

**State of California
Department of Industrial Relations
California Occupational Safety and Health Appeals Board
Public Meeting Agenda**

Thursday, May 4, 2023

9:30 a.m.

Meeting to be held on Zoom

Click on link below to access meeting:

<https://us02web.zoom.us/j/88671799862>

or to connect telephonically, dial the following number:

+1 669 900 9128

Meeting ID: 886 7179 9862

Roll Call:

Public Member: Ed Lowry, Chair
Management Member: Judith Freyman
Labor Member: Marvin Kropke

Minutes of Previous Meeting:

(Approve or amend minutes of previous Board meeting)

New Business:

(The Appeals Board hears and discusses new reports presented by staff.)

Old Business:

(The Appeals Board hears and/or discusses matters on a follow-up basis.)

1. Update of DOSH eAttorney system interfacing with OASIS.
2. Discussion and update concerning regulatory amendments to the Board's rules of practice and procedure to govern, address and permit Board hearings via telephone or videoconference, including consideration of proposed amendments to Board regulation 376, and consideration of public comments received.
3. Roundtable planning.
4. Discussion of precedential index and whether to add any cases to the index.
5. Discuss creation of an appeals advisor for cited employers to help them avoid dismissals on technicalities.

Legislation:

(Review and discuss current legislation which may affect the Appeals Board)

Chair's Report:

(Report from the Chairperson on activities and issues affecting the Appeals Board.)

Board Members' Reports:

(Reports from Board Members on activities and issues affecting the Appeals Board.)

Executive Officer's Report:

(Report regarding administrative matters)

Staff Reports:

(Reports from the Presiding ALJ and the Chief Counsel regarding matters from the Hearing Operations and Legal Units.)

1. Discuss whether there are any proposals for new regulations or proposals for modifications to existing regulations. In addition, discuss whether any concerns exist with existing regulations.
2. Discuss status of Video Hearings.
3. Discuss recent appeals filed that are related to the current COVID-19 pandemic.
4. Litigation Update:

Any matter not completed at this meeting may be continued to subsequent meetings. If the closed session agenda is not completed on the scheduled day, the closed session will continue from day to day until completion and adjournment.

Public Comment:

(Public comment will be entertained during discussion of each agenda item of the Open Meeting.)

Recess to Closed Session to discuss matters pursuant to Government Code § 11126 (a), (c) (3), and (e) and (f) and Labor Code sections 6609 and 6620.

The next Board Meeting is scheduled
Thursday, May 18, 2023

Cal/OSHA Appeals Board

2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833

&

100 North Barranca Street, Suite 410
West Covina, CA 91791

Accessibility Options and Accommodations:

Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid, service, or modification of policies or procedures should contact the above listed office or the Statewide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The coordinator can also be reached through the California Relay Service by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Real-time Translation (CART), a sign language interpreter, documents in Braille, large print or on computer disk, and audiocassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the conference.

For Further Information Contact:
Cal/OSHA Appeals Board
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833

[Email the Appeals Board](#)

[OSHAB Website](#)