

**Jennifer Haigwood - Director's Office**

- OSHSPA Winter Meeting
  - Meeting is Tuesday and Wednesday, Feb. 7-8 in Vancouver, Washington. I will be out of the office Monday – Thursday (Feb. 6-9), and will return the office on Friday, Feb. 10.
- OFIR News Release
  - We've worked with Communications and PSIM to finalize the Calendar Year 2022 fatalities news release. A big thanks to Karen Padgett for working with Paul on revising/updating the spreadsheet.
  - Release sent out to statewide media on January 31. So far, several local media outlets have picked up the story. We anticipate the release will generate additional questions from the media.
  - Next year, we will reconsider whether issuing this release makes sense for the OSH Division. The OFIR report is already publicly available on our website, and we are able to refer any interested media to that resource.
- Additional OSH-Related Media
  - The Charlotte Observer and News & Observer continue to ask questions and seek public records regarding our inspection process.
  - The N&O will likely publish a new story this week focusing on our fatality inspection process and the timeliness of issuing citations. The reporter initially approached us regarding the Wolfsped fatality but has now broadened his inquiry.
- Heat Stress Draft Rules
  - Several of our folks have asked for an update on the heat stress rules. At this point, we are reviewing the public comments received from outside stakeholders late last year and will make a decision on our next steps shortly.
  - The next step will likely focus on revisions to the draft based on comments, then preparing to draft a required fiscal note.
- NCVIP – Interim Evaluations
  - I will be scheduling 30-minute meetings with everyone to go over performance plans and goals/measures.
- Certified Public Manager program – Nomination window is not open. Please let me know by Friday (Feb. 3) if you or one of your supervisors is interested in applying for this year's class.

**Paul Sullivan – Assistant Director's Report**

- We'll be switching the lapse report to every two weeks – and will be adding columns to note when the supervisor met with the CSHO and BC after the 90-day mark is reached on CFR cases. Supervisors will be required to include an estimated date when the file will be submitted or reviewed.

- We have several HCO trainee positions now posted. They will be initially evaluated to see if there are any fully qualified HCO candidates. If not, they will be evaluated for trainee candidates. The trick for the supervisors will be evaluating those candidates with a science degree and no safety or IH experience and hiring based on that science background and their potential to learn...as well as oral/written communication skills.

#### **Wanda Lagoe – Education, Training and Technical Assistance Bureau**

- The new Admin and Recognition Program Assistant positions (Elma and Melodie) are doing great.
- Posting Jovonah's position soon.
- We are waiting approval by the Commissioner for our Instructional Designer position.
- We have new DataChem seats available for staff.
- Jay is working on a new Hot Spot that state OSH is hiring.
- The complaint webform is now active.
- We have a potential new alliance coming soon with the Masonry Contractors Association.
- Marcy will be scheduling the annual training meeting soon for February.
- Safety Awards banquets have all been set but waiting on the sponsors to set many of the venues.

#### **Kevin O'Barr - Consultative Services Bureau**

- CSB submitted their quarterly report to Daniel in the regional office.
- Kevin continues work on a 21(d) funding formula with colleagues across the country.
- Kevin, Julie Ryan, Edgar Starnes, and Erin Wilson met with representatives of several industry groups including the HBA, NCMA, NC Chamber, and NFIB to discuss marketing CSB services. Kevin and Erin wrote an article for these groups to distribute to their membership.
- Interim meetings are 40% done.
- There were five SHARP renewals in January.
- Judith's internal audit from last year resulted in a new operating procedure for the paperless files. It will be posted to one stop in a few days.
- CSB would like to be included in any new IH equipment purchase.

#### **Beth Rodman- Agricultural Safety and Health Bureau**

- Preocc Stats: 1764 registrations; 672 inspections conducted, 493 certificates issued, 291 provisionals .
- Gold Star meeting is Thursday we have approximately 210 attending.
- ASH IT program: Meeting with vendor on 02/04/2023

- Compliance: Poultry Labor Services (submitted to BC for review); Jameson Quinn Farms (Fatality meeting scheduled for 2/13/23) employee was killed in a tobacco harvester. Bottomley Farms contested GDC for not chocking trailer.
- Staffing: 4 released, 2 in training. Will be reposting open position as applicant declined interview and other was hired in west.
- Beth will be traveling next three weeks with limited email, call if needed.
- Current meetings/groups - COVID-19 workgroup (as needed), Migrant Health and Housing (as needed), Farmworker Vaccine Plan Project Management Team Advisory Group (once per month)

#### **Anne Weaver – Planning Statistics and Information Management Bureau**

- PSIM currently has 264 disclosure requests that are releasable once processed.
- PSIM has received a disclosure request from the Charlotte Observer for all construction related fatality investigations from 2018 to the present. This will be 150+ files (to include the “no inspections”) and will take PSIM several months to process.
- PSIM (Anne) will send out an email to BC’s and SEP team leaders to set up a meeting in mid-March to discuss the development of the OSH Division’s next five year (FY 2024 through FY 2028) Strategic Management Plan. PSIM will provide information/data for the discussion of the top 25 industries with the highest DART rates. The data will reflect the number of employers and number of employees in each of these industries to help determine what the areas of emphasis will be for this upcoming 5-year cycle.
- As a result of email exchanges between Jill, Vanessa, Rory, and me regarding records that might be contained in a case file that were acquired from another public sector agency – there may be further discussions to determine if these type records need to be handled differently than our current procedure. Further discussions may need to be scheduled to include Jennifer, Paul, Nicole, and Lee to develop revised procedures for Compliance.

#### **Nicole Brown- East Compliance Bureau**

- Staffing
  - End of an era and the start of a new era today. DS Atkinson’s official last day and DS Hendrix’s official beginning in his new role as D10’s Supervisor 2/1/23. Had two luncheons for Lafayette. One on 1/20/23 with his current staff and some former CSHOs/colleagues. Had a second luncheon with all the East Compliance district supervisors, as well as former CSHOs/District Supervisors/Colleagues (Fleda, Lamont Smith and John Jaskolka).
  - On 2/20/23, CSHO Deane Mills will be returning to OSHNC – East Compliance as a SCO I in District 8, under the supervision of Katie Perry

- Will be reposting two positions in D10 where the candidates changed their minds after accepting an offer. D10 Atkinson completed the paperwork yesterday and we will get that up to the Director's office today.
  - Admin interviews completed for the Wilmington position. In the process of checking references. The first candidate did not receive a favorable reference, so they are moving to the 2<sup>nd</sup> candidate.
  - D8 received a second reference check on a selected candidate that was not favorable, and that position was reposted.
  - D7 Candidate was a no call no show for work today. The district supervisor is following up with candidate to make sure nothing has happened, but at this time, this may be a repost.
  - Current staffing: 6 of our 16 HCO positions are filled (38%), 2 of the HCOs are in training. The HCOs in training are both in HCO trainee positions. 12 of our 21 SCO positions are filled (57%), 3 of the SCO's are in training. One of the SCOs is in a SCO trainee position.
- Training
  - Participated in the OSH technical writing class last week.
- Fatality / CFR cases ongoing
  - D8 Supervisor was assigned the H&S Walls fatality. During that investigation there was information obtained/provided that the decedent was the owner of a company Kanguro Drywall, LLC. We had difficulty obtaining information and could not contact the NOK until last Friday. NOK stated husband was not working for himself but was working for H&S Walls. D8 Supervisor was advised to proceed with inspecting H&S Walls. On 1/30/23 D8 Supervisor forwarded an email with information from H&S Walls regarding paystubs (checks) made out to Kanguro in 2021. OSHNC is not disputing whether the decedent had a business, the question was whether or not he was operating under his business name at the time of his death. With the copies of the paystubs in 2021 it may be difficult for OSHNC to say he was not an employer working as a subcontractor, despite what the widow has stated. Therefore, it is our recommendation to triple zero the fatality b/c the owner, of Kanguro, was the decedent. Discussing with AD Sullivan.
  - Mainscape, Inc. informal conference was conducted on 1/30/23. They are planning to request the casefile, since we were not able to come to a settlement agreement. I will be issuing a no change letter today after drafting my IC notes. They are unwilling at this time to accept a serious citation because they believe they have sufficient information to show there was no plain indifference or intentional disregard done in this situation. After they receive the file, they are open to continue discussions for possible settlement.
  - Chad Michael Kennedy dba Kennedy's Paradise Pawn – pawn clerk killed when customer began disassembling gun and it fired. The event was reported by ME report on 9/30/22, but the actual event occurred on 1/27/22. The file is in my queue for review with a citation for failure to report. In queue for review.

- Miscellaneous
  - Will be conducting some inhouse training on Friday morning with new CSHOs that are seeking additional training.

#### **Lee Peacock -West Compliance Bureau**

- Personnel update
  - Current Status out of **58 CSHO positions** (27 Health and 31 Safety).
    - **38 released CSHOs (66%)** – 17 Health (63%) and 19 Safety (61%)
      - There are also two HCOs that were previously released SCOs. They are technically in training, but still available to do inspections, so the HCO release rate is actually 70% when including them.
    - **9 CSHO Trainees (15%)**
      - As noted above, two HCOs in training have previously been released SCOs.
    - **13 current vacancies (22%);**
    - **3 CSHOs to be fully released on 2/1**
    - **1 HCO retiring today (Chris Oberst); potentially reclassifying- will send up for posting soon.**
    - **1 SCO- Possible separation due to unavailability**
    - **1 SCO- D2 (Thomas Lyons) starting tomorrow**
    - **SCO II (Asheville) Hiring Package submitted to DO for approval 1/30**
    - **D2 Supervisor Interviews scheduled for Friday**
    - **D2 POC- Griselle Negron and Rob Maedje; will handle daily tasks until supervisor in place. CD sending all unprogrammed events with my ID**

#### **Judyth Forte – State Plan Coordinator**

- Quarterly Meeting is February 28<sup>th</sup>.
- March 21<sup>st</sup> 1.30pm ORB a meeting has been set to meet Kurt Petermeyer Region 4 Administrator and Chris Adams – Deputy Region 4 Administrator. With Kim Morton, I will let you know details when I have some.
- We had a Vetting request come in from the Feds – Apprenticeship Ambassadors – Response due by Feb 9<sup>th</sup>. (Anne already responded)
- Was involved in another REDA Review Committee process.
- SPA –New BB Pathogens & Combustible Dust SEP