



THE VOICE OF OHIO'S HIGH-TECH CHEMISTRY COMMUNITY...
MAKING A BETTER WORLD FOR ALL OHIOANS.

JENN KLEIN, PRESIDENT

Board of Directors

Chair – Hadley Stamm
PPG

Vice Chair – Heather Rutz
Cenovus Lima Refinery
Treasurer – Chuck Almroth
Jones-Hamilton Company
Past Chair – Rich Rogers
Covestro

Joseph Bianco
INEOS Nitriles
Lee Bowers
RPM International
James Bull
Capital Resin Corporation
Joseph Bush
Solvay
Fernando Carvalho
Ashland
Ben Caudill
Kraton Polymers
Mike Flaherty
Emery Oleochemicals
Zach Fries
McGea
Jennifer Harrington
DuPont
Steel Hutchinson
GFS Chemicals
Jonathan Kammerer
Americas Styrenics
Kyle Kohlhaas
Dover Chemical Corporation
Matthew O'Connor
Zaclon LLC
Rob Paxton
Shepherd Chemical Company
MJ Rea-Jordan
Univar Solutions
Terry Snell
BASF
Vacant
The Lubrizol Corporation

November 13, 2023

Ohio Chemistry Technology Council Testimony In Opposition to House Bill 205

Chairman Reineke, Vice Chairman McColley, Ranking Member Smith and members of the Senate Energy and Public Utilities Committee, my name is Andy Swaim. I am the Director of Government and External Affairs for the Ohio Chemistry Technology Council (OCTC). Thank you for the opportunity to provide testimony in opposition to House Bill 205.

OCTC is the leading advocate for Ohio's chemistry industry. Ohio is the third largest chemical manufacturing state in the country. The chemistry industry in Ohio employs more than 40,000 people, pays an average annual wage of over \$100,000, and contributes more than \$31 billion to the state's economy.

The OCTC represents manufacturers that have the utmost regard for the safety of our facilities, especially the employees and contractors who work in and around our sites. The environmental, health, and safety protocols at our members' facilities are robust, and our members work tirelessly to continuously improve the checks and balances that keep all our workers safe. The potential consequences of unsafe work practices at our facilities are severe, and thus we take all conversations about worker safety very seriously.

HB 205 unfortunately falls short of making any changes that would improve worker safety at Ohio's refineries. While OCTC is supportive of apprenticeship programs as an excellent pathway to develop skills and safety training in the construction trades, apprenticeship is not the only route to develop those important skills. The 80% hiring requirement for apprenticeship workers in this bill would effectively push out a significant portion of qualified skilled tradespeople from being eligible for contracts at these facilities.

For instance, an individual with 10 years of heavy industry construction experience would likely be favored by our members over a first-year or second-year apprentice, however, under the bill that 10-year veteran could only legally make up 20% of the total workforce. OCTC is concerned that this will considerably shrink our potential workforce by immediately disqualifying many highly skilled workers based on arbitrary quotas that have no demonstrated benefits to worker safety or performance.



THE VOICE OF OHIO'S HIGH-TECH CHEMISTRY COMMUNITY...
MAKING A BETTER WORLD FOR ALL OHIOANS.

JENN KLEIN, PRESIDENT

It is vitally important that Ohio's refineries have the ability to hire the safest and most qualified workforce when they enter into contracts for maintenance and construction work at their facilities. Currently, these contractors are scrutinized on their safety and performance records, their training practices, and the skills and safety training of every member of their workforce. The processes put in place over the long history of petroleum refineries has directly resulted in a nearly 10-fold reduction in OSHA recordable incident rates in the past 25 years, making petroleum refining one of the safest industry sectors, even when compared with other manufacturing operations.

OCTC is also concerned that this bill could provide a slippery slope impacting the Ohio manufacturing industry at large. Versions of this bill have been seen in other states that include a much broader swath of industries than just petroleum refining. OCTC believes that if this bill were to be expanded to include other manufacturers, the impacts would put even more downward pressure on our current workforce challenges. The need for workers in the skilled trades in the manufacturing sector cannot be overstated. If a bill like this were to be expanded, many of our members would be put in a position to have to sever contracts with existing contractors and be forced to find apprenticeship workers to comply with these provisions. This could have devastating impacts on not only those displaced workers, but also on our manufacturers who are already struggling to attract and retain these highly skilled individuals at a time with significant workforce shortages and high demand for construction services.

HB 205 will substantially damage the ability of Ohio's refineries to find skilled workers for their construction and maintenance projects, and the bill will set harmful precedents in Ohio's labor laws. As such, OCTC respectfully requests that the committee not advance this legislation. Thank you for the opportunity to submit testimony on this measure. I am happy to answer any questions you may have.