

# The Cope...



## INCMA's Monthly Newsletter

November 2017

### DEC. 1 DEADLINE FOR OSHA REPORTING

Barring a possible extension, the new deadline for electronically submitting injury and illness records is December 1, 2017. This is an extension from the previous submission deadline of July 1, 2017. **NOTE:** AFS is recommending that foundries hold off until the week of Nov. 27 from filing their OSHA Form 300A Summary of Work-Related Injuries and Illnesses since USHA is currently reviewing the rule to decide if they should revise or remove any provisions in the current rule.

Under the new rule, foundries with 20 or more employees will be required to submit their 2016 OSHA Form 300A Summary of Work-Related Injuries and Illnesses electronically. Establishments with 20 or fewer employees aren't required to submit any information. Companies with more than one facility may submit from their headquarters or from each individual establishment, but there must be separate submissions for each establishment. OSHA has established

a [website](#) for the record submissions.

### INCMA's 2018 LEGISLATIVE CONFERENCE

Please mark your calendar for INCMA's 2018 Legislative Conference scheduled for Wednesday February 7, 2018 in Indianapolis. This event provides a unique opportunity to interact with State leaders to understand current issues and make sure they understand foundry needs and perspectives. Registration will open in December.



**INCMA  
Legislative  
Conference  
Feb. 7, 2018**

### SILICA UPDATE

AFS, in conjunction with the NAM, petitioned for review OSHA's respirable crystalline silica rule. That lawsuit was consolidated with other challenges to the rule in the U.S. Court of Appeals for the D.C. Circuit. The case has been fully briefed and oral argument was held before a three-judge panel on Sept. 26, 2017. The case is

now awaiting a decision of the court which could be days or months away.

**Action Alert** - AFS is reaching out to members to gather information regarding compliance challenges with the intent of bringing those concerns directly to the Agency for discussion and potential resolution. Key issue areas include but not limited to: regulated areas, compressed air, prohibition on dry sweeping, specific tasks, and problem areas in the foundry where new PEL is unattainable. Please provide specific examples to Stephanie Salmon, AFS Washington office, **no later than Nov. 17 at** [ssalmon@afsinc.org](mailto:ssalmon@afsinc.org). Your information will remain confidential.

### COMMERCE DEPT RELEASES REGULATORY STREAMLING REPORT

Earlier in the year, INCMA participated in several efforts to submit regulatory burden concerns to the Trump administration via the AFS the Chamber and others. Those submissions have been digested into a [final report](#) focusing on 20 sets of regulations and permitting reform issues

including Silica and other foundry issues. Each agency is now tasked with providing action plans by Dec. 31st to address the issues listed. Stay tuned!

### 92,000 UNFILLED JOBS

With an estimated 92,000 jobs vacant in Indiana, Governor Holcomb recently announced his 2018 [Legislative Agenda](#) primarily emphasizing workforce development but also infrastructure, the drug epidemic and improvements in government service.

### EPA ENDS "SUE AND SETTLE" PRACTICE

EPA Administrator Scott Pruitt announced on October 16, 2017 that EPA would end the practice of regulation through litigation to resolve legal challenges to Agency actions and inactions known as "Sue and Settle." Pruitt indicated that the "Sue and Settle" process "undermines the fundamental principles of government. [More information here!](#)

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**...and Drag**