

NIA's 2022 Fall Summit
Wednesday, November 2, 2022 | 10:05 a.m. – 12:00 p.m. ET
Mandalay Bay Meeting Room

Health & Safety Committee Meeting Agenda

1. Anti-Trust Policy Review and Introductions (B. McCaffrey)
2. Approval of 2022 Convention Meeting Minutes (B. McCaffrey)
3. Committee Purposes/Objectives/Action Items (B. McCaffrey)
4. NIA's Safety Excellence Award (B. McCaffrey)
5. Partnering Organizations and New Ideas (A. Doyle)
6. Convention 2023 Speakers/Topics (B. McCaffrey)
7. Expert Panel Discussion: (G. Auman & B. McCaffrey)
Bring Us Your Top Safety and Health Questions
8. OSHA Update (G. Auman)
9. Adjourn (B. McCaffrey)

**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 of 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 66th Annual Convention
Wednesday, March 30, 2022 | 9:45 – 11:30 a.m. ET
Magnolia

Health & Safety Committee Meeting Minutes - *DRAFT*

Attendees:

Chairman: Mike Hill, Performance Contracting, Inc.

Rick Baptista, Irex Contracting Group

R. Dean Burows, DKB, Inc.

Laura Dover, Dover Insulation, Inc.

William Eckhoff, Anchor Insulation

Jordan Fiske, Anchor Insulation

Jared Goodsite, Pedersen Insulation Company

Michael Johnson, Ideal Products

Mark McCowan, L.C. Insulations, Inc.

Rudy Nigl, L & C Insulation, Inc.

Mike O'Connell, Smart Energy – Michigan Mechanical

Daniel Patterson, E.P.I. Insulation Company

Lance Pickerign, Gagnon, Inc.

Tim Settles, Performance Contracting, Inc.

John Stevens, Thermal Solutions – Ohio, Inc.

Rick Sutphin, Performance Contracting, Inc.

Robert Tiffin, Silvercote, A Distribution International Company

Speaker:

Thomas Kramer, P.E., CSP, Managing Principal, LJB Inc.

NIA Legal Counsel:

Gary Auman, Auman, Mahan & Furry

NIA Staff:

Aimee Doyle, Director of Membership

1. Anti-Trust Policy Review, Sign-In, 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. Introductions were made by each person present.

2. Download the Convention App

A. Doyle encouraged the committee to download the Convention App. This year's committee packets and agendas, surveys, attendee list and silent auction program were all on the App only.

3. Top 5 Methods to Reduce Fall Hazards Risks Presentation

T. Kramer, *LJB Inc.*, gave a presentation on what is new in the fall protection arena, including recent changes to ANSI Z359 and new equipment available on the market. He also provided his top five methods to reduce fall hazard risks.

4. Approval of 2021 Convention Meeting Minutes

The 2021 Convention 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 B. McCaffrey and M. Hill in their current positions for another 1-year term.

7. OSHA Update

G. Auman provided an OSHA update on various topics including PPE, safety culture, certified mail handling, and heat illness prevention.

8. 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 Diamond award presented in each small, medium, and large category for Contractors only.
- The committee discussed applying for CURT's Association Construction Industry Safety Excellence Award in 2022. The committee did not have interest in pursuing but staff will continue to explore deadlines and other opportunities.
- M. Hill presented a few new award concepts for the committee's feedback. A potential Rising Star Award was the only one that received interest at this time.

9. Fall Summit 2022 Speakers/Topics

The committee discussed possible speakers/topics for Fall Summit 2022 and suggestions included scaffolding and pre-qualification sites. Heat illness was suggested as a possible topic for Convention 2023 in Hawaii. Staff and leadership will explore options.

10. Update on NIA Programs and Resources

A. Doyle highlighted items listed on the agenda.

11. “I am NIA” Social Media Membership Campaign

A. Doyle explained a new membership campaign. Members can go to www.insulation.org/membership/iamnia for more information and sample videos.

12. *Insulation Outlook Magazine*

A. Doyle highlighted editorial and advertising opportunities.

13. Next Meeting

The next Health & Safety Committee meeting will be held during NIA's Fall Summit 2022, November 2–3, 2022, at the MGM National Harbor, in National Harbor, Maryland.

14. Speaker Survey

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

15. Adjourn

M. Hill thanked members of the committee for their participation. Meeting adjourned around 11:30 a.m.

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Health & Safety Committee
Committee Purposes, Objectives and Action Items

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.
- Formally represent the NIA's position on proposed new standards by 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 Excellence Award.
5. Provide technical safety support through the website and through articles written by committee members.