

LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of June 2, 2016

The regular meeting of the Second Injury Board convened at 2:11 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. Larry White, Deputy Director
4. Pauline Williams, Deputy Director/Acting Director of Second Injury Board
5. Karl Scott, General Counsel
6. Meridith Trahant, General Counsel
7. Shaneka Davis, 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. White 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 hearings. No hearings were scheduled so the Chairman moved to *Item 3*.

Item 3 on the agenda lists (10) claims for which a recommendation was made for payment starting with Claim #13-0838 and ending with Claim #16-0070. Mr. Hansberry asked for a motion in support of the recommendation. The motion was made by Ms. Mack, seconded by Mr. White and passed unanimously.

1.	13-0838	Louisiana Construction & Industry - SIF	104 week deductible
2.	15-0227	City of Alexandria	104 week deductible
3.	15-0371	LUBA Casualty Insurance Company	104 week deductible
4.	15-0442	LA Automobile Dealers Association	104 week deductible
5.	15-0525	American Interstate Insurance Company	104 week deductible
6.	15-0574	Entergy Services, Inc.	104 week deductible
7.	15-0677	St. Tammany Parish School Board	104 week deductible
8.	15-0737	Great American Alliance Insurance Company	104 week deductible
9.	15-0828	Louisiana Workers' Compensation Corporation	104 week deductible
10.	16-0070	Great American Alliance Insurance Company	104 week deductible

The Chairman moved to *Item 4* on the agenda, being the recommendation of staff to deny reimbursement for the following (65) claims; beginning with Claim #11-0215 and ending with Claim #16-0207. A request was made for a motion in support of the recommendation. The motion was made by Ms. Mack, seconded by Mr. White and passed unanimously.

1. 11-0215 Louisiana Commerce & Trade Association
2. 14-0152 LUBA Casualty Insurance Company

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4. 14-0616 Louisiana Office of Risk Management
5. 15-0181 Louisiana Worker's Company Corporation
6. 15-0184 Louisiana Restaurant Association
7. 15-0206 Louisiana Office of Risk Management
8. 15-0334 Stonetrust Commercial Insurance Company
9. 15-0378 Illinois National Insurance Company
10. 15-0384 Louisiana Health Care SIF
11. 15-0406 Gray Insurance Company
12. 15-0445 Walgreen Louisiana Company, Inc.
13. 15-0449 Louisiana Auto Dealers Association
14. 15-0469 Louisiana Worker's Company Corporation
15. 15-0486 Stonetrust Commercial Insurance Company
16. 15-0555 Travelers Casualty Insurance Company of America
17. 15-0583 Ouachita Parish Police Jury
18. 15-0620 Ace American Insurance Company
19. 15-0652 Louisiana Retailers Mutual Insurance Company
20. 15-0658 Bridgefield Casualty Insurance Company
21. 15-0665 Recreation & Park Commission of EBR
22. 15-0668 Unverified
23. 15-0670 Louisiana Workers' Compensation Corporation
24. 15-0676 St. Tammany Parish School Board
25. 15-0678 New Hampshire Insurance Company
26. 15-0679 Indemnity Insurance Company of North American
27. 15-0690 Louisiana Construction & Industry – SIF
28. 15-0693 Jefferson Parish School Board
29. 15-0694 Lincoln Parish School Board
30. 15-0698 Unverified
31. 15-0701 Unverified
32. 15-0706 Louisiana Construction & Industry – SIF
33. 15-0709 Louisiana Commerce & Trade Association
34. 15-0711 Louisiana Workers' Compensation Corporation
35. 15-0713 Louisiana Workers' Compensation Corporation
36. 15-0717 St. John Parish School Board
37. 15-0730 Louisiana Workers' Compensation Corporation
38. 15-0731 Louisiana Health Care SIF
39. 15-0732 Lake Charles Memorial Hospital
40. 15-0740 Louisiana Restaurant Association
41. 15-0741 LUBA Casualty Insurance Company
42. 15-0742 LUBA Casualty Insurance Company
43. 15-0744 Old Republic Insurance Company
44. 15-0747 LUBA Casualty Insurance Company
45. 15-0750 LUBA Casualty Insurance Company
46. 15-0754 Bridgefield Casualty Insurance Company
47. 15-0764 LUBA Casualty Insurance Company
48. 15-0781 Lumbermens Underwriting Alliance
49. 15-0789 Old Republic Insurance Company
50. 15-0797 Property, Casualty Insurance Company
51. 15-0812 Sentry Insurance

- 52. 15-0813 LUBA Casualty Insurance Company
- 53. 15-0814 Louisiana Restaurant Association
- 54. 15-0832 LUBA Casualty Insurance Company
- 55. 15-0841 St. Landry Parish School Board
- 56. 15-0865 LUBA Casualty Insurance Company
- 57. 15-0878 Louisiana Construction Insurance Company
- 58. 16-0018 Sentry Insurance A Mutual Company
- 59. 16-0023 Ouachita Parish School Board
- 60. 16-0024 LUBA Casualty Insurance Company
- 61. 16-0044 Louisiana Workers' Compensation Corporation
- 62. 16-0083 LUBA Casualty Insurance Company
- 63. 16-0159 Zurich American Insurance Company
- 64. 16-0160 LUBA Casualty Insurance Company
- 65. 16-0207 East Baton Rouge Parish School Board

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve reimbursement of (153) partial payments beginning with Claim #81-0333 and ending with Claim #14-0280. The Chairman asked for a motion to accept the recommendation and approve reimbursement of the partial payments as submitted on the agenda of June 2, 2016. The motion was made by Mr. White, seconded by Ms. Mack, and passed unanimously.

The Chairman moved to *Item 6* on the agenda, being the recommendation to approve (103) quarterly payments due beginning with Claim #88-0385 and ending with Claim #14-0103. Ms. Mack moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of June 2, 2016. The motion was seconded by Mr. White and passed unanimously.

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

Upon returning from Executive Session, the Chairman requested a motion to amend the agenda and postpone Claim #15-0062 and Claim #15-0351. Mr. White made the motion, Ms. Mack seconded the motion and it passed unanimously.

The Chairman moved to *Item 8a* of the agenda, being settlement recommendations on (10) claims. The Chairman 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 claims:

1. 00-0587
2. 08-0156
3. 08-0798
4. 09-0911
5. 10-0003
6. 12-0614
7. 12-0865 – Indemnity Only
8. 13-0496
9. 15-0072
10. 15-0095

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

The following (2) claims were recommended for settlement denial and to continue to be paid on an on-going basis:

1. 03-0916
2. 14-0214

Mr. White 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 a motion to grant authority to legal counsel as discussed in Executive Session and to represent the Board in the following manner:

1. Claim #10-0663 Settlement Authority
2. Claim #12-0458 Settlement Authority
3. Claim #15-0344 Settlement Authority

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

The Chairman moved to *Item 9* by asking if there were any other matters to discuss. Mrs. Williams brought it to the Board's attention that the current meeting was Mr. White's final board meeting due to his retirement later this month. She thanked him for his years of service with LWC and also the Second Injury Board.

There being no further business to discuss, the Chairman asked for a motion to adjourn. Mr. White moved to adjourn. The motion was seconded by Ms. Mack and passed unanimously.

Minutes (cont'd)

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The meeting was adjourned at 2:20pm

Recording Secretary: Shaneka Davis