

NOTICE OF MEETING AND AGENDA
OF THE INDUSTRIAL COMMISSION OF ARIZONA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Industrial Commission of Arizona and to the general public that the Industrial Commission of Arizona will hold a meeting open to the public on **Thursday, April 27, 2017, beginning at 1:00 p.m., at 800 West Washington, Phoenix, Arizona. For agenda items one, two and three, the meeting will be held in the first floor Auditorium. For the remaining agenda items, the meeting will be held in Conference Room 308.** Members of the Industrial Commission will attend either in person or by telephone conference call, or by video conference. The Commission may vote to hold an Executive Session for the purpose of obtaining legal advice from the Commission's attorneys on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3). The Executive Session is not open to the public. This agenda is subject to change up to 24 hours prior to the meeting. The Commission Chair reserves the right to change the order of the items on the agenda, except for matters set for a specific time.

The agenda for the meeting is as follows:

1. Call to Order.
2. Public Hearing to accept comments and other information regarding the 2017-2018 Arizona Physicians' and Pharmaceutical Fee Schedule (Fee Schedule) established under A.R.S. § 23-908(B).

3. Approval of Minutes of April 6, 2017 and April 13, 2017 Regular Meetings and April 6, 2017 Executive Session Minutes.

4. Consent Agenda:

All items following under this agenda item are consent matters and will be considered by a single motion with no discussion unless a Commissioner asks to remove an item on the consent agenda to be discussed and voted on separately. The Commission may move into Executive Session under A.R.S. § 38-431.03(A)(2) to discuss records exempt by law from public inspection. Legal action involving a final vote or decision shall not be taken in Executive Session. If such action is required, then it will be taken in General Session.

a. Approval of Proposed Civil Penalties Against Uninsured Employers.

1. 2C16/17-0778 Azelite Logistics, LLC, dba Moving Buddies
2. 2C16/17-1937 Brute Machinery Independent, LLC, fna Baker Machinery, Inc.
3. 2C16/17-1234 Legacy Mortgage and Investment Corporation, dba Legacy Lending USA
4. 2C16/17-1161 Triscape Landscaping and Sprinklers, L.L.C.
5. 2C16/17-1573 Woodys Tire Center Inc.

b. Approval of Requests for Renewal of Self-Insurance Authority.

1. ABF Freight System, Inc.

2. MTD Southwest, Inc.
3. The Home Depot, Inc.

5. Discussion and Action of Arizona Division of Occupational Safety and Health Proposed Citations and Penalties.

Desert Floor Coatings, Inc
Far West Supply, Inc.

6. Discussion, Action, and Potential Resolution regarding Proposed Rulemaking to A.A.C. R20-5-602 to adopt the revised Federal Occupational Safety and Health standards included in Final Rule titled “Walking-Working Surfaces and Personal Protective Equipment (Fall Protection Systems).”

7. Discussion, Action, and Potential Resolution regarding Proposed Rulemaking to A.A.C. R20-5-601 and A.A.C. R20-5-602 to adopt the revised Federal Occupational Safety and Health standards included in Final Rule titled “Occupational Exposure to Respirable Crystalline Silica; Correction.”

8. Discussion, Action, and Potential Resolution regarding Proposed Rulemaking to A.A.C. R20-5-601 and R20-5-602 to adopt the revised Federal Occupational Safety and Health standards included in Final Rule titled “Occupational Exposure to Beryllium”.

9. Discussion and/or action regarding Industrial Commission goals, objectives and key initiatives for 2017. This Agenda Item may include discussion regarding the Commission budget and review of Division, Department, and Section specific objectives.

10. Announcements, Scheduling of Future Meetings and Retirement Resolutions.

11. Public Comment.

This is the time for the public to comment on issues within the jurisdiction of the Commission. The Commission Chair has the authority to impose reasonable time, place and manner restrictions on those that wish to speak. Time permitting, each presentation may be limited to one person per organization. Unless the item is specifically respond identified on this agenda, pursuant to A.R.S. § 38-431.01(H), members of the Commission may not discuss or take legal action on any matter raised by a public comment, except that the Commission may to criticism made by those who have addressed the public body, may ask staff to review the matter, or may ask that the matter be put on a future agenda.

The Notice of Meeting and Agenda is posted in the first floor lobby of the Phoenix Office of the Industrial Commission, 800 West Washington Street, Phoenix, Arizona 85007. A courtesy copy of the Notice of Meeting and Agenda is posted in the first floor lobby of the Tucson Office of the Industrial Commission, 2675 East Broadway Boulevard, Tucson, Arizona 85716.

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Persons with a disability may request a reasonable accommodation by contacting Commission Secretary Kara Dimas in the Office of the Commission Director at (602) 542-4411. Requests should be made as early as possible to allow time to arrange the accommodation.

Dated this 24th day of April, 2017.

INDUSTRIAL COMMISSION OF ARIZONA
Kara Dimas, Commission Secretary