

Jennifer Haigwood - Director's Office

- New Excessive Speeding Policy, adopted March 13, 2023
 - Motor Fleet Management is now requiring agencies to monitor state vehicle usages and address instances of speeding and other unsafe behavior. Robert Olman is now responsible for running these monthly reports and will provide to me a list of employees who were discovered to be excessively speeding for a sustained period of time.
 - This new policy was distributed to Bureau Chiefs today (3/14) and the BCs with employees on the February report were notified.
 - On a first violation, supervisors will address the findings with the employee verbally and in writing.
 - Second and subsequent violations will result in the temporary suspension of motor vehicle privileges.
- Charlotte-Metrolina Labor Council / Statements of Interest
 - I received a letter from the Council on March 9, asking the OSH Division to consider issuing a “statement of interest” for workers at the Charlotte scaffold accident site who may be undocumented.
 - At least four media outlets received copies of the letter and contacted NCDOL for comment.
 - Several other groups have contacted the department with similar requests, both broadly, and specific to the Charlotte accident.
 - I am working with Jill and Scott to respond to these requests and create a formal procedure to handle these in the future.
- Governor's Budget
 - The Governor's Budget will be released on Thursday (3/16), but the department received an advance copy of its section today.
 - Specific to the OSH Division, the Governor's Budget proposes across the board raises of 5% this year and an additional 3% next year, as well as a \$1,000 retention bonus for all employees and an additional \$500 for employees making less than \$75K. The proposed budget also recommends just over \$1 million to increase salaries in hard-to-fill positions and would add one additional attorney position at the AG's office.
 - This is good for NCDOL, but it is just a starting point. The budget will be delivered to the Legislature and the House will officially begin work on its version. The House is expected to approve its version in April.
- Other Legislation
 - Our agency bill which includes the repeal of the Safety and Health Committees article and an amendment to the OSH Act allowing for electronic service of citations, is currently in bill drafting. Once the bill is filed in the Senate, I will share a copy.

- We are tracking several other bills that are problematic for the OSH Division, specifically two bills that could impact our ability to adopt verbatim / by reference any federal changes.
- Next meeting cancelled (March 28). This is the same day as the Barringer Construction partnership closing ceremony.

Paul Sullivan – Assistant Director’s Report

Wanda Lagoe – Education, Training and Technical Assistance Bureau

- Instructional Designer position has been posted.
- Checking references on our administrative position.
- Updated APN 29 on the Spanish software and it is with Paul and JH for review and signature.
- Elma will be checking on hotels and rental cars for the KY OTI courses in April.
- Upcoming courses to be put on the internal training calendar soon include OCSS trenching and excavation and OCSS confined space for Charlotte – August 7-10.
- Upcoming courses to be put on the internal training calendar soon include OCSS trenching and excavation for Raleigh – October 18-19 and OCSS confined space October 24-25.
- SEP webinars are now on the internal calendar for staff that may be interested in learning more.
- Just received approval for an online Defensive Driving Course 4 through the SHCNC.
- Morgan Brown attending the VPP Modernization webinar being conducted today at 1:30. Will provide feedback on the webinar.

Kevin O’Barr - Consultative Services Bureau

- Operations are on track. Bureau is on target to meet its goals.
- Annual SHARP reviews are in progress. 93% have been received.
- Our one car on the past due list has been brought into state inspection compliance.
- Chris Jasion and Jim Zepede are scheduled for the 1500 course at OTI in April. Many thanks to Marcy Collyer for the above and beyond effort she took to make it happen.
- I have potential jury duty on April 19, and if called, I will miss the Region IV meeting scheduled for that day.

Beth Rodman- Agricultural Safety and Health Bureau

Anne Weaver – Planning Statistics and Information Management Bureau

- Reminded attendees of the upcoming Strategic Management Plan meeting on Friday, March 24, 2023 from 9 am to noon to discuss the new 5-year SMP which will be

effective beginning October 1, 2023. The meeting will be held in the ORB 3rd floor large conference room and through Lifesize. PSIM will provide a list of top BLS rates by NAICS and the number of employers and employees in each. If anyone needs PSIM to provide additional data/information to aid in the decision-making process, please advise by the end of this week.

- PSIM met with IT programmers to discuss the issues we are having with the Fatality Reinspection Targeting Schedule and to discuss the possibility of adding other categories of inspection files where follow-ups are required – to include inspection files with 1 or more willful and 2 or more repeats or failure to abates after final order status. Of course, if the decision is made by OSH Admin and Compliance to maintain this targeting schedule, it would need to be renamed to reflect all applicable activity. OPNs and FOM would need to be revised to reflect the changes. There may also have to be reports that would need to be run monthly by PSIM to provide to IT to populate this targeting schedule. In addition to having to wait until a file is in final order status to determine a willful, repeat, and/or failure to abate, a decision would need to be made on whether to change when a fatality would be listed on the schedule. Currently, per the OPN, it is one year from the event date, but it may make more sense to change that to post on the schedule one year from open date. PSIM will wait for further instructions from Jennifer and Paul.

Nicole Brown- East Compliance Bureau

- Staffing
 - D8 – Deane Mills was rehired on 2/20/23, currently has two released SCOs, SCO trainee/ SCO in training and newly hired HCO Almeth Scott, who started on 3/8/23; met w/ DS on 3/6/23 to discuss work progress of SCO Jennifer Sitzmann; reviewed OPN 64 and established a training plan for the CSHO; also discussed a training plan for Osiel Gonzalez; On 3/6/23 discussed inspection activity for CSHO Deane Mills (issue with securing a badge delayed him being able to conduct inspections); was given inspections to do on 3/6/23
 - D7 – Matt Fairfield, SCO was released on 3/1/23; New hire Lanika Williams, HCO trainee started on 2/20/23; Met w/ DS on 2/22/23 to develop a training plan for Lanika Williams and discuss the requirements of OPN 64; 2 vacancies in the district (Safety and Health) which have been posted
 - D9 – met with District Supervisor to discuss SCO Sharon Owens OPN 64 on 2/23/23. Set up a plan and informed DS to schedule the 6-month OPN 64 meeting.
 - Jennie Gaskill is the new Admin in Wilmington field office, she started on 3/6/23; East Admin Supervisor Cynthia was in Wilmington the week of 3/6/23 working with the new Admin person

- Training
 - Will be conducting another OE training session in house for two new hires tomorrow, 3/15/23, morning.
- Fatality / CFR cases ongoing
 - Mount Olive Pickle Company Inc. 318256393; was reviewed and returned to DS/CSHO with BC comments. A second pre-CFR meeting was conducted to discuss casefile; CSHO Chris Jasion was asked to return to OSH Compliance to address BC comments and write additional citations. The file was returned to BC on 3/13/23, which will be reviewed a 2nd time.
 - Hilliard Construction Company 318252525; reviewed and returned with BC comments; a 2nd quick review was done of added citations and changes made to file following BC comments; file was routed to Director's office for OSH Reviewer to look at the file briefly to provide some feedback. Must issue date is 3/14/23 and will be issued today.
 - H& S Walls inspection file routed to BC on 3/6/23; file is currently under review.
- Miscellaneous
 - Working with East Admin Supervisor to get the approved wish list items ordered.
 - Working with ETTA to get CSHOs signed up for upcoming OTI classes (Accident/Incident Investigation 4/12-4/14 and 4/17-/19) and Investigation Interviewing Techniques (4/12-4/14) being offered in Kentucky

Lee Peacock -West Compliance Bureau

- Personnel update
 - Current Status out of **58 CSHO positions** (27 Health and 31 Safety).
 - **37 released CSHOs (63.8%)** – 18 Health (67%) and 19 Safety (61%)
 - **7 CSHO Trainees (12%)**
 - **14 current vacancies (24%); 5 (HCO1/T) 2(SCO1/T)**
 - **1 SCO- Possible separation due to medical disability**
 - **3 SCOs anticipating released by end of May**
 - **Receiving a lot of HCOT referrals from HR. Multiple districts screening list to conduct joint interviews of applicants.**

CURRENT FATALITIES

- **Friends Masonry-** Mast climbing scaffold collapse; Federal OSHA Engineer interviewed employees of Friends. Interviews with scaffold owner (ONS) and manufacturer regarding change in plans/design.
- **Town of Boiling Springs-** Employee was collecting leaves with a dump truck leaf vacuum attachment when he was ran over by the truck. CSHO working.
- **Jordan Enterprises-** Employee was struck by tree limb while cutting down another tree. CSHO working. Citations- BC Reviewing

- **Strates Shows (318254737)**- CO overexposure while sleeping in trailer; CSHO waiting on information from er. Ready to submit for review.
- **BlueSky Restoration (318253457)**- Fall through skylight (potential willful) CSHO working- routing to BC by 3/15
- **Lintech International (318254331)**- Caught between dock and truck; No citation- DO signed 3/13.
- **WestRock Converting (318256708)**- Fire at facility on 11/20/22; EE called in to turn a section of the power off for the building. On 12/3/22, EE went to VA hospital for shortness of breath, coughing, admitted and later deceased on 12/9/22. ME reported death may have been contributed to smoke and chemical fumes inhalation during fire. BC Reviewing- no citations
- **Baxter Healthcare (318256781)**- EE struck in head with forklift. BC Reviewing
- **Parton Lumber**- Employee struck by Forklift while reversing; CSHO working- Citations.
- **Paragon Site Solutions**- EE operating excavator was returning to the cab when he hit a lever, knocking him down and getting caught b/w the tracks and equipment. CSHO working; no citations
- **JB Hunt**- EE struck by falling load from truck trailer; no citations
- **West Springdale**; fall from tree branch while cutting tree. Citations- BC Reviewing.
- **Aiken-Black Tire Service**- EE struck by exploding tire during inflation. Potential Willful citation; CSHO working.
- **Ace/Avant Concrete**; Fall while cutting concrete floor. 2 EEs fell; 1 killed 1 treated and released; Scheduling DO Update
- **Castillo Construction**; fall from scaffold. Potential citations; CSHO working.
- **Herc Rentals**: struck by/caught between hydraulic arm; Potential Willful citation- CSHO working
- **Marriott Hotel**: EE tripped/fell same level and broke arm. Later deceased during surgery. Late reporting citation; At AGs for review.

OTHER ITEMS:

*D4 Lennar Carolinas; NC Superior Court Ruling affirming citations and penalties.

*Spoke to Hunter Ogletree-Western Workers Group; Region 4 telephone call which discussed U&T Visas. Didn't know about workers on site where scaffold collapse occurred not returning to work and not part of investigation.

*Charlotte Office; Needing additional quotes for state term contract for on electronic security access (waiting on 1 quote).

*Finalizing formal settlement with Carocon; fatality in 2/2019; Reclassifying Willful to Serious, keeping both citations and 87% of penalty and stipulations.

*Spanish Witness Statement forms; Millie will be translating our forms, DOL can support the printing. Once translated, will further discuss with legal, AGs, BC and DO.

*Sending 8 SCO/HCOs to the #1230 Accident/Incident Investigation course-Kentucky April 17-19. Working with ETTA on logistics.

Judyth Forte – State Plan Coordinator

- NOK – 318259181 – National Roof Restoration – Mom received the initial NOK letter and called. I - explained the process and potential time frames.
- Quarterly Meeting was on Feb 28th – Went well.
- Vetting request from Kim – Hansae
- Region 4 – Request for information on our Whistleblower use of OIS
- FAME follow up – We got the report back and it was clean /no issues.
- Region 4 visit – Kurt and Chris Confirmed for April 19,th potentially 9am