1. **Call to Order:**

At 1:00 p.m. on November 21st, 2024, the meeting of the Advisory Council for the Division of Industrial Relations (DIR) was called to order by Chairman **Paul McKenzie**. Roll Call was taken by Heather Wilson.

**Maureen Otsby**, **Jeff Seavey**, and **Susan Martinez** attended via Webex. **Robert Benner** and **Paul McKenzie** attended in person at the Carson City Office. It was determined a quorum was present.

DIR staff present at the Las Vegas Office were **Victoria Carreon, Jodi McCollins**, **Todd Schultz**, **Christopher Eccles, and Heather Wilson**. **Jodie Tonkin**, **William Gardner**, **Michael Rodrigues,** **Eric Hall**, and **Rodney Neils** attended via the Carson City Office. **Sam Taylor** attended via WebEx.

1. **Public Comment on Items to Which Action May be Taken**

No items for public comment were raised.

1. **Approval of Meeting Minutes of Previous Meeting – July 10th, 2024**

Motion to approve from **Robert Benner** and was seconded by **Jeff Seavey**. The motion was approved unanimously.

1. **Division of Industrial Relations Activity Update**
   1. *Administrator’s Update – Victoria Carreon*

Administrator Carreon started the session with FY 2025 Updates which included the DIR Office relocation, implementation of approved key regulations by the Legislative Commission, OSHA & SCATS meeting Federal OSHA goals for FFY 2024, outreach efforts and a meeting with the Acting Labor Secretary.

* 1. *Deputy Administrator’s Update – Jodie Tonkin*

Deputy Administrator Tonkin followed with an update for FY 2025 that highlighted the continuation of the CARDS Enhancement Project since the approval the year prior. Additionally, there is a positive trajectory of the improvement of employee retention with the current vacancy rate of 5.1%.

* 1. *Mechanical Compliance Section-MCS – Jodie Tonkin*

Deputy Administrator Tonkin provided the MCS FY 2025 Updates which started with the position of Chief Administrator Officer for the MCS section is vacant and interviews are being conducted. In other updates, MCS recruited two female Elevator Inspectors and one Elevator Supervisor, a new electronic payment program for Elevators and Boilers/Pressure Vessels, The Compliance Engine contract was approved, and current evaluation of the database currently utilized for Boiler Compliance.

* 1. *Mine Safety and Training Section- MSATS – Rodney Neils*

Chief Administrative Officer, Rodney Neils, provided the MSATS FY 2025 Update, which included participation in the 2024 International Mine Expo and the 2025 Western District Safety and Health Conference, completion of 67% of programmed inspections for FY 2025, and to-date, the completion/provided over 1500 technical assistance and consultations.

* 1. *Occupational Safety and Health Administration-OSHA – William Gardner*

Chief Administrative Officer, William Gardner, provided OSHA’s FY 2025 Updates, which included highlights that OSHA surpassed the state’s annual goal of inspections, the federal benchmark for time to initiate compliance inspections, and the benchmark for federal time to initiate letters of inquiry. In addition, CAO Gardner reported that over 42,000 employees were removed from hazards this fiscal year. OSHA initiated a partnership with CCSD Career and Technical Education Program and conducted a joint process safety management training with California, Washington, and Oregon OSHA/NDEP’s Chemical Accident Prevention Program Unit.

* 1. *Safety Consultation and Training Section-SCATS – Todd Schultz*

Chief Administrative Officer for SCATS, Todd Schultz, provided SCATS’ FY 2025 updates, starting with the announcement that SCATS had achieved all the federal and state goals for 2024. Moreover, SCATS conducted 200 visits, identified over 1,000 serious hazards, removed over 5,800 employees from hazards, provided 245 hours of training with 1,500 participants, and various successful outreach events.

* 1. *Workers’ Compensation Sections-WCS – Jodi McCollins*

Chief Administrative Office, Jodi McCollins, provided WCS’s FY2025 updates, which included hosting the 12th Annual Workers’ Compensation Educational Conference, conducting WCS Outreach, bringing over 60% of non-compliant employers into compliance with workers’ compensation coverage requirements, completing over 100 five-year audits, providing training on regulation changes and workers’ comp training to the public, and working to address a 23% increase in Benefit Penalty complaints.

1. **Regulations Update**
   1. Executive Order 2023-008 (Rodney Neils)
      1. R026-23AP – Revisions to Mine Safety and Health NAC 512- approved by the Legislative Commission on 9/13/2024.
   2. Implementing Legislation (Jodi McCollins)
      1. R076-23AP – Workers’ Compensation | Implementation of SB274 and AB244 changes from 2023 Legislative Session- approved by the Legislative Commission on 9/13/2024.
   3. Heat Regulation (William Gardner)
      1. R131-24A – Heat Illness- approved by the Legislative Commission on 11/15/2024.
      2. Federal OSHA Proposed Regulation: Heat Injury and Illness Prevention in Outdoor and Indoor Work Settings. A brief summary of this proposed regulation was provided.

There were no questions on the regulations discussed.

1. OSHA quarterly complaint reports for April – June 2024

CAO Gardner was available for any questions pertaining to this report. CAO Gardner provided insight into forklift and trenching inquiries made by attendees.

1. OSHA quarterly on violations for April – June 2024

CAO Gardner was available for any questions pertaining to this report. Seeing/Hearing no questions, the chairman moved to the next report.

1. Impact of U.S. Supreme Court decision in Loper Bright Enterprises et al. v. Raimondo, Secretary of Commerce, et al. (Christopher Eccles, Senior Division Council)

Mr. Eccles provided a summary of this Supreme Court decision and its impact on the Division. There were no questions from Advisory Council members.

1. Agenda Items for next meeting

Seeing/Hearing none, the chairman moved to the next item.

1. Possible investigations or studies to be conducted

Seeing/Hearing no input, Chairman moved to next item.

1. Public Comment:

Seeing/Hearing no comment, Chairman moved to next item.

1. Adjournment

Motion to adjourn at 2:10pm by Robert Benner and seconded by Maureen Otsby.