

NOTICE OF MEETING
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, January 13, 2010, beginning at 1:00 p.m.**, in the 3rd Floor Conference Room 308, 800 West Washington, Phoenix, Arizona. Members of the Industrial Commission will attend either in person, by telephone conference call, or by video conference. Pursuant to A.R.S. §§38-431.03(A)(3) and/or (4), the Commission may meet in Executive Session to discuss any of the following items. The Executive Session is not open to the public. This agenda is subject to change up to 24 hours prior to the meeting. 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 Delfs)
2. Approval of Minutes of January 7, 2010 Meeting.
3. Discussion & Action of Notice of Proposed Rulemaking regarding Amendments to A.A.C. R20-5-601 (Standards for Construction Industry) and A.A.C. R20-5-602 (Standards for General Industry) which incorporate by reference amendments to 29 CFR 1910 Subpart A, G, I, L, Z, and amendments to 29 CFR 1926 Subpart C, D, R, Z, as published in Federal Register 73 FR 75568-75589, December 12, 2009 and additional amendments to 29 CFR 1910 Subpart A, G, I, Q, as published in Federal Register 74 FR 46350-46361, September 9, 2009.

4. Discussion & Action of ADOSH Discrimination Complaint.

#09-56 Valentino Mutafov v Kids Gone Wild LLC dba Scottsdale Gymnastics
5. Discussion & Action of OSHA Proposed Citations & Penalties.

International Flora Technologies, LTD
6. Discussion & Action of Proposed Civil Penalties Against Uninsured Employers.

2C09/10-0750	Arias Lath & Stucco, LLC
2C09/10-0441	Arizona Professional Transport, LLC
2C08/09-0884	Bonifacio Lomeli & Angelita Lomeli, Husband & Wife dba Lomeli's Childcare Center
2C09/10-0452	Bryon Dinwitty & Karla Dinwitty, Husband & Wife dba The Horseshoe Café aka B&K Industries
2C09/10-0266	Desert Comfort LLC dba Desert Comfort Assisted Living Home
2C09/10-0488	Group Manufacturing Services, Inc.
2C09/10-0496	Pete Ardelean & Lucia Ardelean, Husband & Wife dba Avant One Assisted Living aka Avant One

7. Discussion & Action of Request for Renewal of Self Insurance Authority.

Catholic Healthcare West
8. Discussion &/or Action regarding Budget and Operations of the Industrial Commission.
9. Discussion &/or Action regarding Legislation.
10. Discussion &/or Action regarding Industrial Commission of Arizona, for Itself and as Trustee for the Special Fund of the Industrial Commission of Arizona; and the Special Fund of the Industrial Commission of Arizona, Petitioners, v. Dean Martin, Arizona State Treasurer, in his official capacity; Janice K. Brewer, Governor of the State of Arizona, in her official capacity, Respondents. The Commission may move into Executive Session under A.R.S. §§38-431.03(A)(3) and (A)(4) for Discussion and Consultation with the Attorneys of the Public Body regarding Pending Litigation or Settlement Discussions in order to resolve Litigation. 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. _____
11. Announcements.
12. 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.

A copy of the agenda and agenda background material provided to Commission members (with the exception of material relating to possible executive sessions) is available for public inspection at the Commission's Office, Room 307, Industrial Commission Building, 800 West Washington, Phoenix, Arizona. The Notice of Meeting with Agenda is also posted in the lobby of the Tucson Office of the Industrial Commission, 2675 E. Broadway, Tucson, AZ 85716-5342.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter or using the TDD, by contacting Executive Secretary Teresa Hilton 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 11th day of January, 2010.

INDUSTRIAL COMMISSION OF ARIZONA
Teresa Hilton, Commission Secretary