

NIA's 2023 Fall Summit
October 26, 2023| 1:45 p.m.–3:45 p.m. ET
Beau Rivage

Health & Safety Committee Meeting Agenda

1. Anti-Trust Policy Review and Introductions (B. McCaffrey)
2. Approval of 2023 Convention Meeting Minutes (B. McCaffrey)
3. Speaker Presentation: Hard Hats to Helmets – What's the Difference
 - **Speaker:** Justin Azbill, Director, National Environment, Health, and Safety Milwaukee Tool

Session Description: Personal protective equipment (PPE) is essential on construction sites, and understanding the design differences, and pros and cons between hard hats and helmets is important. During this session, Justin Azbill will provide attendees with statistical data and case studies on why a shift to helmets may be a key tool to keeping employees safe on the job. Justin will also provide a general overview of additional PPE trends.
4. Committee Purposes/Objectives/Action Items (B. McCaffrey)
5. NIA's Safety Excellence Award Update (K. DiDomenico)
6. Convention 2024 Speakers/Topics (B. McCaffrey)
7. OSHA Update (G. Auman)
8. Adjourn (B. McCaffrey)

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Health & Safety Committee
Committee Purposes, Objectives and Action Items

HEALTH AND SAFETY COMMITTEE

Chairman: Mike Hill, Performance Contracting, Inc.

Vice Chairman: Bill McCaffrey, Irex Contracting Group

Purpose: The NIA is committed to the health, safety, and welfare of its members, customers, and the insulation industry. Through professional safety leadership, the committee will actively promote the highest standards of safety and health excellence to ensure a safe working environment.

Key Objectives:

- Obtain and interpret newly promulgated and/or proposed statutes and regulations and their potential impact on NIA members.
- Advise NIA members in establishing and implementing Workers' compensation programs including effective accident and injury prevention programs.
- Administer NIA's Safety Excellence Award program.
- Formally represent the NIA's position on proposed new standards by the government, which will impact the insulation industry.

Actions:

1. Provide guidelines and criteria for competent persons in the insulation industry.
2. Provide and update guidelines for a safety program
3. Provide guidelines for completing the OSHA 300 and 300A and recordability issues.
4. Provide an annual review of all elements of the NIA Safety Award Program.
5. Provide technical safety support through the website and through articles written by committee members.

**National Insulation Association
Anti-Trust Compliance Policy**

POLICY:

Any infraction of anti-trust laws could subject member companies and/or individuals to legal penalties, including possible fines, possible imprisonment, and liability for attorneys' fees.

It is the policy of the National Insulation Association (NIA), its board of directors, officers, and staff, and its active and associate members, to strictly comply with all laws applicable to its conduct, and specifically with federal and state antitrust laws. Compliance with these laws requires obedience both to the letter and spirit of the law.

A basic tenet of NIA's Anti-trust Compliance Policy is that no member shall enter into any understanding, agreement, plan, or scheme, whether express or implied, informal or formal, oral or written, with any competitor with respect to prices, terms or conditions or sale, output, production, distribution, territories, or customers. NIA policy absolutely prohibits any consultation between competitors relating to prices or terms and conditions of sale.

This brief statement is not intended to be a complete statement of all aspects of the anti-trust laws. Members should seek legal advice if they have any questions concerning antitrust law compliance.

PROCEDURE GUIDELINES:

1. Always have an agenda, have it reviewed by counsel well in advance of the meeting.
2. Stick to your agenda - do not get into general discussions concerning topics which are not on the agenda.
3. Do record, accurately, the minutes of all committee meetings sponsored by the NIA.
4. Have legal counsel present at any meetings in which information or topics, which may have an anti-trust significance, are likely to be discussed.
5. Retain copies of any and all documents exchanged or relied upon at any committee meeting.
6. Be very careful in language used on any document produced for a committee meeting, including minutes, memos, and letters. Avoid including potentially suspicious phrases in any meeting document such as "please destroy after reading."
7. Never discuss pricing information. This includes prices charged to customers, change in the pricing levels of raw materials, terms and conditions of sales, credit terms used by you or imposed upon you by your suppliers, etc.
8. Do not discuss prospective production plans, allocation of markets, and/or actions aimed at hindering competitors.
9. Do not disparage a competitor's or a supplier's product unless you have specific proof that your statements are correct.
10. Avoid joint ventures and research projects unless you have discussed the matter with counsel with regard to any possible anti-trust problems that may arise out of such ventures.
11. Do not enter into any agreements or understandings with a competitor concerning discounts, terms, or conditions of sales, profits, profit margins, shares of the market, bids, or intents to bid.
12. Do not exclude competing NIA members from any committee.

By signing on the attached page, you are in agreement with the Anti-Trust policy.

Representing the mechanical and specialty insulation industry

NIA's 67th Annual Convention
Wednesday, March 15, 2023 | 8:30 – 10:30 a.m.
Monarchy 5 Meeting Room

Health & Safety Committee Meeting Minutes - *DRAFT*

Attendees:

Chairman: Mike Hill, Performance Contracting, Inc.

Kirk Baker, Performance Contracting, Inc.

Pascal Boismenu, PolR Enterprises inc.

R. Dean Burows, DKB, Inc.

Kevin Butcher, Thermal Solutions, Inc.

Yuki Du, Taixing Youngsun FL-Plastics Co., Ltd

Claire Gagnon, Gagnon, Inc.

Matt Hymer, Midwest Materials Company

David Leialoha, Acutron, LLC

Mark McCowan, L.C. Insulations, Inc.

Tim Morgan, Specialty Products & Insulation

Charlotte Nisleit, KW Specialty Services

Andrea Osorno, Osorno Group

Elizabeth Osorno, Osorno Group

Lance Pickerign, Gagnon, Inc.

Paul Sawatzke, Enervation, Inc.

Tim Settles, Performance Contracting, Inc.

John Stevens, Thermal Solutions, Inc.

Nick Stevens, Thermal Solutions, Inc.

Jessica Zahn, Morgan Advanced Materials Thermal Ceramics

Speaker:

Bradley Shields, OSHA Compliance Officer, Hawaii Occupational Safety and Health Division
Department of Labor & Industrial Relations

NIA Legal Counsel:

Gary Auman, Auman, Mahan & Furry

NIA Staff:

Aimee Doyle, Director of Membership

1. Anti-Trust Policy Review and Introductions

The anti-trust document was reviewed and the sign in sheet was distributed for signature by meeting participants. M. Hill welcomed all to the meeting.

2. Download the Convention App to Receive the Meeting Materials

M. Hill encouraged the committee to download the Convention App. This year's committee packets and agendas, surveys, and attendee list were all on the App only.

3. OSHA Update: From the Hawaii State Plan Program

B. Shields, *Hawaii Occupational Safety and Health Division Department of Labor & Industrial Relations*, gave an OSHA update, including the latest heat stress regulations, fall protection, and more health and safety matters coming down the pipeline.

4. Approval of Fall Summit 2022 Meeting Minutes

The Fall Summit 2022 minutes were reviewed and unanimously approved.

5. Committee Purposes/Objectives/Actions Update

The Health and Safety Committee's CPOA was reviewed and affirmed.

6. Elections

The committee unanimously re-elected M. Hill and B. McCaffrey in their current positions for another 1-year term.

7. NIA's Safety Excellence Award

The committee discussed possible changes to the Safety Award applications. Staff will work with leadership to implement a Diamond level on the 2023 Contractor application (for presentation in 2024). There will be 1 possible Diamond award presented in each small, medium, and large category for Contractors only. The Diamond levels will be determined based on OSHA recordable incident and DART rates.

8. Fall Summit 2023 Speakers/Topics

The committee discussed possible speakers/topics for Fall Summit 2023 and suggestions included fall protection, PPE or new helmet demonstrations.

9. General OSHA Update

G. Auman provided an OSHA update on various topics including egregious violations policy, instance by instance inspections, record-keeping, and heat stress.

10. Complete the Speaker Survey on the App

A. Doyle encouraged the committee to complete the speaker survey through the Convention App.

11. Adjourn

M. Hill thanked members of the committee for their participation. Meeting adjourned around 10:25 a.m.

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