

DIVISION OF INDUSTRIAL RELATIONS ADVISORY COUNCIL
Minutes of the Meeting, Tuesday, October 03 ,2023

1. Call to Order and Roll Call

At 10:00 a.m. on October 03, 2023, 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 Marisa Santizo. Paul McKenzie, Jeff Seavey, Susan Martinez, Vincent Saavedra, and Ian Langtry attended via WebEx. Maureen Ostby attended in person at the Las Vegas Office. It was determined a quorum was present. DIR staff present at the Las Vegas Office were Victoria Carreon, Valerie Hall, Todd Schultz, Justin Taruc, Brennan Paterson, William Gardner, and Marisa Santizo. Rodney Neils attended the meeting at the Carson City office. Sam Taylor from the Attorney General's Office attended via WebEx.

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

No items for public comment were raised.

3. Approval of Minutes of Previous Meeting – July 11, 2023. Vince Saavedra made a motion to approve the minutes of the July 11, 2023, meeting as presented. Susan Martinez seconded the motion. The motion was approved unanimously.

4. FOR DISCUSSION: Division of Industrial Relations Activity Update

a. Administrator's Update (Victoria Carreon)

Administrator Carreon discussed how State regulations were adopted by the Legislative Commission. She also discussed that there will be three new positions and recruitment will be starting soon.

b. Mechanical Compliance Section-MCS (Brennan Paterson)

Brennan Paterson discussed some of the upcoming projects for MCS such as Fontainebleau, Formula 1, MSG Sphere, and the Durango Casino. Another major accomplishment for the Mechanical Compliance section was that changes to NAC 455C were approved in August 2023.

c. Mine Safety and Training Section-MSATS (Rodney Neils)

Rodney Neils gave an update on the Mine Safety and Training Section and discussed that staff in Winnemucca participated in the 36th Annual Nevada Safety Olympiad Competition.

d. Occupational Safety and Health Administration-OSHA (William Gardner)

William Gardner stated that Nevada OSHA adopted Federal OSHA's National Emphasis Program (NEP) on Falls and Warehousing. He also mentioned Nevada OSHA will be conducting its annual audit of casefiles to ensure objectives are being met and accountability is being maintained.

e. Safety Consultation and Training Section-SCATS (Todd Schultz)

Todd shared outreach event highlights for SCATS in 2023. Another major highlight was that SCATS partnered with Foundation for Recovery and offered a one-hour presentation that focused on mental wellness.

f. Worker's Compensation-WCS (Valerie Hall)

Valerie spoke about the success of the 11th Annual Nevada Workers' Compensation Educational conference that was held in Las Vegas. She also shared current WCS accomplishments in FY 2023 such as Employer Compliance Unit bringing more than 62% of Nevada employers without workers' compensation coverage into compliance with mandatory coverage provisions.

5. Regulations Update

a. Regulations Approved by Legislative Commission August 21, 2023

Attorney Justin Taruc discussed the regulation updates for R034-21RP2, R134-20RA, and R032-21RP3 and announced that all three regulations were approved.

b. Regulations pending with Legislative Council Bureau pursuant to Executive Order 2023-008

Attorney Justin Taruc explained that Executive Order 2023-08 was an order from Governor Lombardo that required agencies to streamline regulations. As a result, R025-23I, R026-23I, R027-23I, and R028-23I were submitted to the Legislative Counsel Bureau (LCB) to start the regulatory process. DIR's Legal department is currently working with the LCB on a final draft for these regulations.

c. Regulations being drafted

Attorney Justin Taruc discussed Workers' Compensation regulatory changes needed for the implementation of SB274 and AB244 from the 2023 Legislative Session. A draft of the proposed regulation was sent to the Legislative Counsel Bureau on September 25, 2023. For the Heat Illness Regulation, the Division held a meeting with stakeholders and are working on completing a draft.

6. Review and comments on OSHA quarterly complaint report for April – June 2023 (NRS 618.336 and NRS 232.600) (William Gardner)

No questions or comments.

7. Review of OSHA quarterly report on violations of NRS 618.375 for April - June 2023 (NRS 618.347) (William Gardner)

No questions or comments.

8. Agenda items for next scheduled meeting. (Chair)

No recommendations at this time.

9. Discussion on possible investigations or studies to be conducted (NRS 232.600). (Chair)

No recommendations at this time.

10. Public Comment (Chair)

No items for public comment were raised.

11. Adjournment:

Motion to adjourn at 10:40 am by Vince Saavedra and seconded by Susan Martinez.