

SMRCA Roving Roofer

January 2023

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HAPPY NEW YEAR!

Right-to-Work Repeal is Labor's Top Priority in '23

LANSING—The state Legislature has had many new members sworn into office this month following a landmark election in November that changed the power structure in Michigan's Capitol.

For the first time in 40 years, Democrats—albeit with razor-thin majorities—will have combined control the state House, Senate and governor's office. And repealing the state's decade-old right-to-work law will be the top priority of many in organized labor during the Legislature's first few months in office. The question is when (or if?) lawmakers take up right-to-work repeal.

A statewide poll of 763 respondents conducted by Public Policy Polling released on Dec. 9 indicates that there is a healthy level of support for repealing right to work in Michigan—along with a significant number of undecideds. The poll found that 42 percent of respondents either “strongly” or “somewhat” support right to work repeal, while 26 percent either “strongly” or “somewhat” oppose repealing the law. Nearly one-third (31 percent) of respondents indicated they were “not sure.”

“For the 15 years Progress Michigan has existed, we've spent our time and resources doing everything we could to prevent the Republican legislative majority from taking our state backwards—but now, we finally have a chance to make real progress on the issues voters care about,” said Lonnie Scott, executive director of Progress Michigan. “This November, voters made their voices heard at the ballot box” in support of labor rights, among other issues “but electing new progressive leaders was only the first step. I am confident that those women from Michigan and our newly elected legislative majorities will show up and deliver on their promises to Michigan voters, and I look forward to everything we'll accomplish together in the new year and beyond.”

Despite previously calling RTW “divisive,” GOP Gov. Rick Snyder signed the right-to-work law in late 2012 after it was adopted by the Republican majority in the state Legislature's lame duck session with zero public debate. Michigan thus became the nation's 24th right-to-work state, which permits workers in a bargaining group to enjoy the benefits of union membership without the burden of paying dues.

Wages for workers in RTW states are typically 3.1 percent lower than in non-RTW states, according to the Economic Policy Institute. And while the GOP and their donors maintain that RTW laws are all about workplace “fairness” and helping attract business to the state, there's little doubt that the real goal is to weaken unions in the workplace.

Indeed, one of the most significant conservative think-tanks in the nation—Michigan's Mackinac Center for Public Policy—released a report last month that said our state's union membership dropped from 16.3 percent in 2013 to 13.3 percent today, as a loss of 143,000 workers.

Drops in union membership are another hallmark of the passage of statewide right-to-work laws. Of the four states with the largest drop in union membership since 2012, three have adopted right-to-work laws: Michigan (2012), Wisconsin (2015) and Iowa (1947).

Newly elected Michigan Democrat lawmakers mostly haven't given a definitive statement on how RTW repeal fits into their legislative agenda in 2023.

One exception: when it became apparent after the election that Dems would control the state government, State Sen. Dayna Polhanki (D-Livonia) tweeted “Good news labor. Union busting ‘Right to Work’ is gonna go bye-bye.”

Gov. Gretchen Whitmer, who as a state senator allowed the use of her office as the headquarters to fight the right-to-work effort in 2012, is expected to sign RTW repeal legislation whenever it hits her desk.

Right-to-Work has “negatively impacted the state,” said newly sworn-in House Speaker Joe Tate (D-Detroit).

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SOUTHEASTERN MICHIGAN ROOFING CONTRACTORS ASSOCIATION
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Said newly elected Senate Majority Leader Winnie Brinks (D-Grand Rapids) to *Bridge Magazine*: “It would be unrealistic to think that we’re not going to be talking about right-to-work. If you know anything about Michigan and Democratic politics for the last 10 years, you know that’s true. So that doesn’t surprise anyone. But again, I want to be thoughtful and deliberative about this. And that’s how you’re going to see us start.”

With only a 20-18 state Senate majority and a 56-54 state House majority for Dems, passage of RTW repeal isn’t a slam dunk. Many state Republicans and their backers are cautioning that Dems should not repeal the law because of all the economic progress Michigan has made since RTW was introduced—conveniently omitting the fact that the state and the rest of the nation was emerging from the Great Recession when the law was implemented.

And then there’s this bit of irony from Michigan Small Business Association President and CEO Brian Calley, Snyder’s lieutenant governor. He cautioned against RTW repeal, perhaps forgetting his former boss’s use of the term “divisive.” “Pursuing a deeply divisive agenda right away creates the risk of stalling progress on important work.” Calley said.

Organized labor is expected to get a fair hearing on RTW—which is more than they received during the time the GOP controlled the Legislature.

“Michigan’s labor movement helped elect an unprecedented wave of pro -abor leaders on Election Day. Voters sent a clear message that Michigan is a union state, and we ensured victory for legislators who will support working people,” said Michigan AFL-CIO President Ron Bieber.

By: Marty Mulcahy, Editor
The Building Tradesman
January 13, 2023

OSHA Reminds Employers to Submit Injury and Illness Data

WASHINGTON – The U.S. Department of Labor’s Occupational Safety and Health Administration is reminding employers that the agency is collecting calendar year 2022 Form 300A data. Employers must submit the form electronically by March 2, 2023.

Establishments under Federal OSHA jurisdiction can use the [ITA Coverage Application](#) to determine if they are required to electronically report their injury and illness information to OSHA. Establishments under State Plan jurisdiction should contact their [State Plan](#).

Employers must connect their [Injury Tracking Account](#) to a [Login.gov](#) account to submit their 2022 workplace injury and illness data. Watch the [video](#) to learn how.

OSHA.gov

2023 SMRCA Golf Outing

~ SAVE THE DATE ~

2023 SMRCA Annual Golf Outing will be held at
Links of Novi
on
Monday, May 22, 2023



2023 MiRCA Convention

~ SAVE THE DATE ~

2023 MiRCA Annual Convention
will be held at
Crystal Mountain Resort
August 3-6, 2023



IRS Issues Standard Mileage Rate for 2023

Beginning on January 1, 2023, the standard mileage rates for the use of a car, van, pickup or panel truck will be: 65.5 cents per mile for business miles driven and .22 cents per mile driven for medical or moving purposes.

JATC Training Center

The term for all Detroit Apprentices will be as follows:

- Apprentice Two & Single Ply One** Mon., January 16, 2023
- Apprentice One & Single Ply Two** Tues., January 17, 2023
- BUR One & Steep Slope 1** Wed., January 18, 2023
- BUR Two & Steep Slope 2** Thurs., January 19, 2023
- Apprentice 7 & 8 Hands On + Safety & Health** Thurs., January 19, 2023

All classes begin at 6:30 pm.

Journeyworkers Upgrade Classes to improve your skills are available at no cost to all Detroit 149 members. Dues must be current in order to enter the Training Center.

If you are interested in any of these classes or have questions, contact the Training Center Tom Jaranowski at 248-543-3847 or tjaranowski@Detroitroofers.org

Upcoming Industry Trade Shows 2023

Jan. 18-20	CRCA Trade Show & Seminars Oakbrook Terrace, IL www.crca.org
Feb. 15	Great Lakes Design and Construction Expo Novi, MI www.miconstructionexpo.com
Mar. 2-6	2023 IIBEC International Convention and Trade Show Houston, TX www.iibec.org
Mar. 7-9	International Roofing Expo (IRE) Dallas, TX www.theroofingexpo.com

Birthday Wishes



Dan Casey - T.F. Beck Company
January 7

Chuck Rosa - Lifetime Member
February 16

Jim Bieszki - Architectural Building Specialties Inc.
March 6

Bill Borgiel - Lutz Roofing Company
April 25

Jim Markiewicz - GAF Materials Corporation
April 29



February 15, 2023
Suburban Collection Showplace
Novi, MI

The Great Lakes Design and Construction Expo offers the latest in innovative products, technologies, services and solutions for the construction professionals who specify and source building products.

This one-day event will bring together residential and commercial contractors, home builders, suppliers and service providers and provide the tools you need to support your continued growth and success of Michigan's construction industry.

Show Hours:

Wednesday, February 15, 2023 9:00 am —4:00 pm

Stop by and see the SMRCA & Roofers Union Local 149 at booth 325.

To register online: www.miconstructionexpo.com

Keeping An Eye On Regulations

NRCA continues to work with the Occupational Safety and Health Administration on your behalf to address the following issues:

OSHA blood lead level rulemaking. NRCA is monitoring the Advance Notice of Proposed Rulemaking issued June 28 that seeks public input on OSHA standards for occupations exposure to lead for general industry and construction. OSHA issued a series of questions asking for public input on topics such as the permissible exposure limit to lead and blood lead level triggers for medical removal; return-to-work requirements; the method and frequency for blood lead monitoring; current practices for personal protective equipment, hygiene and training; and more. Recognizing changes to this standard most likely will affect the roofing industry, NRCA has submitted public comments and will continue to monitor and report on the rulemaking as it moves through the regulatory process and deliver feedback to members.

Changes to OSHA Severe Violator Enforcement Program. In September, OSHA announced it is expanding the criteria for placement in the agency's Severe Violator Enforcement Program. Since 2010, the Severe Violator Enforcement Program has focused its enforcement and inspection resources on employers who either willfully or repeatedly violate federal health and safety laws or demonstrate a refusal to correct previous violations and are in a high-hazard industry such as the roofing industry. In addition to being included on a public list of the nation's severe violators, employers are subject to follow-up inspections. The new criteria include violations of all hazards and OSHA standards and will continue to focus on repeat offenders in all industries. Previously, an employer could be in the program for failing to meet a limited number of standards. The changes will broaden the program's scope with the possibility that additional industries will fall within its parameters. The updated program instruction replaces the 2010 instruction and remains in effect until canceled or superseded.

PPE in construction proposal under review. On Sept. 7, the Office of Management and Budget began reviewing OSHA's proposed rule to clarify the requirements for the fit of personal protective equipment in construction. NRCA will continue to monitor and report on the status of the proposed rule and update members.

OSHA regulations can be confusing. If you have questions or need more information about these or other safety- and health-related topics, contact the NRCA Enterprise Risk Management team at safety@nrca.net

NRCA December 2022

Welcome New MiRCA Member

Malarkey Roofing Products
Aaron Sprague
www.malarkeyroofing.com
Portland, OR
503-283-1191

Be On The Lookout— Coordination is necessary when encountering rooftop-mounted lightning protection systems

When reroofing, you need to be aware of lightning protection systems, more commonly known as LPS, that you could encounter. The following information and specific guidance will help you address LPS when you come across them.

LPS use

Lightning activity is a hazard in almost all areas of the U.S. and most intense in the mid-central, south-central and southeast regions of the country.

According to the Lightning Protection Institute, in 2018, insurance companies paid nearly \$1 billion in lightning-related claims to about 78,000 policy owners.

To minimize the risk to buildings and their occupants and contents, LPS sometimes are used to help avoid lightning-related damage.

LPS components

LPS are passive—they contain no moving parts—and each system's design is building- and structure-specific.

Effective LPS contain five primary components:

- Strike termination device, most commonly air terminals (formerly called "lightning rods")
- Conductors
- Bonding
- Surge-protection device
- Grounding electrode system

The strike termination device, conductors and sometimes bonding typically occur at or above the roof surface and, as a result, become components roofing contractors may encounter.

Codes and standards

LPS are addressed in various building codes and standards.

In *NFPA 70 National Electrical Code*, Chapter 2—Wiring and Protection, Article

250-Ground and Bonding specifically addresses LPS in Section 250.106—Lightning Protection Systems. A nonmandatory informational note in Section 250.106 references NFPA 780, "Standard for the Installation of Lightning Protection Systems," for further information.

NFPA 780 covers LPS for ordinary and certain specialized structures. Its purpose is to provide for the safeguarding of people and property from hazards arising from lightning exposure.

"NRCA recommends designers clearly identify LPS components in construction documents provided to roofing contractors"

UL 96, "Standard for Lightning Protection Components," addresses LPS components and provides a basis for component testing and labeling, such as UL Mark labeling.

UL 96A, "Standard for Installation Requirements for Lightning Protection Systems," addresses installation requirements for LPS on most building and structure types.

LPI 175, "Standard of Practice for the Design, Installation and Inspection of Lightning Protection Systems," is based on the latest edition of NFPA 780 and provides additional explanatory information intended to assist installers and inspectors.

UL Solutions has a Master Label Certificate and LPI has a Master Installation Certificate based on their respective standards.

FM Global's Property Loss Prevention Data Sheet 5-11, "Lightning and Surge Protection for Electrical Systems," provides additional guidance for FM Global-insured buildings.

NRCA's recommendations

The installation, evaluation and maintenance of LPS are beyond the expertise of most roofing contractors though components of LPS are installed adjacent to or in direct contact with roof

system components.

NRCA recommends designers clearly identify LPS

components in construction documents provided to roofing contractors. Designers should include details indicating how LPS components interface with roof system components, taking into consideration the roof system manufacturer's instructions.



In reroofing situations, if an existing LPS has a Master Label Certificate or Master Installation Certificate, the building owner or manager or designer should notify the roofing contractor before beginning roofing work. Coordination with the building owner's LPS contractor will be necessary to maintain the certificate.

For noncertified LPS, building owners should consider having existing LPS evaluated by their LPS contractors before beginning roofing work. UL's Letter of Findings program or LPI's Limited Scope Inspection program can be used to evaluate and document existing LPS and provide guidance about how to integrate existing LPS components with roof systems.

Project schedule coordination and proper work sequencing will be necessary between the roofing contractor and LPS contractor to ensure efficient installation of the roof system and LPS and minimize return trips to the job site.

Additional information about LPS is available in Appendix 3—Considerations for Lightning Protection Systems of *The NRCA Roofing Manual: Architectural Metal Flashing and Condensation and Air Leakage Control—2022*. NRCA members can download the manual free from the Free Member Resources link in the My Account section of nrca.net. A hard copy can be purchased from shop.nrca.net.

By: Mark S. Graham
NRCA's vice president of technical services
Professional Roofing November 2022

US Department of Labor Announces Annual Adjustments to OSHA Civil Penalties for 2023

WASHINGTON – The U.S. Department of Labor announced changes to Occupational Safety and Health Administration civil penalty amounts based on cost-of-living adjustments for 2023.

In 2015, Congress passed the Federal Civil Penalties Inflation Adjustment Act Improvements Act to advance the effectiveness of civil monetary penalties and to maintain their deterrent effect. Under the Act, agencies are required to publish “catch-up” rules that adjust the level of civil monetary penalties and make subsequent annual adjustments for inflation no later than January 15 of each year. This year, January 15 falls on a Sunday and January 16 is a federal holiday. Therefore, new OSHA penalty amounts will become effective Jan. 17, 2023.

OSHA’s maximum penalties for serious and other-than-serious violations will increase from \$14,502 per violation to \$15,625 per violation. The maximum penalty for willful or repeated violations will increase from \$145,027 per violation to \$156,259 per violation.

Visit the [OSHA Penalties page](#) and read the [final rule](#) for more information.

[Learn more about OSHA.](#)



April 18-19, 2023

Online registration is open for Roofing Day in D.C. 2023, which will be held in person April 18-19; the purpose of the event is to bring the roofing industry together to meet with members of Congress and their staffs and deliver the industry’s message with one voice.

Professionals from all segments of the roofing industry will come to Washington, D.C., to advocate for the roofing industry; information about 2023 advocacy issues will be available soon.

Roofing contractors are encouraged to bring one or more standout crew members to help share the industry’s story. Registration for Roofing Day in D.C. 2023 is \$95 for company representatives and \$35 for field workers, students and spouses.

Register today at nrca.net/roofingday

For more information contact NRCA’s Washington, D.C. office at 800-338-5765 or visit www.nrca.net/advocacy/roofingday

OSHA Considers Expanding Scope of COVID-19 Emergency Temporary Standard

The Occupational Safety and Health Administration reportedly is considering expanding the scope of its pending COVID-19 Emergency Temporary Standard for health care facilities to include some types of construction work performed within such facilities.

The OSHA COVID-19 ETS in its originally proposed form only would apply to the health care industry and did not contain any explicit provisions related to construction activities. However, it contained a vague reference to additional “potential provisions or approaches” to a final rule that might include requiring coverage for workers engaged in construction activities inside a hospital or other health care facility that is the same as coverage for workers engaged in maintenance or custodial tasks in a facility. However, the agency did not include any provisions specific to such maintenance work or custodial tasks within health care facilities in the original proposal.

Given this possible regulatory action, NRCA continues to work with the Construction Industry Safety Coalition in opposing any such expansion of the COVID-19 ETS for the health care industry that would apply to construction work within health care facilities. As noted in [comments submitted to OSHA](#) by the Construction Industry Safety Coalition in April 2022, expanding the final rule to apply to construction is unnecessary and counterproductive with respect to protecting workers against exposure to COVID-19, as well as likely impermissible under the Occupational Safety and Health Act of 1970.

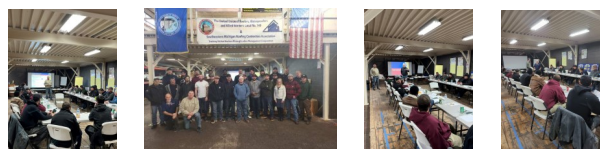
More recently, NRCA Vice President of Risk Management Cheryl Ambrose joined members of the coalition to meet with OSHA and other regulatory officials to express strong opposition to any inclusion of construction activities in the final rule applicable to the health care industry. NRCA will continue working to convey the views and concerns of the roofing industry and inform members about developments regarding this and other important regulatory issues.

NRCA.net January 11, 2023

Foreman Training Part 1

Instructors Richard Tessier, Jim Currie and Dan Knight of the Roofers and Waterproofers Research and Education Joint Trust Fund presented the Foreman Training Part 1 class on December 14-15, 2022 at the Detroit Roofers and Waterproofers Training Center in Oak Park, MI.

The program is designed to improve the knowledge and ability of foreman to lead their jobs and supervise their crews safer, more efficiently and productively to meet and exceed the industry standard. The program also aids in interpersonal skills to keep apprentices and journeymen in our industry and ensure the quality, efficiency and productivity of foreman and crews.



SMRCA Spells the Best in Roofing Services

- S**AFETY A safe jobsite is assured because SMRCA crews complete the M.U.S.T. Safety Training and Drug Testing.
- M**ULTIPLE SERVICES A SMRCA Roofing Contractor has the ability to provide the roof you need because of our expertise in a variety of roofing applications and techniques.
- R**ELIABLE SMRCA Contractors are Union trained professionals bringing an Industry leading standard of service, quality and knowledge to every project.
- C**ONFIDENCE Projects completed by SMRCA Contractors provide a Michigan roofing contractor 2 year standard workmanship warranty.
- A**CCOUNTABILITY SMRCA Contractors are established companies with years of experience in providing responsive service, superior workmanship and exceptional value.

Call us today at 586-759-2140 to receive our free "Roofing Facts" brochure or contact one of the SMRCA Contractors below for a no-cost estimate on your next roofing project.

Southeastern Michigan Roofing Contractors Association Members

T. F. BECK COMPANY

Rochester Hills, MI
(248) 852-9255
www.tfbeck.com

LUTZ ROOFING COMPANY, INC.

Shelby Twp., MI
(586) 739-1148
www.lutzroofing.com

ROYAL ROOFING COMPANY

Orion, MI
(248) 276-ROOF (7663)
www.royal-roofing.com

J. D. CANDLER ROOFING CO., INC.

Sterling Heights, MI
(734) 762-0100
www.jdcandler.com

M.W. MORSS ROOFING, INC.

Romulus, MI
(734) 942-0840
www.morssroofing.com

SCHENA ROOFING & SHEET METAL CO., INC.

Chesterfield, MI
(586) 949-4777
www.schenarroofing.com

CHRISTEN/DETROIT

St. Clair Shores, MI
(313) 837-1420
www.cdetroit.com

NEWTON CRANE ROOFING, INC.

Pontiac, MI
(248) 332-3021
www.newtoncraneroofing.com

SCHREIBER CORPORATION

Wixom, MI
(248) 926-1500
www.schreiberroofing.com

DETROIT CORNICE & SLATE COMPANY

Ferndale, MI
(248) 398-7690
www.detroitcorniceandslate.com

NORTH ROOFING COMPANY

Auburn Hills, MI
(248) 373-1500
www.northroofing.com

LADUKE ROOFING & SHEET METAL

Oak Park, MI
(248) 414-6600
www.ladukeroofing.com

DAVE POMAVILLE & SONS, INC.

Warren, MI
(586) 755-6030
www.PomavilleRoofing.com



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