

LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of June 1, 2017

The regular meeting of the Second Injury Board convened at 2:10 p.m.

The following were present:

1. Mr. Charles Hansberry, representing the Commissioner of Insurance, Chairman
2. Ms. Lynette Mack, representing the State Treasurer
3. Mr. Steve Hawkland, representing Secretary of State
4. Meridith Trahant, Acting Director of Second Injury Board
5. Michelle Sumrall, SIB Compliance Supervisor
6. Karl Scott, General Counsel
7. Darrick Lee, General Counsel
8. Claudia Brumfield, Recording Secretary

Mr. Hansberry called the meeting to order and began with *Item 1* on the agenda, being the reading of the minutes from the previous meeting. Mr. Hawkland moved to dispense with the reading of the minutes and approve the minutes as printed and distributed. The motion was seconded by Ms. Mack and passed unanimously.

Mr. Hansberry moved to *Item 2* on the agenda for hearing requests. The agenda lists (7) claims where requests were made for hearings starting with Claim #15-0210 and ending with Claim #16-0645. A motion to deny the requests for hearings was made by Mr. Hawkland, seconded by Ms. Mack and passed unanimously.

1. 15-0210 Zurich American Insurance Company
2. 15-0672 Lumbermen's Underwriting Alliance
3. 16-0094 Unverified
4. 16-0296 Zurich American Insurance Company
5. 16-0359 LA Construction & Industry
6. 16-0467 Indemnity Ins. Co. of North America
7. 16-0645 Starnet Insurance Company

Item 3 on the agenda lists (8) claims where recommendations were made for payment starting with Claim #15-0226 and ending with Claim #17-0056 excluding claim #16-0420 which was postponed. The motion to approve the claims for payment was made by Mr. Hawkland, seconded by Ms. Mack and passed unanimously.

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| 1. 15-0226 | LUBA Casualty Insurance Company | 104 week deductible |
| 2. 16-0196 | Washington Parish School Board | 104 week deductible |
| 3. 16-0420 | National Casualty Company | 104 week deductible |
| 4. 16-0494 | Gray Insurance Company | 104 week deductible |
| 5. 16-0617 | LA Workers' Compensation Corp. | 104 week deductible |
| 6. 16-0844 | City of New Orleans | 104 week deductible |

7. 17-0030	LA Construction & Industry	104 week deductible
8. 17-0056	Jefferson Parish Public School System	104 week deductible

The Chairman moved to *Item 4* on the agenda, (40) claims recommended for denial, beginning with Claim #15-0800 and ending with Claim #17-0166. A request was made for a motion to approve the recommendation to deny the claims as described in the June 01, 2017 agenda, with the exception of #5 which was postponed. The motion was made by Ms. Mack; seconded by Mr. Hawkland and passed unanimously.

1. 15-0800 Jefferson Parish
2. 16-0191 LA Workers' Compensation Corp.
3. 16-0278 St. Tammany Parish School Board
4. 16-0290 Twin City Fire Insurance Company
5. ~~16-0350 Unverified~~
6. 16-0557 Jefferson Parish Public School System
7. 16-0560 Retailers Casualty Insurance Company
8. 16-0574 LA Workers' Compensation Corp.
9. 16-0663 Iberia Parish School Board
10. 16-0672 Office of Risk Management
11. 16-0686 LA Workers' Compensation Corp.
12. 16-0687 Gray Insurance Company
13. 16-0708 Retailers Casualty Insurance Company
14. 16-0711 LA Workers' Compensation Corp.
15. 16-0713 LA Workers' Compensation Corp.
16. 16-0719 City of New Orleans
17. 16-0737 LA Workers' Compensation Corp.
18. 16-0739 LUBA Casualty Insurance Company
19. 16-0742 Unverified
20. 16-0745 City of Baton Rouge, East Baton Rouge Parish
21. 16-0760 Office of Risk Management
22. 16-0766 LA Workers' Compensation Corp.
23. 16-0775 Retailers Casualty Insurance Company
24. 16-0778 Office of Risk Management
25. 16-0781 LA Workers' Compensation Corp.
26. 16-0784 City of New Orleans
27. 16-0794 CNA Insurance Company
28. 16-0811 Office of Risk Management
29. 16-0817 Jefferson Parish
30. 16-0820 City of Lake Charles
31. 16-0823 Zurich American Insurance Company
32. 16-0826 Lafayette Parish School Board
33. 16-0829 Louisiana Restaurant Association
34. 16-0832 LA Home Builders Assn.- SIF
35. 16-0841 LUBA Casualty Insurance Company

36. 16-0859 City of Baton Rouge, East Baton Rouge Parish
37. 16-0899 Ace American Ins. Co.
38. 17-0040 Halliburton Company
39. 17-0123 City of Baton Rouge, East Baton Rouge Parish
40. 17-0166 LA Construction & Industry

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve reimbursement of (204) partial payments beginning with Claim #80-0247 and ending with Claim #15-0073. The Chairman asked for a motion to accept the recommendation and approve reimbursement of the partial payments as submitted on the agenda of June 1, 2017. The motion was made by Ms. Mack seconded by Mr. Hawkland, and passed unanimously.

The Chairman moved to *Item 6* on the agenda, being the recommendation to approve (79) quarterly payments due beginning with Claim #95-0585 and ending with Claim #15-0403. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of June 1, 2017. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to *Item 7*, Public Comment. No one from the public was present; therefore, the Chairman moved to *Item 8* on the agenda, Executive Session. Ms. Mack made a motion to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. Hawkland seconded the motion and it passed unanimously.

Upon returning from Executive Session, the Chairman moved to *Item 8a* of the agenda, being settlement recommendations. The Chairman then requested a motion to approve the recommendations of the Director regarding settlement authority as discussed in Executive Session and to extend settlement authority to be reimbursed on quarterly basis for the following (12) claims:

1. 93-0414
2. 96-0915
3. 09-0548
4. 10-0708
5. 10-0787
6. 10-0842
7. 12-1025
8. 13-0458
9. 13-0962
10. 14-0196
11. 14-0296

12. 14-0459

Ms. Mack moved to accept the recommendation. The motion was seconded by Mr. Hawkland and passed unanimously.

The following (3) claims were recommended for settlement denial and they continue to be paid on an on-going basis:

1. 06-0675
2. 07-0088
3. 15-0476

Mr. Hawkland moved to accept the recommendation. It was seconded by Ms. Mack and passed unanimously.

The Chairman moved to *Item 8b* of the agenda, being Second Injury Board litigation. The Chairman asked for motion to grant authority to legal counsel to represent the Board in the following manner, as discussed in Executive Session.

1. Claim #14-0588 Settlement Authority
2. Claim #14-0595 Settlement Authority
3. Claim #14-0912 Settlement Authority
4. Claim #15-0285 Settlement Authority
5. Claim #15-0730 Settlement Authority
6. Claim #16-0478 Settlement Authority

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to *Item 9*, which listed the election of chairman and vice chairman as requiring attention. The election, as required by the statute, was explained by Meridith Trahant. Mr. Hawkland nominated Charles Hansberry as chairman. The motion was made and it passed unanimously. Ms. Mack nominated Mr. Steve Hawkland as vice chairman. The motion was made and it passed unanimously. There were no other matters to discuss. The Chairman asked for a motion to adjourn. Mr. Hawkland moved to adjourn. The motion was seconded by Ms. Mack and passed unanimously.

The meeting was adjourned at 2:33pm

Recording Secretary: Claudia Brumfield