

Open Meeting  
May 14, 2015  
9:05 – 9:20 am

**Commission Personnel Attending:**

Jaceson Maughan, Deputy  
Commissioner  
Sara Danielson, Administration  
Chris Hill, Utah OSHA Division  
Director  
Sherrie Hayashi, Commissioner

**Others Attending:**

Garth Toone  
James Farrell  
Jason Robinson  
Lisa Cook  
Levi Clegg  
Joe McAllister  
Rich Thorn  
Joey Gilbert  
Robert Bergman

**Open Meeting Convened:**

Deputy Commissioner Maughan convened the meeting at 9:05 am.

**Business Items:**

**R602-2-4 Attorney Fees in Workers Compensation Cases**

Deputy Commissioner Maughan explained that this rule change would raise the maximum attorney fees in workers compensation cases. This change is based on the increase in disability benefits to injured workers.

There was no public comment made regarding this rule change. Deputy Commissioner Maughan stated that the rule change would proceed.

**R614-1-7 Inspections, Citations and Proposed Penalties (Multi-Employer Worksites)**

Deputy Commissioner Maughan explained that the Utah Supreme Court had invalidated Utah OSHA's authority to enforce the multi-employer worksite doctrine, in 2014. During the 2015 Legislative Session a bill was passed to change the state law to mirror the federal regulation. This rule change is a result of that legislative change. Both the legislative change and the rule were the result of a collaborative effort between the Commission and industry groups involved in multi-employer worksites. He explained that the rule defines the four categories of employers found on multi-employer worksites, and establishes each type of employer's duty regarding hazards around the worksite.

Rich Thorn expressed appreciation for the efforts of those involved in creating the legislation and the rule.

Joe McAllister expressed appreciation for the solution. He stated that he hoped that this solution would not discourage the Commission from looking at new ideas to protect employees and ways to work together to solve safety issues. He expressed his concern that the investigators need to be trained on how to implement this rule and not just be allowed to return to the seemingly punitive enforcement measures of the past.

Commissioner Hayashi stated that if areas of concern arise, employers should not hesitate to contact Chris Hill or Jackson Maughan. She further stated that the Commission cannot correct a problem unless it is aware of the problem.

No further public comment was made.

**Meeting Adjourned at 9:20 a.m.**