

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, June 16, 2011, beginning at 1:00 p.m.**, in Conference Room 308, 800 West Washington, Phoenix, Arizona. Members of the Industrial Commission will attend either in person, 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 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. Approval of Minutes of June 2, 2011 Meeting.

General & Executive Sessions

3. Discussion & Action regarding Enforcement of the December 16, 2010 OSHA Directive on Residential Fall Protection.

4. Discussion & Action of Request for Lump Sum Commutation.

Adan Martinez #20060-050416

5. Discussion & Action of Resolution Appointing Custodians of Record.

Victoria Feaster
Cherry Neumann
Belia Herrera
Yoko Lozano

6. Discussion & Action of Requests for Renewal of Self-Insurance Authority.

Safeway, Inc.
Target Corporation dba Target Stores, Inc.
Unisource Energy Corporation
Wal-Mart Associates, Inc.

7. Discussion & Action of Proposed Civil Penalties Against Uninsured Employers.

2C10/11-0771 Espamex, LLC dba El Mariachi Gaucho
2C10/11-1200 Flexeco, Incorporated dba Flex
2C10/11-0509 SS Quality Fuels, LLC
2C10/11-1684 Chazen Enterprises, L.L.C. dba Smok'n Joe's
Roadhouse, L.L.C.

8. Discussion &/or Action of A.R.S. §23-1041(E) to Adopt the Maximum Average Monthly Wage under A.R.S. §23-1041(D)(8) for Calendar Year 2012.

9. Discussion and/or Action regarding United Food & Commercial Workers Local 99, et. al, v. Jan Brewer, in her capacity as Governor of the State of Arizona, et al., U.S. District Court case number 2:11-cv-921-PHX-SRB. 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.

10. Discussion & Action regarding 2011-2012 Physicians' and Pharmaceutical Fee Schedule pursuant to A.R.S. §23-908(B).

11. Discussion &/or Action regarding Legislation.
12. Discussion &/or Action regarding Budget and Operations of the Industrial Commission.
13. Announcements and Scheduling of Future Meetings.
14. 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 13th day of June, 2011.

INDUSTRIAL COMMISSION OF ARIZONA
Teresa Hilton, Commission Secretary