

NOTICE OF MEETING  
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, May 28, 2009, beginning at 1:00 p.m.**, in the Commission's Auditorium located on the first floor, 800 West Washington, Phoenix, Arizona. Members of the Industrial Commission will attend either in person or by telephone conference call. Pursuant to A.R.S. §§38-431.03(A)(3) and/or (4), the Commission may meet in Executive Session to discuss any of the following items. 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 Chairman 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. (Chairman Delfs)
2. Public Hearing to accept comments and other information regarding the 2009-2010 Physicians' and Pharmaceutical Fee Schedule pursuant to A.R.S. §23-907(B). During this hearing, the Commission may also discuss the fee schedule and information relevant to the annual update.

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3. Approval of Minutes of May 21, 2009 Meeting.
4. Discussion & Action of Proposed Civil Penalties Against Uninsured Employers.

2C08/09-1080	Casa de los Abuelos Dos, LLC
2C08/09-1446	Exit Productions, Inc. dba Exit 7 Sports Bar
2C07/08-2217	Vahid N. Hamidi, D.D.S. dba Smile Reflections aka Smileworks
2C08/09-1598	Pierre Langue, a single man dba Architectural Wood Interiors Inc.
5. Discussion & Action of Final rulemaking regarding the following rules in A.A.C. Title 20, Chapter 5, Article 4, Arizona Boilers and Hot Water Heaters: A.A.C. R20-5-401, R20-5-402, R20-5-403, R20-5-404, R20-5-405, R20-5-406, R20-5-407, R20-5-408, R20-5-410, R20-5-411, R20-5-412, R20-5-413, R20-5-415, R20-5-416, R20-5-417, R20-5-418, R20-5-419, R20-5-420, R20-5-429, R20-5-430, R20-5-431, R20-5-432.

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6. Discussion & Action of Final rulemaking regarding the following rule in A.A.C, Title 20, Chapter 5, Article 6, Occupational Safety and Health for Construction and General Industry: A.A.C. R20-5-602.

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7. Discussion & Action of OSHA Proposed Citations & Penalties.

Arizona Public Service Company
Bowles Contracting Inc. dba Wall Tech
Red Star Plumbing LLC
Coreslab Structures Arizona Inc.
Euro Med Foundation
S Diamond Steel Inc.

8. Discussion &/or Action regarding Operations of the Industrial Commission.
9. Discussion &/or Action regarding Legislation.
10. Discussion &/or Action regarding Industrial Commission of Arizona, for Itself and as Trustee for the Special Fund of the Industrial Commission of Arizona; and the Special Fund of the Industrial Commission of Arizona, Petitioners, v. Dean Martin, Arizona State Treasurer, in his official capacity; Janice K. Brewer, Governor of the State of Arizona, in her official capacity, Respondents. The Commission may move into Executive Session under A.R.S. §§38-431.03(A)(3) and (A)(4) for Discussion and Consultation with the Attorneys of the Public Body regarding Pending Litigation or Settlement Discussions in order to resolve Litigation. 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.

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11. Announcements.
12. Public Comment.

This is the time for the public to comment on issues within the jurisdiction of the Commission. The 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 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 respond 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.

A copy of the agenda and agenda background material provided to Commission members (with the exception of material relating to possible executive sessions) is available for public inspection at the Commission's Office, Room 307, Industrial Commission Building, 800 West Washington, Phoenix, Arizona. The Notice of Meeting with Agenda is also posted in the lobby of the Tucson Office of the Industrial Commission, 2675 E. Broadway, Tucson, AZ 85716-5342.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter or using the TDD, by contacting Executive Secretary Teresa Hilton 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 22<sup>nd</sup> day of May, 2009.

INDUSTRIAL COMMISSION OF ARIZONA  
Teresa Hilton, Commission Secretary