

- a) 11122 W. Alabama Ave: Two employees were working on the roof of the commercial building that was approximately 10' above the ground level without a fall protection system in place. 29 CFR 1926.501(b)(1)
Div. Proposal - \$1,000.00 Formula Amt. - \$1,000.00

SERIOUS – Citation 1 - Item 3 –

- a) 11122 W. Alabama Ave: Two employees were working on a roof of a commercial building that was approximately 10 feet above the ground without training for fall protection. 29 CFR 1926.503(a)(1)
Div. Proposal - \$1,000.00 Formula Amt. - \$1,000.00

SERIOUS – Citation 1 - Item 4 –

- a) 11122 W. Alabama Ave: Two employees were using a portable ladder to access the roof of the commercial building and the ladder side rails did not extend at least three feet above the upper landing surface. 29 CFR 1926.1053(b)(1)
Div. Proposal - \$1,000.00 Formula Amt. - \$1,000.00
- TOTAL PENALTY - \$4,000.00 TOTAL FORMULA AMT. - \$4,000.00

Mr. Atencio discussed ADOSH's inspection, summarized the citation and proposed penalty, and reviewed the photographs.

Chairman Schultz checked if Mr. Weldon would like to comment. Mr. Weldon had no comment.

Commissioner Everett moved to approve the citation and proposed penalties as presented and Vice Chair Hennelly seconded the motion. Chairman Schultz, Vice Chair Hennelly and Commissioner Everett voted in favor of the motion. The motion passed.

ITC Manufacturing Co. 110 South 41st Ave Phoenix, AZ 85009 <hr/> Site Location: 110 South 41st Ave Phoenix, AZ 85009 Inspection No: CP-2022-R3853-0005 Inspection Date: March 7, 2022	Complaint Years in Business: 21 Empl. Covered by Inspection: 100
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SERIOUS – Citation 1 - Item 1a –

- a) Canopy Room: Nine employees were exposed to an exit route blocked by boxes, barrels, and stacked metal sheeting. 29 CFR 1910.37(a)(3)
Div. Proposal - \$1,600.00 Formula Amt. - \$1,600.00

SERIOUS – Citation 1 - Item 1b –

- a) Canopy Room: Nine employees were exposed to an exit which was not clearly marked by a sign. 29 CFR 1910.37(b)(2)
Div. Proposal - \$0.00 Formula Amt. - \$1,600.00

SERIOUS – Citation 1 - Item 2 –

- a) Manufacturing floor: One employee operated an Ideal machine, model and serial numbers unknown, without wearing side shields for his prescription lenses.
- b) Manufacturing floor: One employee operated an RMG machine, model and serial numbers unknown, without wearing side shields for his prescription lenses. 29 CFR 1910.133(a)(1)
 Div. Proposal - \$1,600.00 Formula Amt. - \$1,600.00

SERIOUS – Citation 1 - Item 3 –

- a) Manufacturing floor: Three employees performed work inside a burning oven, Advanced Curing Systems, model numbers unknown and serial #795912-3, that was not marked as a confined space. 29 CFR 1910.146(c)(2)
 Div. Proposal - \$4,000.00 Formula Amt. - \$4,000.00

SERIOUS – Citation 1 - Item 4 –

- a) Manufacturing floor: 15 employees performed maintenance work on an RMG machine, model and serial numbers unknown, without procedures in place to control the hazardous energy of the machine. 29 CFR 1910.147(c)(4)(ii)
 Div. Proposal - \$4,000.00 Formula Amt. - \$4,000.00

SERIOUS – Citation 1 - Item 5 –

- a) Manufacturing floor: 15 employees performed maintenance work on RMG machine, model and serial numbers unknown, without training. 29 CFR 1910.147(c)(7)(i)
 Div. Proposal - \$4,000.00 Formula Amt. - \$4,000.00

SERIOUS – Citation 1 - Item 6 –

- a) Manufacturing floor: An employee used an Ideal machine, model and serial numbers unknown, which lacked a guard on a moving part within the frame.
- b) Manufacturing floor: An employee used an RMG machine, model and serial numbers unknown, which lacked a guard on a rotating part. 29 CFR 1910.212(a)(1)
 Div. Proposal - \$4,000.00 Formula Amt. - \$4,000.00

SERIOUS – Citation 1 - Item 7 –

- a) Parts Room: Six employees exposed to oxygen cylinders stored next to acetylene cylinders. 29 CFR 1910.253(b)(4)(i)
 Div. Proposal - \$2,000.00 Formula Amt. - \$2,000.00
- TOTAL PENALTY - \$21,200.00 TOTAL FORMULA AMT. - \$22,800.00

Mr. Atencio discussed ADOSH’s inspection, summarized the citation and proposed penalty, and reviewed the photographs.

Chairman Schultz checked if anyone would like to comment. Mr. Bia had no comment.

Commissioner Everett moved to approve the citation and proposed penalties as presented and Vice Chair Hennelly seconded the motion. Chairman Schultz, Vice Chair Hennelly and Commissioner Everett voted in favor of the motion. The motion passed.

Announcements, Scheduling of Future Meetings and Retirement Resolutions.

Mr. Ashley announced the Golden Hard Hat award for the month of July was presented to the Labor Department. He met with the team and acknowledged their scorecard metrics for the fiscal year which showed progress in all of their programs but specifically wage and the earned paid sick time retaliation program, with the team running at high efficiency levels.

Chairman Schultz wanted to extend congratulation and thanks to Ms. Padgett and the team and recognize their diligence for follow-up with employers to make sure employees who deserve to be paid get paid.

Mr. Ashley noted the replacement of the Voyager IT system with the Salesforce based platform which adds efficiency and, separately, with additional personnel they are able to do a much better job.

Mr. Ashley also noted that in the north lobby is the addition of the ICA Computer Portal Room and one computer will be dedicated to walk-ins to be able to file a wage claim online. The use of the Computer Portal Room will allow the claim to be immediately added to the system to help speed the process.

Chairman Schultz noted that is a huge improvement.

Mr. Ashley commented that both the National Council on Compensation Insurance (NCCI) annual report which shows the trends for states and their work comp systems and opioid use in each state, and Mitchell Pharmaceutical Solutions' interim report, which looked at 20 states and opioid use, both indicate since Arizona's adoption of the ODG (Official Disability Guidelines) Treatment Guidelines, Arizona has the greatest reduction in opioid abuse and over prescribing.

Ms. Dimas confirmed Commission meeting dates through September 2022.

Public Comment.

There was no public comment.

Commissioner Everett moved to adjourn and Vice Chair Hennelly seconded the motion. Chairman Schultz, Vice Chair Hennelly and Commissioner Everett voted in favor of the motion and the meeting was adjourned at 1:37 p.m.

THE INDUSTRIAL COMMISSION OF ARIZONA

By


James Ashley, Director

ATTEST:


Kara Dimas, Commission Secretary