



February, 2018

"The Pipeline"

PRESIDENTS REPORT

As always, January and February have flown by. Hopefully, the cold weather is gone and the Spring days will soon be upon us.

Recently, we held our first S&RM Meeting & Membership Social of 2018 at the Triangle Shooting Academy in Raleigh. A sincere THANK YOU to our sponsors of this event: *Sullivan Eastern and Smith, Kesler & Company*.

The S&RM meeting did not disappoint. Our S&RM Committee, led by Wes Sells, has truly done a tremendous job building this committee into an important arm of our association. Our guest speaker, Tom Wilder, from the NCDOL, had a very informative presentation on the new Silica standard and rules as well as additional OSHA updates. The Membership Social was 1st class also. What else would you expect from Chris Sellman. If you have not attended one recently, I encourage you to do so soon and bring a fellow contractor. Our guest speaker, Jay Wilkerson with Conner Gwyn Schenck, PLLC provided insight about the new Silica rules as well as recent changes to the corporate tax laws.

The Spring Conference will soon be here!! I look forward to seeing each of you at the Wild Dunes Resort in Isle of Palms, SC on April 19-22. If you have not registered yet, I encourage you to do so today. You do not want to miss out on visiting with fellow NUCA members as well as listening to some great speakers, such as Misty Wise with SC811, Howard Mavity with Fisher & Phillips, PLLC, Robby Jones with Workplace Safety Solutions, Bill Hillman with NUCA National, and Jay Wilkerson with Conner Gwyn Schenck. Not to mention, the Safety Application finalists presenting their safety programs. What a list!! The will truly be a great experience for all.

As I close, I appreciate the support that I have received from each of our members over the past several months and I am excited about continuing the success established by the past presidents. I look forward to seeing everyone in Charleston at the Spring Conference. Safe travels.

Chris Humbert, President

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2018 Officers and Board of Directors

EXECUTIVE BOARD

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EX OFFICIO'S

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Ken Malonson—Garney Construction

(Underground Damage Prevention Review Board)

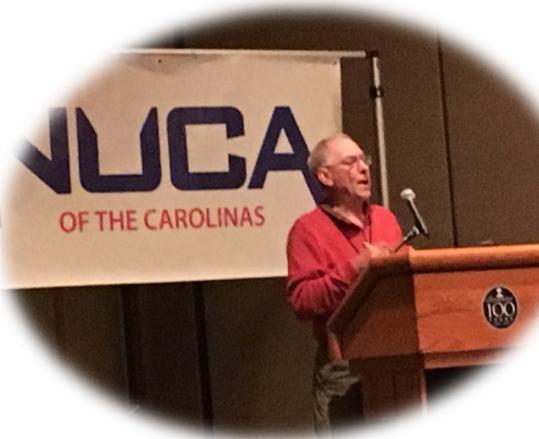
Kevin Cripps—Gen3 Energy Solutions

(NUCA National)



MEMBER NEWS!

Congratulations to Bradford Barringer



Congratulations to our very own, Bradford Barringer, who received the **"PAST PRESIDENTS AWARD FOR LIFETIME ACHIEVEMENT"** from the NATIONAL AGC.

The award honors an AGC member who has demonstrated, over an extended period of time, extraordinary commitment to AGC and the construction industry. Selection criteria is based on:

- *Leadership roles within AGC
- *Leadership positions within the industry
- *Community Service
- *Skill, Integrity and Responsibility

CONGRATULATIONS TO T.A. LOVING COMPANY

T.A. LOVING COMPANY IS 1 OF 2 FINALISTS
FOR THE NUCA NATIONAL "TOP JOBS"
AWARD IN THE CATEGORY FOR
"SANITARY SEWER/STORM DRAINS"

The FINALIST will be voted on at the NUCA CONVENTION
March 6-9/San Antonio, TX

Safety & Risk Management



The S&RM Committee met on February 8th in Raleigh with Tom Wilder, NCDOL— The New Silica Standard

The next S&RM meeting is scheduled for May 8, 2018 @ Xylem, Inc.—Wilmington, N.C.

SOCIAL



Thanks to Sullivan Eastern (Tom Sullivan) and Smith, Kesler & Company (Chris Sellman) for hosting the S&RM Meeting and Social at the Triangle Shooting Academy in Raleigh.



Chris Sellman/Smith, Kesler & Co. and Jay Wilkerson/Conner Gwyn Schenck shared information on the new tax laws and enforcement of the Silica Laws.



A WORD FROM BRAD

Just in case you haven't heard there is chatter about opening up our One Call law for some changes. To me that's like opening up the United States Constitution for amendments or maybe like opening a box of chocolates, "you never know what you're going to get". I wasn't aware of any changes I felt were worthy of opening the door to any and every thing. I called Justus for a second opinion. Justus assured me that there were some issues that had come up before the One Call Board that did indeed need some attention.

Some of the issues that have made the chatter list so far are: change "call" to "notice"; clarify the wording about the maximum length of a locate request (I didn't realize that was an issue until I pulled up the law and read that provision. I almost think a typo got by our watchful eye); remove "oral" from the notice requirement; put some teeth into enforcement by providing legal, administrative, website and Per Diem support to the Damage Prevention Resolution Board. Also there is some talk about inflated and fraudulent damage claims.

The bright side of opening up the law is that there seems to be strong support for the consensus process. If consensus is followed there should be nothing to fear BUT even if consensus is followed it may not prevent lobbyist from trying to get stuff tacked on.

The technical changes should be an easy shot but money for the DPRB in a short session may not fly. Justus will keep an ear and an eye open and hopefully sound the alarm if a march on the Capital is needed.

Brad



NUCA National offers many Toolbox Talks for your convenience. They are available in both English and Spanish.

Go to www.nuca.com and click on the "Safety" tab—scroll down to the bottom for the Toolbox Talks. If you don't have a log in for NUCA National and need help getting one please call: Kimberly Carter—Kim @ nuca.com or call 703-358-9300

NUCA OF THE CAROLINAS SCHOLARSHIPS

Scholarship applications for the 2018 Scholarships are due March 31st.

For application go to www.nucacarolinas.org

NUCA NATIONAL SCHOLARSHIP OPPORTUNITIES

Any high school senior whose parent or legal guardian is employed by a NUCA member company in good standing at the time of the application deadline may apply. This includes dependents of employees of NUCA members, high school student employees of NUCA members, and dependents of NUCA Chapter Executive Directors.

For applications visit www.nuca.com - Education

D.A. Foster Memorial Scholarship

\$8,000 award (\$2,000/year over four years)

NUCA \$4,000 Scholarship

\$4,000 award (\$1,000/year over four years)

William & Shirley Burgett Scholarship

\$2,000 one-time award

NUCA \$1,000 Scholarship

\$1,000 award (\$500/year over two years for those enrolling in two-year programs)

Safety Ambassadors Club

NUCA National invites all members to be a member of the NUCA Safety Ambassadors club!

NUCA's Safety program is one of the best. It provides comprehensive safety services to all members!

The Safety Ambassadors Club has been around for 25 years to create a strong safety culture among the NUCA members. The program provides programs, services and information our contractors need to ensure that they stay in compliance with safety requirements and assure the safety of all employees. The Safety Ambassadors Club has demonstrated that NUCA maintains its credibility with Federal Agencies that regulate the industry and has access to policy makers when new regulations are proposed.

To become a member of the Safety Ambassadors Club go to www.nuca.com/sac

For information on Safety Training and Safety Instructors to:

<http://www.nuca.com/safety/safety-training-program-instructors/nuca-safety-instructors/>

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AND MUNICIPAL CUSTOMERS

2017 NUCA Government Affairs Accomplishments

In spite of a tumultuous and turbulent political year, NUCA's Government Affairs Department generated significant victories on behalf of NUCA members and the utility and excavation construction industry. Despite a lackadaisical and unproductive Congress, NUCA's operations generated hard-fought and measurably beneficial legislative wins. Despite being an -election year, NUCA/PAC continued to gain strength, participation, and resources. And despite a significant lack of activities on which to act, NUCA's advocacy efforts drew strong participation, motivation, and action from members, industry partners, and coalitions. The headwinds of 2017 were significant, but NUCA's government affairs still made strides.

GOVERNMENT AFFAIRS PRIORITIE'S NUCA's government affairs priorities made measurable advances in 2017 despite historic lack of productivity from Congress. Measurable advances resulted from NUCA's lobbying in infrastructure financing, workforce development, and business taxes, in addition to several regulatory streamlining victories. NUCA's lobbying and advocacy actively pursued numerous legislative priorities, the most significant of which are noted below. LEGISLATIVE NUCA's lobbying efforts won significant victories and progress on NUCA's legislative priorities. Many of NUCA's lobbying successes can be categorized as incremental progress and are too numerous to list. The most significant and apparent legislative victories are listed below:

- A NUCA-supported amendment to increase the funding for EPA's State Revolving Fund by \$250 million was adopted during the House appropriations process.
- A NUCA-supported amendment to eliminate the volume cap for water and wastewater Private Activity Bonds was offered to the Senate Tax Reform markup.
- The House of Representatives passed the REINS Act, which would significantly limit new and costly regulations.
- The House passed the Strengthening Career and Technical Education for the 21st Century Act, which will strengthen vocational and workforce training to better prepare individuals for in-demand industries like construction.
- Congress repealed the Volks Rule, which expanded the statute of limitations on OSHA's record-keeping citations.

- Congress passed tax reform, which included a number of provisions NUCA lobbied: • Lower individual and corporate tax rates • The protection of Private Activity Bonds • Easing the Estate Tax, • Retain the tax-exemption for royalty income for non-profits, • The immediate deductibility of 100% of new equipment expenses.

ADMINISTRATIVE NUCA's lobbying also contributed to significant progress on administrative and regulatory priorities despite a slow start to the Administration's staffing that created headwinds. On February 28, 2017, President Trump repealed the harmful Waters of the U.S. (WOTUS) rule, which NUCA argued would significantly interfere with the progress of infrastructure projects.

On March 16, President Trump's proposed budget would have increased the EPA's SRF funding by \$4 million. On March 24, the Trump Administration approved the permitting required for the construction of the Keystone XL Pipeline, which will create construction and supply jobs throughout the plains states. On June 16, President Trump signed an Executive Order strengthening apprenticeship programs for workforce development. On July 20, EPA announced \$2 billion in funding from the new WIFIA program, which included \$899 million in projects in NUCA member chapter areas. On August 15, President Trump signed an Executive Order to streamline the federal permitting process intended to speed up project delivery. PAC 2017 was not an election year, but that didn't stop our PAC operations from adding new members and raising funds to support candidates for Congress who support and champion infrastructure and business priorities. In 2017, the average contribution to NUCA/PAC increased by more than \$250. We added 10 first-time contributors, and the number of contributors who have given \$10,000 or more this decade increased to four. ADVOCACY Mobilizing and activating our member, industry, and coalition partners in support of our priorities is an integral part of advancing our priorities. In 2017, NUCA's advocacy activities continued its upward trajectory, strengthening our name recognition on Capitol Hill and throughout the government; forging greater bonds with industry partners; and mobilizing greater numbers behind our priorities. In 2017, NUCA's advocacy sent more than 200 different letters to lawmakers, undeniably supporting our priorities and contributing to our legislative and administrative victories. At the Washington Summit in May, more attendees and greater partner support contributed to both visiting more congressional offices and getting more meetings with Members of Congress. In its 3rd year, the August Recess Challenge gained momentum by increasing participation and meeting with more Members of Congress while Members of Congress were at home for the August Recess. The Government Relations Committee held six meetings with increased participation. COMMUNICATIONS NUCA's Government Relations department put out more communications materials in 2017 that facilitated engagement, educated members and partners, and grew awareness for our priorities. It is not good enough to win lobbying, PAC and advocacy victories; we must communicate them better internally and externally to continue momentum in a positive direction. NUCA released two all-new white papers in 2017 on the Trump Infrastructure Plan and on Workforce Development, and updated several others. Washington Summit resources were expanded to be more comprehensive, easier to understand, and provide certainty to Summit attendees. This included a new and expanded policy priorities booklet, expanded and updated preparation materials, and updated brochure. NUCA's Government Relations sent 40 newsletters to the Political Insiders and 7 membership-wide political updates on activities and action alerts generating advocacy action.

CONCLUSION NUCA's Government Affairs must continue to engage in the political process and expand membership participation. 2017 was a strong year that has set up great potential for 2018.

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- › Digital OSHA Excavation, Confined Space and Fall Protection Standards
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2018 SPRING CONFERENCE

Wild Dunes Resort, Isle of Palms, S.C.

April 19-22, 2018

HOTEL ROOMS—CALL 877-624-3654 (NUCA of the Carolinas Group)
For group rate of \$269.00/night plus 10% resort fee please call by March 15th
(Rooms are limited so call TODAY!)

FOR CONFERENCE REGISTRATION—WWW.NUCACAROLINAS.ORG

***Informative Educational Session * Safety Presentations**

***Golf *Awards *Networking**

Don't Miss out—Register Soon!!



NC/SC State UCC Conference

Harrah's Cherokee Casino Resort, 777 Casino Drive, Cherokee, NC 28719
WHEN: The Conference will begin Wednesday, May 2, 2018, with a Golf Outing,
and will conclude on Friday, May 4, 2018, at 12 noon.

BASICS:

The Conference draws attendees from both states, and typically draws 175-200 attendees from various public and private utilities and service providers such as locating, construction, and design companies. Speakers and attendees will congregate in the Oak Room for various presentations on Protection of Utilities, Work Zone Safety, Design/Build, and Damage Prevention. Vendors will exhibit their products and services in the Pre-function area. A locator training class will also be offered in the Ash and Beech Rooms. Space is limited on the number of participants. Professional Engineers can earn PDH credits for some of the presentations.

REGISTRATION: \$80 per attendee (\$90 after April 4, 2018); Spouse is \$60 (\$70 after April 4, 2018.)
Registration includes the Reception, all Breakfasts, Breaks, and the Thursday Dinner meal.

LODGING:

Blocks of rooms have been reserved for attendees at: (Deadline for room reservations is April 15th!)
Harrah's Cherokee Casino Resort Reservations: (828) 497-7777
777 Casino Drive., Cherokee, NC 28719 Registration Code is: S05NCUC
Check-in Time: After 4 pm - Check-out Time: By 11 am
Front Desk and Bell Staff will be happy to provide luggage storage.

Rate: \$109. (valid 5/1/18 – 5/3/18) A credit card or deposit of one night's stay is required.
A 72 hour cancellation policy applies on individual guestroom reservations. Rates are based on single or double occupancy
Plus 10.5% combined state, local occupancy tax. (note-subject to change without notice)

GOLF OUTING:

4-man Captain's Choice Tournament Wednesday, May 2, 2018,
at Sequoyah National Golf Course, 79 Cahons Road, Whittier, NC 28789. Tee Time 12:30 pm.

Conference Registration go to: ncucc.org/ncscucc.html

WASHINGTON SUMMIT



NUCA'S Premier Government Affairs Event May 22-24, 2018

Registration is open at www.nuca.com/Events
Hotel Rooms are limited—make yours today by calling:
Holiday Inn Capital—877-572-6951—Group Code is NU7



2017 Meeting with
Congressman David
Rouzer

Training Opportunities



COMPETENT PERSON FOR EXCAVATION SAFETY OPEN ENROLLMENT TRAINING SESSIONS FOR 2018

CHARLESTON	BURLINGTON	RALEIGH	CHARLOTTE	MANASSAS
3/1/2018	3/8/2018	3/15/2018	3/22/2018	3/29/2018
4/5/2018	4/12/2018	4/19/2018	4/26/2018	4/5/2018
5/3/2018	5/10/2018	5/17/2018	5/24/2018	5/31/2018
6/7/2018	6/14/2018	6/21/2018	6/28/2018	6/7/2018
7/5/2018	7/12/2018	7/19/2018	7/26/2018	7/5/2018
8/2/2018	8/9/2018	8/16/2018	8/23/2018	8/30/2018

*Confined Space for Construction, Confined Space for General Industry, OSHA 10 Hour and additional course offerings can be provided upon request.

Train The Trainer Event

Competent Person Training (CPT Confined Spaces in Construction (CSE-C)

March 20th, 21st, 22nd 2018

Location: Hilton Wilmington Riverside

301 NORTH WATER STREET

WILMINGTON, N.C. 28401



PROFESSIONAL TRAINING TEAM

- Top-notch training from an industry leader
- Courses led by a team of certified trainers



MULTILINGUAL COURSES

- English
- Spanish
- French



SAFETY IS OUR TOP PRIORITY.

We are United in our commitment to live and work safely.

We will achieve our purpose by being:

- United in safety
- Focused on our customers
- Responsible to our communities
- Driven by employees

WHAT IS TRAIN THE TRAINER?

These courses train and equip individuals to conduct Competent Person and Confined Spaces in Construction training for their employees. Each attendee receives the United Rentals program to use in their company safety training program.

BASIC INFORMATION

1. Materials Included
 - a. Flash media presentation for each topic
 - b. Instructor Manual
 - c. Pocket Penetrometer (CPT Only)
 - d. Field Resources
 - e. Darby Patrick Video (CPT Only)
 - f. Wallet Card Certificate of attendance
2. Each class takes approximately 1.5 days.
3. Kits materials (CPT/CSE-C Instructor Manuals, laminated tri-fold covering CPT/CSE-C highlights; OSHA 1926 Subpart P Excavation Std. & OSHA 1926 Subpart AA. Confined Space Std. condensed field manuals) are sold separately by course for internal training in quantities of (50).
4. Group dinner offered to attendees on the first night of the class.

**Ability to take just one class or both classes.

**Day one of each course is spent taking a deep dive into the OSHA standards for each subject and supporting material. Day two is dedicated to the navigation of the presentation and the delivery of the content.

**Each participant will be able to take portions of what they have learned and present it to the rest of the class for coaching and development.

**You will need to bring your own laptop to the class for presentation purposes

Train The Trainer Classes are Private Classes, scheduled specifically to accommodate your needs & schedule. Please contact Richard Overman at (980) 721-5080 or roverman@ur.com to discuss scheduling a class or discuss additional details.

Classes can be held at your facility, URTS facility or neutral facilities.



ADDITIONAL ALTERNATIVE OFFERINGS

- United Rentals Instructor led class offerings
- Safety Meeting/Toolbox Talks
- Jobsite Talks
- Annual Safety Meeting Participation
- Jobsite Consultation
- Trench Safety Equipment Training
- Confined Space Equipment Training
- Pipe Testing Equipment Training

COURSE CREDIT

These course hours may contribute to recertification points for safety certifications issued through the Board of Certified Safety Professionals. For verification please contact BCSP directly at 217-359-9263 or through their website at www.bcsp.org.

United Academy

powered by United Rentals

UnitedAcademy.ur.com | 844.222.2345

Contact: **Richard J. Overman** 

Region Product Development Manager United Rentals Inc. / Trench Safety

(980) 721-5080 [<roverman@ur.com>](mailto:roverman@ur.com)

 **United Rentals**[®]

TRENCH SAFETY 

The Underground Equipment Specialist[®]

Train the Trainer

Competent Person Training (CPT) / Confined Spaces in Construction (CSE-C)



COMPETENT PERSON TRAINING (CPT)

United Rentals offers Competent Person Training seminars designed for all employees involved in trenching work, including job foremen, job superintendents, engineers and any personnel involved in underground projects.

According to OSHA 29 CFR 1926 Subpart P, every excavation must have a designated Competent Person to manage the safety aspects of the site. To properly carry out Competent Person responsibilities, this individual must have training in, and be knowledgeable of, soil analysis, the use of protective systems and the requirements of the standard.

Additional responsibilities include identifying existing and predictable hazards in the work environment and possessing the authority to take prompt corrective action.

COMPETENT PERSON TRAINING TOPICS

- Introduction to Trench Safety
- The OSHA Excavation Standard
- Competent Person Responsibilities
- Sloping, Shoring, Shielding Guidelines
- Protective Systems Options
- Soil Analysis
- Job Planning



CONFINED SPACES IN CONSTRUCTION (CSE-C)

United Rentals offers Confined Spaces in Construction training designed for all workers who may enter, supervise entry or be adversely affected from confined spaces.

Our training courses are designed to help workers identify any potential hazards associated with a confined space. The course addresses OSHA 29 CFR 1926 Subpart AA standards and requirements including the duties and responsibilities for an Authorized Entrant, Attendant, Entry Supervisor and Rescue Personnel.

CONFINED SPACE TRAINING TOPICS

- Identify Permit Required Confined Space
 - Use of Gas Monitoring Equipment
 - Proper Ventilation of Confined Space
- Duties of Supervisors, Entrants and Attendants
 - Alternate Entry Procedures
- Permit Requirements for Confined Space

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Contact: **Richard J. Overman** 

Region Product Development Manager

United Rentals Inc. / Trench Safety

(980) 721-5080 <roverman@ur.com>

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TRENCH SAFETY 

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Save the Dates

NUCA NATIONAL

- | | |
|--------------------|--|
| March 6-9 | NUCA Convention
San Antonio, Texas
Visit www.nuca.com to register |
| April 16-20 | NUCA's Train the Trainer
Coppell, Texas
Visit www.nuca.com to register |
| May 22-24 | 2018 Washington Summit
Visit www.nuca.com/summit to learn
More, register and book a room |
| June 18-23 | Trench Safety Stand Down (Info to come) |

NUCA OF THE CAROLINAS

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|--------------------|--|
| March 31 | Scholarship Applications Due |
| April 19-21 | Spring Conference/NUCA of the Carolinas
Grand Dunes Resort/Isle of Palms, SC
Visit www.nucacarolinas to register |
| May 8 | Safety & Risk Management Meeting
Xylem, Inc., Wilmington, N.C. |
| June 18-23 | Trench Safety Stand Down (Info. to Come) |
| July (TBD) | NUCA Open
Sedgefield Country Club, Greensboro |
| August 8 | S&RM Meeting
Charlotte, N.C. |