justification   |                          |                          |          |
| Amount  |                           | <p>This position would work on developing the required regulations and training programs necessitated by the bill. Also, the position would develop an in-house system to keep track of the training programs and certificate holders. As training programs are implemented, this position would ensure compliance with the provisions of this bill.</p> <p>Costs include \$10,000 for travel to inform workers and employers of the new law. This would be reduced to \$5,000 after the first year, to ensure compliance.</p> <p>Contractual costs would be as follows: \$2,000 for centrex and long-distance phone calls; \$1,000 in postage to distribute the regulation information; \$1,200 for legal advertisements concerning the implementation of regulations; \$1,100 in printing costs; and \$4,400 in departmental indirect charges based on our Federal indirect cost plan.</p> <p>Supplies of \$700 would include: \$340 of personal protective equipment (respirator, clothing, etc) for the Industrial Hygienist to use. \$360 of normal office supplies (pens, pencils, stationary, etc.)</p> <p>One-time equipment purchase of \$1,600 would include desk, chair, telephone, bookshelf, wall panels, etc.</p> |                          |                          |          |
| 1   | 2                         |   |                          |                          | 3        |
| Salary  | \$40,032                  |   |                          |                          |          |
| Benefits  | 12,009                    |   |                          |                          |          |
| Premium Pay                                     |                           |   |                          |                          |          |
| Other   |                           |   |                          |                          |          |
| Total Personal Services                         |                           |   |                          |                          | \$52,041 |
| Travel  |                           |   |                          |                          | 10,000   |
| Contractual                                     |                           |   |                          |                          | 9,700    |
| Commodities                                     |                           |   |                          |                          | 700      |
| Equipment                                       |                           | 1,600   |                          |                          |          |
| Other   |                           |   |                          |                          |          |
| Total Cost                                      |                           | \$74,041  |                          |                          |          |
| Funding Source for Total Cost                   |                           |   |                          |                          |          |
| Federal Receipts                                | 1002                      |   |                          |                          |          |
| G. F. Match                                     | 1003                      |   |                          |                          |          |
| General Fund                                    | 1004                      | \$74,041  |                          |                          |          |
| GF Program Receipts                             | 1005                      |   |                          |                          |          |
| Other   |                           |   |                          |                          |          |

**Request For  
New Position**

Agency Labor  
 BRU Labor Standards & Safety  
 Component Occupational Safety & Health

Page 4 of 4  
 Revised Date

**FY 89**

Original sponsors: Josephson, Sturgulewski  
and Uehling

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 141 (Finance) am  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to hazardous painting certification;  
7 and providing ~~for~~ an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11 Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. (a) A  
12 person may not employ or contract with a professional painter to  
13 perform hazardous painting for compensation unless the painter holds a  
14 current valid hazardous painting certificate issued by the department.  
15 As a condition of employment, an employer may require a professional  
16 painter to provide a copy of the certificate. It is a defense to a  
17 violation of this subsection by an employer if the employer produces a  
18 copy of the painter's certificate and the employer reasonably believed  
19 the certificate was not falsified.

20 (b) A professional painter may not provide a falsified hazardous  
21 painting certificate to an employer or make a false statement to an  
22 employer regarding the painter's certification.

23 Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application  
24 for issuance of a hazardous painting certificate shall be on a form  
25 prescribed by the department. An application for initial issuance of  
26 a certificate shall include proof that the applicant completed an  
27 approved basic hazardous painting certificate program not more than 30  
28 days before the application was received by the department. An appli-  
29 cation for certificate renewal shall include proof that the applicant

1 developments and changes related to hazardous painting that have  
2 occurred since the person completed a basic hazardous painting cer-  
3 tificate program.

4 (c) A hazardous painting certificate program conducted by an  
5 employer of a person enrolled in the program may include safety in-  
6 struction required under AS 18.60.066.

7 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

8 (1) inspect job sites to assure that persons performing  
9 hazardous painting are certified as required under AS 18.63.010(a) and  
10 are performing the work safely;

11 (2) issue citations to persons who employ or contract with  
12 a professional painter in violation of AS 18.63.010(a); and

13 (3) issue citations to professional painters who violate  
14 AS 18.63.010(b).

15 Sec. 18.63.060. REGULATIONS. The department may adopt regula-  
16 tions necessary for the implementation of this chapter.

17 Sec. 18.63.070. PENALTY. The department may impose a civil fine  
18 of not more than \$200 for a first violation, and not more than \$1,000  
19 for a subsequent violation, of this chapter or a regulation adopted  
20 under this chapter.

21 Sec. 18.63.100. DEFINITIONS. In this chapter

22 (1) "department" means the Department of Labor;

23 (2) "hazardous painting" means the application of a sub-  
24 stance containing or combined with a toxic or hazardous substance, as  
25 defined in AS 18.60.105, in vaporized, liquid, or particulate form to  
26 create a coating that will adhere to a surface to protect or preserve  
27 the surface; "hazardous painting" does not include the application of  
28 water-based paint that does not contain emulsion epoxies or  
29 isocyanates;

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

Original sponsors: Josephson, Sturgulewski  
and Uehling

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13 perform hazardous painting for compensation unless the painter holds a  
14 current valid hazardous painting certificate issued by the department.  
15 As a condition of employment, an employer may require a professional  
16 painter to provide a copy of the certificate. It is a defense to a  
17 violation of this subsection by an employer if the employer produces a  
18 copy of the painter's certificate and the employer reasonably believed  
19 the certificate was not falsified.

20 (b) A professional painter may not provide a falsified hazardous  
21 painting certificate to an employer or make a false statement to an  
22 employer regarding the painter's certification.

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24 for issuance of a hazardous painting certificate shall be on a form  
25 prescribed by the department. An application for initial issuance of  
26 a certificate shall include proof that the applicant completed an  
27 approved basic hazardous painting certificate program not more than 30  
28 days before the application was received by the department. An appli-  
29 cation for certificate renewal shall include proof that the applicant

1 completed an approved supplemental hazardous painting certificate  
2 program not more than 30 days before the date the application was  
3 received by the department.

4 (b) The department shall issue a hazardous painting certificate  
5 to an applicant who has completed an application and submitted a  
6 certificate fee. A certificate is valid for three years.

7 Sec. 18.63.030. FEE. The commissioner shall establish the  
8 triennial fee for a hazardous painting certificate by regulation. The  
9 fee must reflect the department's approximate costs or projected costs  
10 for the hazardous painting certification program.

11 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

12 (1) establish requirements for basic and supplemental  
13 hazardous painting certificate programs;

14 (2) review, and approve or disapprove, programs proposed by  
15 contractors, labor organizations, public and private schools, voca-  
16 tional education institutions, and others;

17 (3) assist persons who propose programs to meet require-  
18 ments for approval.

19 (b) A basic hazardous painting certificate program must include  
20 instruction and written and practical testing in methods of ventila-  
21 tion, respirator selection, chemical reaction to body tissue, proper  
22 use of painting tools, knowledge of relevant health and safety laws  
23 and regulations, including relevant portions of state occupational  
24 safety and health standards adopted by reference under 8 AAC 61.010,  
25 and other appropriate subjects. A basic hazardous painting certifi-  
26 cate program may not exceed 16 hours of instruction and testing. A  
27 supplemental hazardous painting certificate program shall include  
28 instruction and written and practical testing necessary to ensure that  
29 a person who completes the program will be knowledgeable about new

1 developments and changes related to hazardous painting that have  
2 occurred since the person completed a basic hazardous painting cer-  
3 tificate program.

4 (c) A hazardous painting certificate program conducted by an  
5 employer of a person enrolled in the program may include safety in-  
6 struction required under AS 18.60.066.

7 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

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9 hazardous painting are certified as required under AS 18.63.010(a) and  
10 are performing the work safely;

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12 a professional painter in violation of AS 18.63.010(a); and

13 (3) issue citations to professional painters who violate  
14 AS 18.63.010(b).

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16 tions necessary for the implementation of this chapter.

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24 stance containing or combined with a toxic or hazardous substance, as  
25 defined in AS 18.60.105, in vaporized, liquid, or particulate form to  
26 create a coating that will adhere to a surface to protect or preserve  
27 the surface; "hazardous painting" does not include the application of  
28 water-based paint that does not contain emulsion epoxies or  
29 isocyanates;

1                   (3) "professional painter" means a painting contractor, an  
2 employee of a painting contractor, or a person engaged in the business  
3 of painting, but does not include a casual laborer, a commercial  
4 artist, or a person who creates artworks.

5       \* Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and  
6 18.63.100, added by sec. 1 of this Act, take effect immediately under  
7 AS 01.10.070(c).

8       \* Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take  
9 effect May 15, 1989.

HOUSE FINANCE COMMITTEE  
LETTER OF INTENT  
SENATE BILL 141

IT IS THE INTENT OF THE LEGISLATURE IN IMPLEMENTING SENATE BILL 141 THAT THE DEPARTMENT OF LABOR WILL ENCOURAGE AND ASSIST PERSONS AND ENTITIES TO ESTABLISH CERTIFICATION TRAINING PROGRAMS BOTH IN RURAL AND URBAN AREAS OF THE STATE.

IT IS FURTHER THE INTENT OF THE LEGISLATURE THAT A PERSON ENGAGED IN THE BUSINESS OF PAINTING, EITHER SELF-EMPLOYED OR AS AN EMPLOYEE OF ANOTHER, IS ONE WHO PERFORMS PAINTING ACTIVITIES AS A SIGNIFICANT PORTION OF THAT PERSON'S DUTIES.

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: Act relating to hazardous painting certification  
Sponsor: Sen. Josephson, et al  
Requestor: Senate Finance Committee

Agency Affected: Dept. of Labor  
BRU: Labor Standards and Safety  
Component: Occupational Safety and Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING         | FY 88 | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES |       | 52.0  | 52.0  | 52.0  | 52.0  | 52.0  |
| TRAVEL            |       | 10.0  | 10.0  | 10.0  | 10.0  | 10.0  |
| CONTRACTUAL       |       | 9.7   | 9.7   | 9.7   | 9.7   | 9.7   |
| SUPPLIES          |       | 0.7   | 0.7   | 0.7   | 0.7   | 0.7   |
| EQUIPMENT         |       | 1.6   | 1.6   | 1.6   | 1.6   | 1.6   |
| LAND & STRUCTURES |       |       |       |       |       |       |
| GRANTS, CLAIMS    |       |       |       |       |       |       |
| MISCELLANEOUS     |       |       |       |       |       |       |
| TOTAL OPERATING   | 0.0   | 74.0  | 74.0  | 74.0  | 74.0  | 74.0  |
| CAPITAL           |       |       |       |       |       |       |
| REVENUE           | 0.0   | 100.0 | 150.0 | 50.0  | 100.0 | 150.0 |

FUNDING: (Thousands of Dollars)

|               |     |      |      |      |      |      |
|---------------|-----|------|------|------|------|------|
| GENERAL FUND  | 0.0 | 74.0 | 74.0 | 74.0 | 74.0 | 74.0 |
| FEDERAL FUNDS |     |      |      |      |      |      |
| OTHER         |     |      |      |      |      |      |
| TOTAL         | 0.0 | 74.0 | 74.0 | 74.0 | 74.0 | 74.0 |

POSITIONS:

|           |  |   |   |   |   |   |
|-----------|--|---|---|---|---|---|
| FULL-TIME |  | 1 | 1 | 1 | 1 | 1 |
| PART-TIME |  |   |   |   |   |   |
| TEMPORARY |  |   |   |   |   |   |

ANALYSIS : (Attach a separate page if necessary) Industrial Hygienist I position authorized for FY 89. Program costs for FY 90 and future years are to be funded from general fund/program receipts within the department budget. (Dept. backup is attached to this note.)

Prepared by: *Rick Halford*  
Division: Senator Rick Halford, Co-chairman  
Senate Finance Committee  
Approved by Commissioner: \_\_\_\_\_  
Agency: \_\_\_\_\_

Phone: 465-4958  
Date: 3/17/88

Distribution (by preparer):  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

Bill No. Committee Substitute for  
Senate Bill 141 (Fin) am  
Title "An Act relating to hazardous  
painting certification."

Date April 13, 1988

Contact: Richard Arab  
465-4856

Eileen Plate  
465-2700

Committee Substitute for Senate Bill 141 (Fin) am is designed to assure the competency of persons employed to perform hazardous painting in the state and thereby prevent harmful exposures to workers who apply toxic and hazardous paints, to their co-workers and to the public.

Under the provisions of this bill, persons who are employed to perform hazardous painting must complete an approved training program and be certified. The training program would consist of instruction in and a demonstration of each person's knowledge and skill in using safe work practices and appropriate protective equipment. The bill limits the certification requirements to only the more hazardous painting applications and thereby excludes from the certification requirements low toxicity water-based paints widely used in residential painting.

Today, many solvents, metals, pesticides, isocyanates, and carcinogens are applied to surfaces in Alaska because highly resistant surfaces are needed for the harsh environment which exists in many parts of the state. Exposure to those toxic and hazardous substances can cause a variety of adverse health effects. For example:

- Nerve and brain damage, including memory and coordination impairment, result from chronic solvent exposures. Hepatitis and increased incidence of accidents also result from acute solvent exposures;
- Heavy metal poisoning occurs from exposure to lead, cadmium and other metals;
- Asthma and anaphylactic shock occurs from isocyanate exposures;
- Pesticide poisoning occurs from exposure to wood preservative additives such as penta chlorophenol.
- Heart attacks can occur from overexposure to methylene chloride; and
- Cancer can result from exposure to chromate paint pigments and benzene solvents;

These occupational diseases and injuries can be prevented by using appropriate work practices and proper protective equipment. The public and building occupants near painting projects can be better warned and protected by certified painters who use appropriate isolation and curing times. Workers' families, as well as other members of the community, need to be protected from the exposure to toxic material, such as lead chromate, brought home on the individual worker's person or clothing.

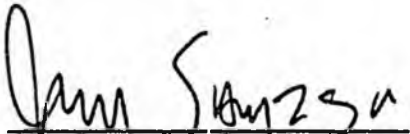
**POSITION PAPER/Department of Labor**

Under the provisions of this bill, the Department of Labor would establish minimum requirements for certification training programs; review and approve such programs; issue certificates to persons who present evidence of having completed an approved training program; and enforce the certification requirements.

The May 15, 1989 effective date set out in Section 3 of the bill will provide the lead time needed to develop the training program curriculum and to educate employers on the certification requirements. It will likewise provide industry with the lead time to have training programs in place and workers trained by the effective date.

The Department supports the provisions of this bill.

APPROVED:

  
Jim Sampson, Commissioner  
Department of Labor

Resolution 88-60 Passed at Convention  
Introduced by Nenana Council Leaders 3-18-88

WHEREAS the TANANA CHIEFS CONFERENCE has funded private training in the painting and decorating trade for shareholders in partnership with the International Brotherhood of Painters and Allied Trades, and a result of that partnership is the creation of a federally approved Apprentice Program through which to perpetuate training and careers in professional painting,

And further as a result of this partnership there have been construction jobs created for TANANA CHIEFS CONFERENCE people in villages and urban areas, and positions within the union which serves as a working example to our youth who seek construction careers.

WHEREAS it is commonly known there exists many dangerous chemicals in the painting and decorating industry, and those harmful agents can cause injury, occupational disease, death, and those chemicals create hazards not only for painters but co-workers, the public and families of painters,

And for that reason health and safety training is greatly emphasised in the TANANA CHIEFS CONFERENCE PAINTERS APPRENTICE program in order to prevent injury, disease or death to painters, co-workers, the public and their families, and this knowledge should be updated continually to take into consideration the new chemicals that enter the painting industry daily,

WHEREAS representatives of the Alaska painting and decorating industry have created legislation to promote these goals for apprentices and professional painters through education and mandatory licensing of painters who apply hazardous chemicals, and that such legislation will protect the health & safety and job opportunities for all Alaskan painters who are trained and licensed,

BE IT RESOLVED that the TANANA CHIEFS CONFERENCE strongly endorses the passage of SENATE BILL #141, "Hazardous Painting Certification" now before the legislature.

**International Brotherhood of  
Painters and Allied Trades  
Washington, D.C.**

*Dear Physician:*

*Your patient is a painter employed  
in construction and maintenance.*

*Painters are exposed to thousands of  
chemical and mineral substances—  
often at concentrations in excess of  
those permitted by law.*

*Perhaps the most hazardous  
coatings are epoxies, urethanes,  
chromates, vinyls, lead primers,  
polyesters and alkyds. Solvents used  
with industrial paints may also be  
highly toxic.*

*Exposure to paints and coatings  
may adversely affect human health in  
numerous ways, and painters are  
known to suffer high incidences of  
certain diseases and disorders,  
especially neurological and respiratory  
conditions. For example, a clinical in-  
vestigation of 2,000 U.S. painters by  
the Mount Sinai School of Medicine  
showed that up to 86% exhibited  
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researchers found a work-related  
encephalopathy in painters significant  
enough to label as "chronic painters'  
syndrome."*

*As president of the 200,000 member  
International Brotherhood of Painters  
and Allied Trades, I must call atten-  
tion to work-related health problems  
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contains an incomplete table of  
disorders of painters, potential  
etiologic agents and recommended  
medical surveillance. Please maintain  
this in your patient's file. Sources of  
additional information about occupa-  
tional illnesses are printed on the  
back.*

*Sincerely,*



**William A. Duvall**  
General President



**Health Effects of Paints and Coatings**

*For information about the health  
effects of paints and coatings:*

**Harvard University  
Occupational Health Program  
655 Huntington Avenue  
Boston, Massachusetts 02115  
(617) 732-1260**

*For emergency information about  
severe acute effects:*

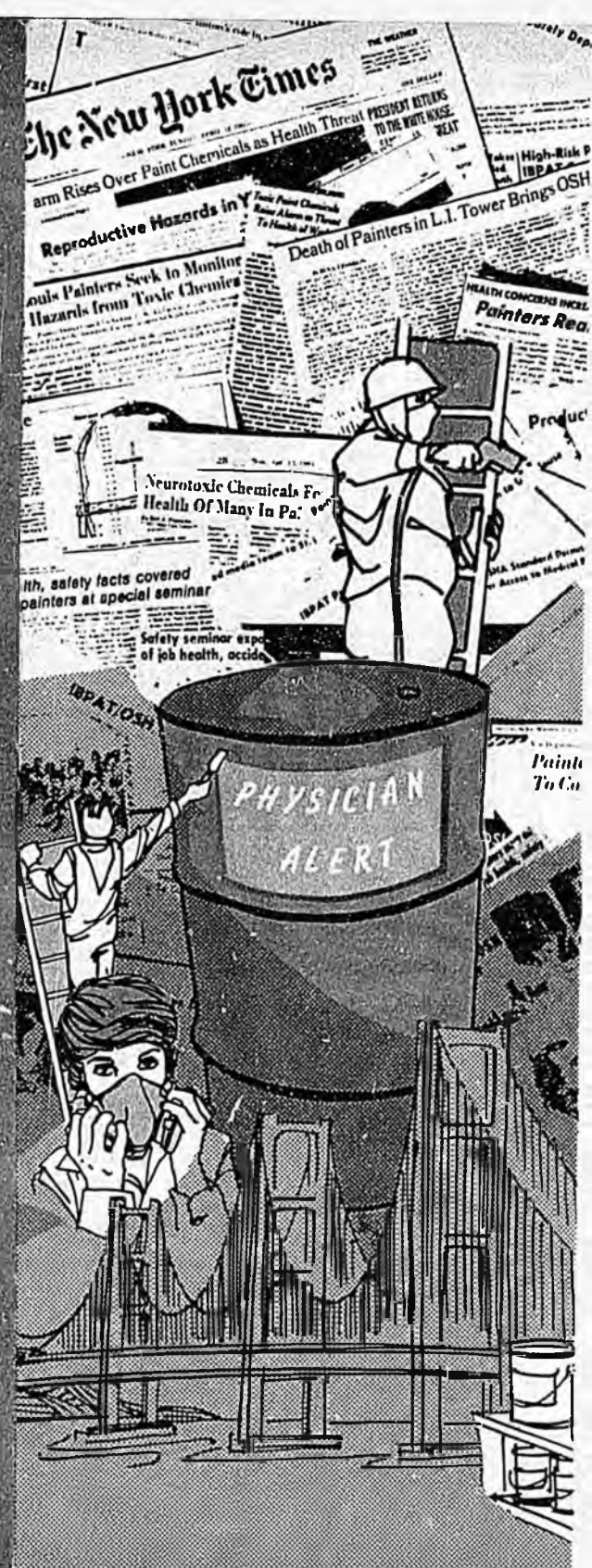
**National Poison Center  
(412) 681-6669**

*This material has been funded in part with funds  
from the Occupational Safety and Health Admin-  
istration, U.S. Department of Labor. These  
materials do not necessarily reflect the view or  
policies of the U.S. Department of Labor. Men-  
tion of trade names, commercial products or  
organizations does not imply endorsement by  
the U.S. Government.*

*For paint formulations, educational  
materials, and current bibliographies  
of relevant clinical, animal and  
epidemiological research*

- *neurotoxicity of paints*
- *cancer and paints*
- *lung diseases and paints*

**International Brotherhood of  
Painters and Allied Trades  
1750 New York Ave., N.W.  
Washington, D.C. 20005  
(202) 637-0745**





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# Alaska Health Project

Providing information about hazardous materials on the job and in the community.  
431 West 7th Ave., Suite 101, Anchorage, AK 99501 (907) 276-2864

---

December 19, 1988

Gerry Christensen  
Painters Local 1140  
1618 N. Northern Lights Blvd.  
Anchorage, AK 99503

Dear Gerry:

Enclosed is our draft of a possible schedule for a training program to meet the proposed painter's certification program being considered by the Alaska Legislature. We welcome any comments and suggestions that you have. I'll send a copy to Mike Andrews in Fairbanks for his comments also.

We've developed this based on our experience with asbestos abatement certification programs and training programs for hazardous waste site workers. We fit all the material into 16 hours as proposed by the Legislature, however an additional 4-8 hours would allow more practical hands on training. Our experience (and I'm sure yours also) is that this practical training is the key to this type of training.

Have a good Holiday Season.

Sincerely,

Mark Catlin  
Industrial Hygienist

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

International Brotherhood of  
Painters and Allied Trades  
Washington, D.C.

Dear Physician:

Your patient is a painter employed  
in construction and maintenance.

Painters are exposed to thousands of  
chemical and mineral substances—  
often at concentrations in excess of  
those permitted by law.

Perhaps the most hazardous  
coatings are epoxies, urethanes,  
chromates, vinyls, lead primers,  
polyesters and alkyds. Solvents used  
with industrial paints may also be  
highly toxic.

Exposure to paints and coatings  
may adversely affect human health in  
numerous ways, and painters are  
known to suffer high incidences of  
certain diseases and disorders,  
especially neurological and respiratory  
conditions. For example, a clinical in-  
vestigation of 2,000 U.S. painters by  
the Mount Sinai School of Medicine  
showed that up to 86% exhibited  
neurotoxic symptoms due to occupa-  
tional exposures, and Scandinavian  
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- neurotoxicity of paints
- cancer and paints
- lung diseases and paints

International Brotherhood of  
Painters and Allied Trades  
1750 New York Ave., N.W.  
Washington, D.C. 20005  
(202) 637-0745



### Nervous System

Encephalopathy  
(organic brain syndrome)  
(chronic painters' syndrome)  
(certain forms of dementia)

Organic solvents  
(toluene, xylene, styrene, methylene chloride,  
trichloroethylene, methyl ethyl ketone, etc.)

Loss of memory, attention, coordination; irritability, lassitude  
Neuropsychological and neurophysiological tests; neuro exams

Acute narcosis  
(possible coma, death)

Lead\*

GI pain, nausea, metallic taste  
Blood lead levels, blood zinc protoporphyrin level (ZPP),  
neuropsychological and neurophysiological tests

Peripheral neuropathy

Organic solvents  
methylene chloride  
toluene  
benzene  
trichloroethylene

Lead\*

Euphoria, headache, stupor, loss of coordination, lassitude  
Carboxyhemoglobin levels;  
Urinary hippuric acid levels  
CBC  
Urinary trichloroacetic acid (TCA); expired air analysis

Arsenic

Weakness of distal extensor muscles,  
Blood lead levels, ZPP, neurological exam, neurophysiological  
testing.  
Urinary arsenic level; neuro exam; neurophysiologic testing

### Respiratory System

Asthma

Polyurethane (toluene diisocyanate)  
Epoxies (epichlorohydrin, bisphenol A)

Wheezing, dyspnea, bronchospasm  
PET before and after work  
PET before and after work

Lung cancer

Arsenic  
Chromates

CXR  
CXR

### Cardiovascular

Angina  
Cardiac arrhythmias

Methylene chloride  
Trichloroethylene and other chlorinated hydrocarbons  
Toluene

Carboxyhemoglobin levels; EKG and other tests  
EKG and other tests  
EKG and other tests

### Hematopoietic

Anemia—hypochromic  
Aplastic anemia, leukemia

Lead\*  
Benzene

Fatigue; C.B.C., blood lead level, zinc protoporphyrin level  
Pallor, fatigue, reduced WBC count, infections

### Skin and Mucous Membranes

Nasal septal perforation  
Skin ulcers  
Increased pigmentation  
Eczematous dermatitis  
Conjunctivitis

Chromates, arsenic  
Chromates  
Arsenic  
Epoxies  
Styrene

ENT exam  
Skin exam  
Skin exam, urinary arsenic level  
Skin exam, patch testing  
Ophthalmic exam

### Kidney

Tubular damage  
Chronic renal failure  
Chronic glomerulonephritis

Cadmium  
Lead\*  
Organic solvents

Urinary B<sub>2</sub> microglobulin  
Blood lead level, ZPP, renal function tests  
Renal function tests

\*Lead has not been banned in industrial paints and coatings and is still widely used as a pigment; painters may also remove old paint which contains lead.

NOTE: This table includes only a very few of the possible work-related disorders of painters and a handful of the thousands of substances commonly found in paints and coatings. Industrial paints and coatings contain pigments, resins, solvents, binders, extenders, hardeners, fungicides, anti-fouling and other components. Surveillance techniques given above are not intended to be complete.



---

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431 West 7th Ave., Suite 101, Anchorage, AK 99501 (907) 276-2864

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December 19, 1986

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Painters Local 1140  
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Dear Gerry:

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Have a good Holiday Season.

Sincerely,

Mary Catlin  
Industrial Hygienist

PROPOSED SCHEDULE FOR  
A  
HAZARDOUS PAINTING CERTIFICATION TRAINING PROGRAM

DAY ONE

8:00 am Introduction, explanation of class and certification program. Introduction to hazardous painting products and conditions

8:30 am VIDEO: The Latency Trap IBPAT 40 minutes

9:30 am Health Hazards of Painting  
\* How chemical enter the body  
\* How chemicals can affect the body

10:00 am Break

10:15 am \* Short term and long term effects  
\* Signs and symptoms of chemical exposure

VIDEO: Solvents and Your Nervous System IBPAT 25 min.

11:00 am Methods of Monitoring Chemical Exposure (and how to read and use the results)

Noon Lunch

12:30 pm Laws and Regulations  
\* OSHA Act - worker rights and responsibilities  
\* Regulations covering respirators, ventilation, confined space work, chemical exposures  
\* The Alaska Right to Know Law  
\* Material Safety Data Sheets

2:30 pm Break

2:45 pm Proper Use of Tools - methods for limiting chemical exposures

3:45 pm Methods of Ventilation (including how to determine when needed)

4:45 pm Questions

5:00 pm End of Day One

DAY TWO

- 8:00 am Review of Day One. questions
- 8:30 am Respirators  
\* types - chemical cartridge, supplied air, etc.  
\* selection, use and care  
\* Fit Tests and Field Checks  
(demonstration with commonly used respirators)
- 10:00 am Break
- 10:15 am Respirator Practical Exercise  
\* Selection of proper type  
\* Fit testing (minimum 3 per student)  
\* inspection and care
- 12:30 am Lunch
- 1:00 am Chemical Protective Clothing
- 2:00 am Painting in Confined Spaces  
Slide show: Where Fool's Fear to Tread 25 min.
- 3:00 am Break
- 3:15 am Course Review and questions
- 4:00 am Exam - 50 multiple choice questions
- 5:00 am Class ends - dated numbered certificates presented to students passing written exam and practical exercises (minimum passing score of 70 %)

- Notes:
1. Class size should be limited to no more than 25.
  2. Each student should receive class materials - example: IBPAT/ OSHA Health and Safety Handbook, other materials are also available.

Plan for the Implementation of the Hazardous  
Paint Certification Program  
by Department of Labor

Following is the Department's plan for implementing the Painter Certification Program established by SB 141:

As soon as the bill becomes law, the Department will get together with industry, labor and other interested parties to determine the type of training that should be included in the 16 hour course required by SB 141. It is envisioned that the areas that will be emphasized are the types of paints that are hazardous; the required personal protective equipment and other precautions necessary to protect the public and employees from toxic exposures; some instruction on ventilation principals to remove dangerous fumes; and the medical symptoms and effects of exposure to hazardous paints.

Administrative regulations will be promulgated which will set out the course requirements; the certificate fee; the length of time the certification will be effective; re-certification requirements; procedures for revocation of training plan approvals and painter certificates; and appeal rights when the Department takes such revocation actions.

The Department also plans to publicize the certification requirements throughout Alaska. This will be accomplished by direct mailing and news releases. An industrial hygienist will hold seminars throughout the State to familiarize both employers and workers of the requirements.

The Department will also actively encourage training vendors, employee organizations, and private and public educational institutions to develop training courses that meet the requirements for painter certification, and will assist them in developing their training programs. The Department will also encourage these trainers to provide classes for both rural and urban areas so that all Alaskans will have equal access to this training.

The Department's interpretation of "professional painter" as set out in Section 18.63.100 includes painting contractors, employees of painting contractors or self-employed persons and employees who spend a significant amount of time using and applying hazardous paint. The latter category, for example would include workers who paint and repaint large tanks as a regular part of their jobs, and workers who spend a major part of their time painting pipes in an industrial plant. The certification requirement would not apply to persons who do casual painting that an employer may require such as a maintenance man who is asked to paint a few signs or paint a few pipes.

Original sponsors: Josephson, Sturgulewski  
and Uehling

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 141 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to hazardous painting certification;  
7 and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11 Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. (a) A  
12 person may not employ or contract with a professional painter to  
13 perform hazardous painting for compensation unless the painter holds a  
14 current valid hazardous painting certificate issued by the department.  
15 As a condition of employment, an employer may require a professional  
16 painter to provide a copy of the certificate. It is a defense to a  
17 violation of this subsection by an employer if the employer produces a  
18 copy of the painter's certificate and the employer reasonably believed  
19 the certificate was not falsified.

20 (b) A professional painter may not provide a falsified hazardous  
21 painting certificate to an employer or make a false statement to an  
22 employer regarding the painter's certification.

23 Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application  
24 for issuance of a hazardous painting certificate shall be on a form  
25 prescribed by the department. An application for initial issuance of  
26 a certificate shall include proof that the applicant completed an  
27 approved basic hazardous painting certificate program not more than 30  
28 days before the application was received by the department. An appli-  
29 cation for certificate renewal shall include proof that the applicant

1 completed an approved supplemental hazardous painting certificate  
2 program not more than 30 days before the date the application was  
3 received by the department.

4 (b) The department shall issue a hazardous painting certificate  
5 to an applicant who has completed an application and submitted a  
6 certificate fee. A certificate is valid for three years.

7 Sec. 18.63.030. FEE. The commissioner shall establish the  
8 triennial fee for a hazardous painting certificate by regulation. The  
9 fee must reflect the department's approximate costs or projected costs  
10 for the hazardous painting certification program.

11 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

12 (1) establish requirements for basic and supplemental  
13 hazardous painting certificate programs;

14 (2) review, and approve or disapprove, programs proposed by  
15 contractors, labor organizations, public and private schools, voca-  
16 tional education institutions, and others;

17 (3) assist persons who propose programs to meet require-  
18 ments for approval.

19 (b) A basic hazardous painting certificate program must include  
20 instruction and written and practical testing in methods of ventila-  
21 tion, respirator selection, chemical reaction to body tissue, proper  
22 use of painting tools, knowledge of relevant health and safety laws  
23 and regulations, including relevant portions of state occupational  
24 safety and health standards adopted by reference under 8 AAC 61.010,  
25 and other appropriate subjects. A basic hazardous painting certifi-  
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29 a person who completes the program will be knowledgeable about new

1 developments and changes related to hazardous painting that have  
2 occurred since the person completed a basic hazardous painting cer-  
3 tificate program.

4 (c) A hazardous painting certificate program conducted by an  
5 employer of a person enrolled in the program may include safety in-  
6 struction required under AS 18.60.066.

7 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

8 (1) inspect job sites to assure that persons performing  
9 hazardous painting are certified as required under AS 18.63.010(a) and  
10 are performing the work safely;

11 (2) issue citations to persons who employ or contract with  
12 a professional painter in violation of AS 18.63.010(a); and

13 (3) issue citations to professional painters who violate  
14 AS 18.63.010(b).

15 Sec. 18.63.060. REGULATIONS. The department may adopt regula-  
16 tions necessary for the implementation of this chapter.

17 Sec. 18.63.070. PENALTY. The department may impose a civil fine  
18 of not more than \$200 for a first violation, and not more than \$1,000  
19 for a subsequent violation, of this chapter or a regulation adopted  
20 under this chapter.

21 Sec. 18.63.100. DEFINITIONS. In this chapter

22 (1) "department" means the Department of Labor;

23 (2) "hazardous painting" means the application of a sub-  
24 stance containing a pigment or containing or combined with a toxic or  
25 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,  
26 or particulate form to create a coating that will adhere to a surface  
27 to protect or preserve the surface; "hazardous painting" does not  
28 include the application of water-based paint that does not contain  
29 emulsion epoxies or isocyanates;

1                   (3) "professional painter" means a painting contractor, an  
2                   employee of a painting contractor, or a person engaged in the business  
3                   of painting, but does not include a casual laborer, a commercial  
4                   artist, or a person who creates artworks.

5                   \* Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and  
6                   18.63.100, added by sec. 1 of this Act, take effect immediately under  
7                   AS 01.10.070(c).

8                   \* Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take  
9                   effect May 15, 1989.

Original sponsors: Josephson, Sturgulewski  
and Uehling

1 IN THE SENATE

BY THE LABOR AND  
COMMERCE COMMITTEE

2

CS FOR SENATE BILL NO. 141 (2d L&C)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to hazardous painting certification;

7

and providing for an effective date."

8

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9

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19 as to the painter's certification or shows a false certification to an  
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Original sponsors: Josephson, Sturgulewski  
and Uehling

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 141 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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9 for a subsequent violation, of this chapter or a regulation adopted  
10 under this chapter.

11 Sec. 18.63.100. DEFINITIONS. In this chapter

12 (1) "department" means the Department of Labor;

13 (2) "hazardous painting" means the application of a sub-  
14 stance containing a pigment or containing or combined with a toxic or  
15 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,  
16 or particulate form to create a coating that will adhere to a surface  
17 to protect or preserve the surface; "hazardous painting" does not  
18 include the application of water-based paint that does not contain  
19 emulsion epoxies or isocyanates;

20 (3) "professional painter" means a painting contractor, an  
21 employee of a painting contractor, or a person engaged in the business  
22 of painting, but does not include a casual laborer, a commercial  
23 artist, or a person who creates artworks.

24 \* Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and  
25 18.63.100, added by sec. 1 of this Act, take effect immediately under  
26 AS 01.10.070(c).

27 \* Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take  
28 effect January 1, 1989.

Original sponsors: Josephson, Sturgulewski  
and Uehling

1 IN THE SENATE

BY THE LABOR AND  
COMMERCE COMMITTEE

2

CS FOR SENATE BILL NO. 141 (L&C)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to hazardous painting certification;  
7 and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11 Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. A  
12 person may not employ or contract with a professional painter to  
13 perform hazardous painting for compensation unless the painter holds a  
14 current valid hazardous painting certificate issued by the department.

15 Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application  
16 for issuance of a hazardous painting certificate shall be on a form  
17 prescribed by the department. An application for initial issuance of  
18 a certificate shall include proof that the applicant completed an  
19 approved basic hazardous painting certificate program not more than 30  
20 days before the application was received by the department. An appli-  
21 cation for certificate renewal shall include proof that the applicant  
22 completed an approved supplemental hazardous painting certificate  
23 program not more than 30 days before the date the application was  
24 received by the department.

25 (b) The department shall issue a hazardous painting certificate  
26 to an applicant who has completed an application and submitted a  
27 certificate fee. A certificate is valid for three years.

28 Sec. 18.63.030. FEE. The commissioner shall establish the  
29 triennial fee for a hazardous painting certificate by regulation. The

1 fee must reflect the department's approximate costs or projected costs  
2 for the hazardous painting certification program.

3 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

4 (1) establish requirements for basic and supplemental  
5 hazardous painting certificate programs;

6 (2) review, and approve or disapprove, programs proposed by  
7 contractors, labor organizations, public and private schools, voca-  
8 tional education institutions, and others;

9 (3) assist persons who propose programs to meet require-  
10 ments for approval.

11 (b) A basic hazardous painting certificate program must include  
12 instruction and written and practical testing in methods of ventila-  
13 tion, respirator selection, chemical reaction to body tissue, proper  
14 use of painting tools, knowledge of relevant health and safety laws  
15 and regulations, including relevant portions of state occupational  
16 safety and health standards adopted by reference under 8 AAC 61.010,  
17 and other appropriate subjects. A basic hazardous painting certifi-  
18 cate program may not exceed 16 hours of instruction and testing. A  
19 supplemental hazardous painting certificate program shall include  
20 instruction and written and practical training necessary to ensure  
21 that a person who completes the program will be knowledgeable about  
22 new developments and changes related to hazardous painting that have  
23 occurred since the person completed a basic hazardous painting cer-  
24 tificate program.

25 (c) A hazardous painting certificate program conducted by an  
26 employer of a person enrolled in the program must also meet the re-  
27 quirements of AS 18.60.066.

28 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

29 (1) inspect job sites to assure that persons performing

1 hazardous painting are certified as required under AS 18.63.010 and  
2 are performing the work safely; and

3 (2) issue citations to persons who employ or contract with  
4 a professional painter in violation of AS 18.63.010.

5 Sec. 18.63.060. REGULATIONS. The department may adopt regula-  
6 tions necessary for the implementation of this chapter.

7 Sec. 18.63.070. PENALTY. The department may impose a civil fine  
8 of not more than \$1,000 on a person who violates this chapter or a  
9 regulation adopted under this chapter.

10 Sec. 18.63.100. DEFINITIONS. In this chapter

11 (1) "department" means the Department of Labor;

12 (2) "hazardous painting" means the application of a sub-  
13 stance containing a pigment or containing or combined with a toxic or  
14 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,  
15 or particulate form to create a coating that will adhere to a surface  
16 to protect or preserve the surface; "hazardous painting" does not  
17 include the application of water-based paint that does not contain  
18 emulsion epoxies or isocyanates;

19 (3) "professional painter" means a painting contractor, an  
20 employee of a painting contractor, or a person engaged in the business  
21 of painting, but does not include a casual laborer, a commercial  
22 artist, or a person who creates artworks.

23 \* Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and  
24 18.63.100, added by sec. 1 of this Act, take effect immediately under  
25 AS 01.10.070(c).

26 \* Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take  
27 effect July 1, 1988.

1 IN THE SENATE

BY JOSEPHSON

2

SENATE BILL NO. 141

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to hazardous painting certifica-  
7 tion."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11 Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. A  
12 person may not be employed to perform hazardous painting without  
13 having in actual possession a current valid hazardous painting certif-  
14 icate issued by the department.

15 Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application  
16 for issuance of a hazardous painting certificate shall be on a form  
17 prescribed by the department. An application for initial issuance of  
18 a certificate shall include proof that the applicant completed an  
19 approved basic hazardous painting certificate program not more than 30  
20 days before the application was received by the department. An appli-  
21 cation for certificate renewal shall include proof that the applicant  
22 completed an approved supplemental hazardous painting certificate  
23 program not more than 30 days before the date the application was  
24 received by the department.

25 (b) The department shall issue a hazardous painting certificate  
26 to an applicant who has completed an application and submitted a  
27 certificate fee. A certificate is valid for three years.

28 Sec. 18.63.030. FEE. The commissioner shall establish the  
29 triennial fee for a hazardous painting certificate by regulation.

1           Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall  
2           (1) establish requirements for basic and supplemental  
3 hazardous painting certificate programs;

4           (2) review, and approve or disapprove, programs proposed by  
5 contractors, labor organizations, public and private schools, voca-  
6 tional education institutions, and others;

7           (3) assist persons who propose programs to meet require-  
8 ments for approval.

9           (b) A basic hazardous painting certificate program shall include  
10 instruction and written and practical testing in methods of ventila-  
11 tion, respirator selection, chemical reaction to body tissue, proper  
12 use of painting tools, knowledge of relevant health and safety laws  
13 and regulations, including relevant portions of 29 C.F.R. 1910, and  
14 other appropriate subjects. A supplemental hazardous painting certif-  
15 icate program shall include instruction and written and practical  
16 training necessary to ensure that a person who completes the program  
17 will be knowledgeable about new developments and changes related to  
18 hazardous painting that have occurred since the person completed a  
19 basic hazardous painting certificate program.

20           (c) A hazardous painting certificate program conducted by an  
21 employer of a person enrolled in the program must also meet the re-  
22 quirements of AS 18.60.066.

23           Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

24           (1) inspect job sites to assure that persons employed to  
25 perform hazardous painting are certified and are performing the work  
26 safely; and

27           (2) issue citations to persons who are performing hazardous  
28 painting without being certified or without having a certificate on  
29 their persons, and to their employers or contractors.

1           Sec. 18.63.060. REGULATIONS. The department may adopt regula-  
2 tions necessary for the implementation of this chapter.

3           Sec. 18.63.070. PENALTY. The department may impose a civil fine  
4 of not more than \$1,000 on a person who violates this chapter or a  
5 regulation adopted under this chapter. In addition to imposing a  
6 civil fine, the department may suspend or revoke a certificate, and  
7 may require a person to again complete a basic or supplemental hazard-  
8 ous painting certificate program as a condition of recertification.

9           Sec. 18.63.100. DEFINITIONS. In this chapter

10                   (1) "department" means the Department of Labor;

11                   (2) "hazardous painting" means the application of a pigment  
12 containing or combined with a toxic or hazardous substance, as defined  
13 in AS 18.60.105, in vaporized or liquid form to create a coating that  
14 will adhere to a surface to protect or preserve the surface.

SR

143

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of 3/13/87 5-DAY NOTICE  
IN ACCORDANCE WITH UNIFORM RULE 23

FURTHER:

\*\*FISCAL NOTE(S) ATTACHED \*\*  
IN ACCORDANCE WITH AS 24.08.035  
(see below)

2/25/87

DATE TURNED INTO OFFICE 3/19/87

Mr. President:

FINANCE Committee considered SB 143

changing the date the proposed general appropriation bill becomes public

and recommended:

[ ] replace with CS \_\_\_\_\_ [ ] same title

[ ] attached amendment(s) and [ ] new title

[] do pass

[ ] do not pass

[ ] no recommendation

[ ] individual recommendations

[ ] further referral to \_\_\_\_\_

[ ] letter of intent adopted and attached

\*\* Committee [] attached or [ ] adopted fiscal note(s)  
[] zero 3/19/87 [ ] fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

*[Handwritten signatures: Paul Fricker, Jim Duncan, Rich Uebler, Walter Stenely, John B.]*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*[Handwritten signature: John B.]* AS PASS  
Chairman signature and recommendation

[ ] Committee Backup Attached

**STATE OF ALASKA 1987 LEGISLATIVE SESSION  
FISCAL NOTE**

Bill Version : SB 143  
Publish Date : \_\_\_\_\_

**REQUEST:** \_\_\_\_\_

Revision Date: \_\_\_\_\_  
Title : Date general approp.  
bill becomes public  
Sponsor : Bennett and Faiks  
Requestor : \_\_\_\_\_

Agency Affected: Office of the Governor  
BRU: \_\_\_\_\_  
Components : \_\_\_\_\_

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

| OPERATING              | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 | FY 92 |
|------------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES      |       |       |       |       |       |       |
| TRAVEL                 |       |       |       |       |       |       |
| CONTRACTUAL            |       |       |       |       |       |       |
| SUPPLIES               |       |       |       |       |       |       |
| EQUIPMENT              |       |       |       |       |       |       |
| LAND & STRUCTURES      |       |       |       |       |       |       |
| GRANTS, CLAIMS         |       |       |       |       |       |       |
| MISCELLANEOUS          |       |       |       |       |       |       |
| <b>TOTAL OPERATING</b> | 0     | 0     | 0     | 0     | 0     | 0     |
| <b>CAPITAL</b>         |       |       |       |       |       |       |
| <b>REVENUE</b>         |       |       |       |       |       |       |

**FUNDING: (Thousands of Dollars)**

|               |   |   |   |   |   |   |
|---------------|---|---|---|---|---|---|
| GENERAL FUND  | 0 | 0 | 0 | 0 | 0 | 0 |
| FEDERAL FUNDS |   |   |   |   |   |   |
| OTHER         |   |   |   |   |   |   |
| <b>TOTAL</b>  |   |   |   |   |   |   |

**POSITIONS:**

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL-TIME |  |  |  |  |  |  |
| PART-TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

**ANALYSIS :** (Attach a separate page if necessary)

Prepared by : \_\_\_\_\_ Phone : 465-4935  
Division : Senator John Binkley, Co-chairman Date : March 19, 1987  
Senate Finance Committee  
Approved by Commissioner : [Signature] Date : \_\_\_\_\_  
Agency : \_\_\_\_\_

- Distribution (by preparer) :
- Legislative Finance
  - Legislative Sponsor
  - Requestor
  - Office of Management and Budget
  - Impacted Agency(ies)
  - Senate Secretary

1 IN THE SENATE

BY BENNETT AND FAIKS

2

SENATE BILL NO. 143

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act changing the date the proposed general appro-  
7 priation bill becomes public."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 37.07.020(a) is amended to read:

10 (a) The governor shall prepare and submit to the legislature  
11 before the fourth legislative day a budget for the succeeding fiscal  
12 year that covers [WHICH SHALL COVER] all estimated receipts, including  
13 all grants, loans, and money received from the federal government, and  
14 all proposed expenditures of the state government. The budget sub-  
15 mitted by the governor shall be organized so that the proposed ex-  
16 penditures for each agency are presented separately. The budget shall  
17 be accompanied by a general appropriation bill to authorize the  
18 proposed expenditures, and a bill or bills covering recommendations in  
19 the budget for new or additional revenues. The proposed general  
20 appropriation bill shall become public information when it is sub-  
21 mitted to the legislature or on February 1, whichever is earlier,  
22 [DECEMBER 15 OF EACH YEAR] at which time the governor shall [SUBMIT  
23 COPIES TO THE LEGISLATURE AND] make copies available to the public.