

DIVISION OF INDUSTRIAL RELATIONS ADVISORY COUNCIL
Minutes of the Meeting, Wednesday, January 5, 2022

1. Call to Order and Roll Call

At 10:00 a.m. on January 5, 2022, the meeting of the Advisory Council for the Division of Industrial Relations (DIR) via WebEx was called to order by DIR Administrator Victoria Carreon. Roll Call was taken by Amanda Guimont.

The board members present (via WebEx): Ian Langtry, Raymond (Rusty) McAllister, Paul McKenzie, William (Bill) Spiegel. It was determined a quorum was present.

DIR staff that were present (via WebEx): Victoria Carreon, Perry Faigin, Jeff Bixler, Todd Schultz, Brennan Paterson, Chuck Verre, William (Bill) Gardner, Christopher Eccles, David Tackitt, Jimmy Andrews, Crystle Rodriguez, Michael Rodrigues, and Amanda Guimont.

Others present (via WebEx): Don Oliver and Zack Casset, Tyler Shaw, Jerry Anderson, Lori Hoover (Controller's Office), Tristan Dressler, Haydee Meeker (Controller's Office), Jennifer Atlas, Jennifer Gaynor, John Wiles, Kanani Espinoza, Karissa Neff (Deputy Attorney General), Emily Cervi (Department of Business and Industry), Lea Case, Call-in User 2 and Call-in User 3.

2. Public Comment on items to which actions may be taken

No items for public comment were raised.

3. Selection of Chair and Vice Chair for 2022 term:

- a. Rusty McAllister nominated Paul McKenzie as Chair, seconded by Bill Spiegel. The motion was approved unanimously.
- b. Bill Stanley nominated for Vice Chair by Rusty McAllister, seconded by Bill Spiegel. The motion was approved unanimously.

4. Approval of Minutes of Previous Meeting – October 12, 2021.

Rusty McAllister made a motion to approve the minutes of the October 12, 2021 meeting as presented. Ian Langtry seconded the motion. The motion was approved unanimously.

6. Write-off Recommendations

This item was taken out of order due to time constraints. DIR Administrator Victoria Carreon spoke about delinquent debts, the total being about \$15 million. The largest portion of the debt being from Uninsured Employers' Claim Account (UECA) because of "cleanup work"; this will not have any fiscal effect or negative impact on the state. Victoria also mentioned Implementation of AB482 (Controller's Office), where a business license with the Secretary of State gets suspended if there is delinquent debt.

Rusty McAllister made a motion to approve the write-off of delinquent debts. Ian Langtry seconded the motion. The motion was approved unanimously.

5. DIR 2021 Accomplishments and Key Issues

- a. **Administrator's Updated** (Victoria Carreon)
Administrator Carreon discussed major accomplishments of 2021 and major priorities of 2022. The COVID-19 response continued to be a major focus of the Division in 2021, which will continue in 2022. The Division is embarking on a major digitization initiative in 2022.
- b. **Mine Safety and Training Section-MSATS** (Jeff Bixler)
Jeff Bixler gave an update on the Mine Safety and Training Sections inspections and training accomplishments.
- c. **Safety Consultation and Training Section-SCATS** (Todd Schultz)
Todd shared the accomplishments for SCATS.
- d. **Mechanical Compliance Section-MCS** (Brennan Paterson)
Brennan Paterson disclosed the number of permits issued by MCS and an update on procedure development.
- e. **Occupational Safety and Health Administration-OSHA** (William "Bill" Gardner)
William addressed the key issues in OSHA and mentioned the accomplishments of 2021.
- f. **Worker's Compensation-WCS** (Chuck Verre)
Chuck spoke about important meetings/conferences attended in 2021 or scheduled for 2022 and WCS positions filled.

7. Regulations Update

- a. **Mechanical Compliance Section-MCS** (Brennan Paterson)
Brennan submitted 2 regulation updates: R033-21P (related to water heaters) and R034-21P (clean up regulation). Christopher Eccles announced regulation workshop dates and encouraged public comments. R033-21P is scheduled for a workshop on 1/12/2022 and R034-21P is scheduled for a workshop on 1/13/2022.
- b. **Occupational Safety and Health Administration-OSHA** (William "Bill" Gardner)
Bill addressed 3 regulation updates: R053-20RP1 (related to heat illness), R069-20P1 (related to clean up) and R044-20RP2 (related to workplace violence).
- c. **Worker's Compensation-WCS** (Chuck Verre)
Chuck presented 2 regulation updates: R134-20I and R032-21I.

Agenda items for next scheduled meeting. (Chair)

Bill Spiegel motioned to continue remaining items on the agenda in the next meeting, which includes Items 8 through 12. Rusty McAllister seconded the motion. The motion was approved unanimously.

13. Public Comment

Jennifer Gaynor from National Elevator Industry, Inc. (NEII) had a question about regulations and the upcoming MCS public workshops.

14. Adjournment:

Motion to adjourn at 11:00 am by William Spiegel and seconded by Rusty McAllister. The motion was approved unanimously.