

# St. Louis Chapter Newsletter



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# **Important Links**

- <u>Chapter Website</u>
- <u>Chapter Documents</u>
- <u>Current Job Postings</u>
- Like Us on Facebook
- Follow us on Twitter
- <u>Connect on LinkedIn</u>

Check to see if a new job posting may be perfect for you! <u>Job openings</u>!

# Monthly Chapter Meeting - Monday, December 9

# **Topic: Annual OSHA Update**

# Speaker: Maryanne Martin, Compliance Assistance Specialist and Bill McDonald, OSHA Area Director

Where: Syberg's, 2430 Old Dorsett Rd, Maryland Heights, MO 63043 When: Registration @11, Lunch @11:30, Presentation @12

#### **Register for Meeting:**

https://stl.assp.org/events/december-lunch-meeting-annual-osha-update/

Registration is open through the Wednesday before the chapter meeting. Please register by then so we can provide an attendance count to Sybergs, and you will be entered into the attendance prize drawing. Walk-in registrations *are* accepted but should be limited whenever possible.

# Future Chapter Event - Thursday, January 23

# **Member Apprciation Night!**

Where: Bristol Seafood Grill, 11801 Olive Blvd, Creve Coeur, MO 63141 When: 5pm to 8pm

**Register for Meeting:** 

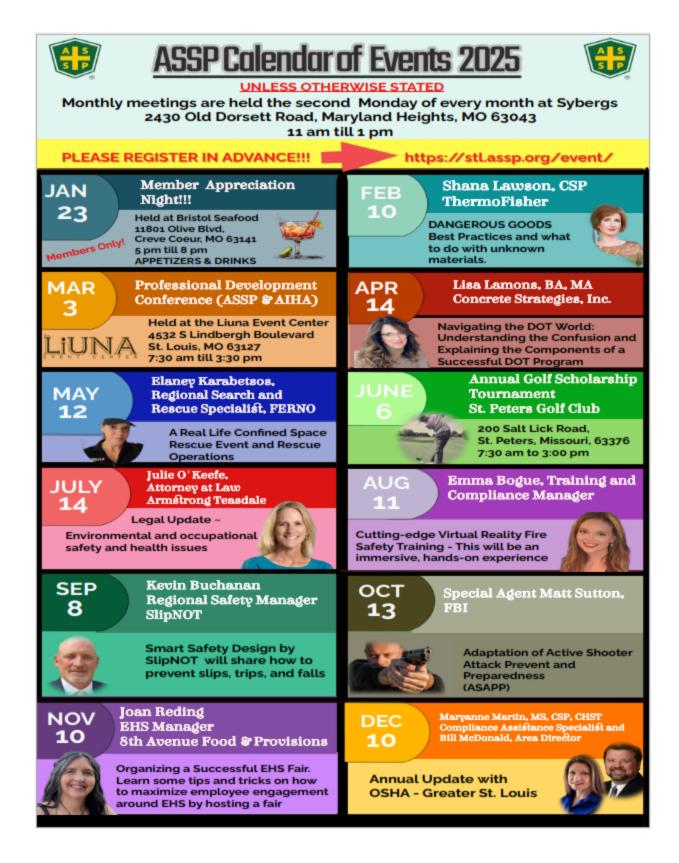
# https://stl.assp.org/events/membership-appreciation-dinner-2/

Please register for the Membership Appreciation dinner by Friday, January 17th, so we can provide a count to Bristol

# **Calendar of Events**

# Take a look at what's coming up! Mark your calendar now.

Save the date! Trench Safety Day at the Saint Louis Zoo is scheduled for February 26, 2025. More information and registration coming soon!



Always find the latest events at <a href="https://stl.assp.org/">https://stl.assp.org/</a>

**Chapter Professional Development Conference - March 3** 

Save the date for the 2025 Professional Develoment Conference, on Monday, March 3rd. This annual event is a fantastic way to network with your peers, promot a business, and earn professional development credits. Registration begins January 1st on the chapter website: <u>https://stl.assp.org/events/2025-professional-development-conference-3/</u>



Damage Prevention Summit - MCGA - Dec 11



# 2024 Damage Prevention & Excavation Safety

# Summit

The Nation's largest FREE safety summit. December 11 - 12, 2024 · Ozark Empire Fairgrounds

REGISTER

Stakeholders and vendors from across the spectrum come together for the Summit to learn, network, and promote safety. Professional contractors, utility personnel, municipal utilities, safety & risk

management professionals, and many others take advantage of the FREE training offered by the MO CGA.

- The summit will offer FREE courses to participants that will provide relevant certifications and continuing education credits.
- Classes of all levels available, from "boots on the ground" to management level courses. Bring the whole crew! Great place for team building and networking!
- ALL classes, certifications, events, and meals are completely FREE of charge!
- We will have numerous fun events, phenomenal door prizes and dozens of vendors on site to demonstrate their products and services.
  - Compete in the excavator/equipment rodeo for cash prizes.
- Past courses included: fleet safety, excavation competent person, confined space competent person, utility locator training, creating the perfect one-call ticket, trench safety, emergency preparations for rural job sites, reasonable suspicion training and MORE!

Register Now: https://www.eventleaf.com/e/mocgasummit2024

#### Update On Second Injury Fund

~Taken from the newsletter of Chris Archer, attorney at Archer & Lassa LLC and friend of the chapter.

Liability Geeky Attorneys like myself practicing in the area of Missouri workers' compensation are awaiting the opinion from the Eastern District Court of Appeals in a case called **Jerry Thomas** and an opinion from the Missouri Supreme Court by the name of **James Eckardt**. Jerry Thomas deals with a critical issue as to whether an Employer will be held responsible for permanent total disability if the Second Injury Fund is found not be liable under the new statutory restrictions on their liability in place since 2014.

To quote from a 1964 court opinion:

"What liability is not the responsibility of the Second Injury Fund, might be retained by the Employer."

Under the facts in this case, all the vocational experts agreed that the Claimant was totally disabled. One of the pre-existing disabilities stemmed from an Iowa workers' compensation case and the other prior knee injury stemmed from a prior Missouri accident. The prior Missouri case was resolved for 40 weeks of compensation which is below the 50 week minimum allowed for consideration.

It could be that the court will allow both prior knees to be considered in light of the medical testimony to a greater percentage of PPD in each knee immediately prior to the primary accident. We shall see.

James Eckardt deals with an award provided for permanent total disability that included consideration of many qualifying pre-existing disabilities but also consideration of a 48 week prior shoulder injury. *Will the Missouri Supreme Court disallow the total benefits being payable?* 

Another issue was the consideration of a prior disability that qualified for being greater than 50 weeks but it was related to an occupational disease and not an accident. Under section 287.220, the statute provides that the prior disability combine be:

#### "ii. A direct result of a compensable injury as defined in section 287.020"

Section 287.020 defines "accident." "Occupational diseases" are defined under 287.067. Likely an oversight by the drafters of the section, but under strict construction...?

Both cases are in the process of appeals and briefs will be filed and oral argument scheduled early Spring, with decisions likely in May or so I would guess.

Understanding how the law and statute is being interpreted and where the case law is headed is an important part of the experience and knowledge we hope is acknowledged and appreciated by our clients. It is like a game of chess, which is a game I enjoy playing; whoever can think farther ahead usually wins.

-Chris Archer https://askarcher.com/



#### Do you live or work in the heart of Missouri? Get involved with the Mid-MO chapter and attend the next meeting at D. Rowe's in Columbia!

Reach out to Communications Chair Paul Krewson or Subscribe to ASSP Mid-MO Announcements

> President: David Atteberry Vice-President: Kristin Crayton Secretary/Treasurer: Will Schauwecker New Member Chair: Katie Brucks Communications Chair: Paul Krewson

# Past Event Photos

At November's Chapter Meeting, we heard from Chet Razer, MS, CSP, from Razer Safety & Health Consulting, about respirator basics. Chet provided a dynamic discussion on the respirator standard, as well as presented easy-to-understand definitions and requirements found in the standard. Chet was engaging and truly passionate about the work he does. We all left the meeting with notes and follow-up items after reviewing the programs in our workplace.



The good news is—we can ask Chet about any concerns, because he is most definitely an expert on the respiratory standard, as he helped draft the original standard in the 70s for MSHA. Talk about subject matter expert with perspective and experience that remains relevant in today's evolving safety world.



#### Key Life Lessons

~ From the Archives of Bill Kincaid. Around this time of year, folks begin to think of resolutions and plans for the next year. I thought that made this the appropriate time to share some Words of Wisdom from Bill. Maybe one of these phrases will speak to you:

- Yelling and a hostile attitude generally get you nowhere.
- When drinking it's good to remember any taxicab is more comfortable and a cheaper ride than a police car.
- If the boss doesn't care, nobody cares.
- It's a rare person who strives to rise above the group he wants to be a part of.
- People will go out of their way to help a warm, friendly person in need.
- When people ask you for personal advice, they generally are asking for advice that in no way could be interpreted as criticism which is usually impossible to provide.
- People like to talk and be listened to.
- The least interesting statements often begin with "I".
- You may promise yourself you'll never make the same mistakes as your parents, which means if you're right you'll think of new ones.
- When someone starts off saying, "I'm not going to lie to you..." that means they're about to lie.
- Employees will adopt the attitudes of their immediate supervisor.
- Don't fish in the company pond.

#### Mental Health Series for the Trades - December 13

The "Building Resilience: A Series for Mental Health in the Trades" is designed to equip you with the tools and knowledge to make a real difference in those moments. As a leader, you have a unique opportunity to support your workforce through the growing mental health challenges facing the trades today. Register here: <u>SLU CEET</u>



Registration for Dec 13 OSHA Keynote; And LIUNA's model to fight addiction & improve worker mental health

Location: Laborers International Union of North America (LIUNA) - Local 42, 301 S. Ewing Ave., St. Louis, MO 63103 Time: 7:00 AM Networking; Keynote Speaker 8:00 AM; Main Topic 8:30 AM - 10:00 AM 1. Workplace Initiatives: Addiction and Mental Health

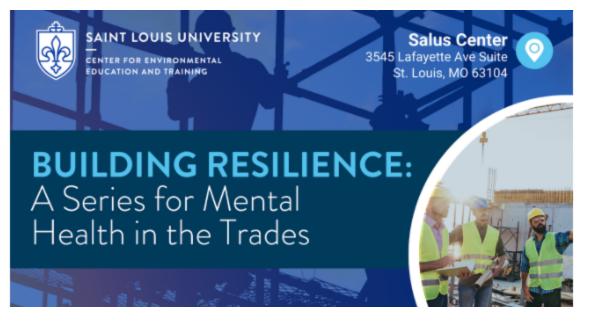
Learn about OSHA's resources and new outreach materials for workplace training on mental health.

Rene Dulle, Director of Great Plains OSHA Training Institute Education Center

 LEAN-STL: Laborers Escaping Addiction Now Discover how the Laborers' Union is making progress against addiction and how to implement similar steps in your

workplace. Speakers:

James Pursell and Aaron Walsh, Laborers' Recovery Specialists at Greater St. Louis Construction Laborers' Welfare Fund



This series offers expert-led sessions that provide practical strategies for recognizing warning signs, implementing mental health first aid, and even fostering a recovery-friendly workplace.

Open to anyone to attend, but tailored for workplace leaders, supervisors, safety professionals, and HR managers. This is your chance to create a more supportive and resilient workplace—one where mental health is prioritized, and employees feel empowered to thrive!

#### A great way to start your day!

In-person networking from 7 – 8 AM.

Followed by a keynote and relevant training that matters for your workplace.

#### Sessions are 2-3 hours, one time each month starting Friday, November 15, 2024

SLU-CEET LinkedIn page: <u>https://www.linkedin.com/company/saint-louis-university-center-for-</u> environmental-education-and-training/?viewAsMember=true

For more information, contact:

Rene Dulle - Director, Center for Environmental Education and Training

Saint Louis University | 314-977-4033 | rene.dulle@slu.edu | ceet.slu.edu

# SafeCon Expo 2025 - Save the Date - May 14 to 16

Mark your calendars now. Registration is not yet open, but you won't want to miss this. Check <u>https://shcmoks.com/</u> for the latest info.



# **St. Louis Chapter Executive Board Contacts**

President - Nate Richardson - nate.richardson.safety@gmail.com

Vice President - Krista Hyde - kristahyde@kristahyde.com Secretary - Jessica Vaccaro - jessica.vaccaro@grainger.com Treasurer - Mae Patrick - stlassptreas20@att.net Past President - Dennis Pivin - summersetdennis@gmail.com

#### **Mid-Missouri Section Officers**

President - David Attebery - david.attebery@labor.mo.gov Vice President - Kristin Crayton - kristin.crayton@vbmlaw.com Secretary/Treasurer - Will Schauwecker - will.schauwecker@emerysapp.com

#### **Chapter Committee Chairs**

**Website** – Dave Callies – dcallies@kelpe.com Maintains website with updated news, chapter events, and job postings PDC Chair – Domini Montgomery – dmontgomery@stlzoo.org Coordinates logistics of professional development activities **Membership** – Tim McNamee – timothy.mcnamee@grainger.com Ensures new members are recognized & introduced at membership meetings **Public Relations** – Steve Williams – swilliams@bellelectrical.com Promotes chapter activities to the general public. Coordinates poster contest **Newsletter** – Dan Bembower – dan.bembower@usi.com Publishes and distributes the chapter newsletter to all chapter members **Scholarship** – Rob Miller – robertmiller91@yahoo.com Promotes student scholarships & continuing education scholarships for members **Golf Scholarship** Jesse Taborsky – jesse.taborsky@crbusa.com Nick Zahner – nzahner@murphynet.com Organizes and runs the annual golf tournament supporting local safety focused students **Programs** – Patte Ackermann, PT – ackermap@ssm-select.com Plans the program time and needs for presentations & coordinates schedule **Social Media** – Paige Brogan - pbrogan@gualsafesolutions.com Maintains online social accounts promoting discussion with local membership Women In Safety Excellence (WISE) Coordinators JaNola Rigsby – jrigsby@gualsafesolutions.com Patte Ackermann, PT – ackermap@ssm-select.com Organizes the WISH events to promote the community of Women in Safety & Health

Please contact a board member or committee chair with comments or if you would like to participate in any of the chapter activities.

If you do not wish to receive these emails, please <u>click here</u> to unsubscribe from ASSP St. Louis Chapter messages.

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