

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 **Wednesday, September 24, 2014, 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 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 meetings. 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 Parker)
2. Approval of Minutes of September 18, 2014 Regular Meeting and Executive Session.
3. 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. 2C13/14-0724 A-1 Advantage, Inc. dba A-1 Advantage Garage Door
2. 2C13/14-1841 Advance Auto Center, L.L.C. dba Advance Auto Repair
3. 2C13/14-1243 Atlacat, LLC
4. 2C13/14-1153 Empire 1<sup>st</sup> Kirby Company, LLC
5. 2C13/14-1375 Lovecare Co.

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

1. Freeport-McMoran Inc.
  2. Quiktrip Corporation
  3. Van Tuyl Group, Inc.
4. Discussion and/or Action regarding Residential Fall Protection and Federal OSHA's Notice of Initiation of Proceedings to Reject State Initiated Plan Change No. 133, and Reconsider Arizona's State Plan Authority under Section 18(e) of the Occupational Safety and Health Act. The Commission may move into Executive Session under A.R.S. §§ 38-431.03(A)(3) and (A)(4) to consult with its attorneys to obtain legal advice and to

consider its position and instruct its attorneys regarding pending or contemplated litigation.

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5. Discussion and Action Regarding Industrial Commission of Arizona's Substantive Policy Statement Published in the Arizona Administrative Register on December 30, 2011 Regarding ADOSH Guidance Document 2011-11 Relating to General Enforcement Policies and Procedures for Conducting Inspections Related to Fall Hazards in Residential Construction.
6. Discussion and Action and Potential Resolution regarding proposed rulemaking to A.C.C. R20-5-601 and A.A.C. R20-5-602 to adopt Federal Occupational Safety and Health rule amendments related to cranes and derricks in construction, 29 CFR 1910, and electric power generation, transmission, and distribution in both construction, 29 CFR 1910, and general industry, 29 CFR 1926.
7. Discussion and Action of Arizona Division of Occupational Safety and Health Proposed Citations and Penalties.  

Fuels, L.L.C.  
Arizona Hay Press, LLC
8. Discussion and Action of New Employment Agency License Application.  

Gary Recchion dba Recchion and Associates
9. Announcements and Scheduling of Future Meetings.
10. 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.

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 22<sup>nd</sup> day of September, 2014.

INDUSTRIAL COMMISSION OF ARIZONA  
Kara Dimas, Commission Secretary