

LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of March 4, 2021

The regular meeting of the Second Injury Board convened at 2:05 p.m.

The following were present or attended via Zoom/Teleconference:

1. Charles Hansberry, representing the Commission of Insurance, Chairman
2. Steve Hawkland, representing the Secretary of State
3. Chip Coulter, representing Dept. of Children and Family Services
4. Leigh Anne Faber, representing the State Treasurer
5. Darrick Lee, Acting Director of Second Injury Board
6. Shana Veade, General Counsel
7. Claudia Rush, General Counsel
8. Ta'Tanisha Youngblood, General Counsel
9. Michelle Sumrall, SIB Compliance Supervisor
10. Chandra Cola, SIB Audit & Finance Supervisor
11. Claudia Brumfield, Recording Secretary

Mr. Lee made note that the Board was holding the meeting through video/teleconference pursuant to John Bel Edwards' Executive Order #84-2020, Section 2c.

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 of February 4, 2021. Mr. Hansberry asked for motion to dispense with the reading of the minutes and approve the minutes as printed and distributed. The motion was made by Mr. Coulter, seconded by Mr. Hawkland, and passed unanimously.

Mr. Hansberry moved to *Item 2* on the agenda, Hearing Requests. There were two hearings listed.

1. 20-0076 LA Construction & Industry SIF
2. 20-0097 - Unknown

Mr. Lee presented Claim # 20-0076 to the Board, and stated that staff did not receive medical reports to support claim. He recommended the hearing request be denied. Mr. Hawkland moved that the Board deny the request. Ms. Faber seconded the motion and it passed unanimously.

Mr. Lee presented Claim # 20-0097 to the Board, and stated that staff did not receive sufficient medical reports to support this claim and recommended denial. Mr. Hawkland moved that the Board deny the request for a hearing. Ms. Faber seconded the motion and it passed unanimously.

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Item 3 on the agenda lists (3) claims where recommendations were made for payment starting with Claim #19-0795 and ending with Claim #20-0087. Mr. Coulter made a motion to approve the claims for payment. Mr. Hawkland seconded the motion and it passed unanimously.

1. 19-0795 American Home/Nat' Union/N.H.Ins GP (AIG)
2. 20-0085 LA Health Care- Self Ins. Fund
3. 20-0087 LA Workers' Compensation Corp.

The Chairman moved to *Item 4* on the agenda, (13) claims recommended for denial, beginning with Claim #19-0239 and ending with Claim #20-0466. The Chairman requested a motion to approve the recommendation to deny the claims as described in the March 4, 2021 agenda. Mr. Hawkland made a motion to deny the claims for payment. Mr. Coulter seconded the motion and it passed unanimously.

1. 19-0239 LA Workers' Compensation Corp.
2. 19-0868 LA Construction & Industry SIF
3. 20-0012 Roman Catholic Church of New Orleans
4. 20-0069 LA Workers' Compensation Corp.
5. 20-0102 Louisiana Restaurant Association
6. 20-0106 LA Workers' Compensation Corp.
7. 20-0108 Zurich American Insurance Company
8. 20-0120 Terrebonne General Medical Center
9. 20-0129 - Unverified
10. 20-0147 Pennsylvania Manufacturers Assn Ins Co/PMA Ins Group
11. 20-0231 Louisiana Hospital Association
12. 20-0404 City of New Orleans
13. 20-0466 City of New Orleans

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve (177) partial payments due beginning with Claim #82-0693 and ending with Claim #19-0371. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of partial payments as submitted on the agenda of March 4, 2021. Ms. Faber seconded the motion and it passed unanimously.

The Chairman moved to *Item 6*, on the agenda, being the recommendation to approve (91) quarterly payments due beginning with Claim #83-0557 and ending with Claim #19-0375. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of March 4, 2021. Ms. Faber seconded the motion and it passed unanimously.

The Chairman moved to *Item 7*, Public Comment. There were no members of the public present.

Mr. Hansberry asked for a motion to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. Coulter made the motion. Ms. Faber 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 a quarterly basis for the following (8) claims.

1. 12-0385
2. 14-0089
3. 16-0785
4. 17-0454
5. 18-0005
6. 18-0189
7. 19-0660
8. 19-0730

Mr. Hawkland moved to accept the recommendation. Ms. Faber seconded the motion and it passed unanimously.

The following (4) claims had recommendations for settlement denial and that reimbursement continue on and on-going basis:

1. 02-1253
2. 16-0262
3. 18-0881
4. 20-0191

Mr. Hawkland moved to accept the recommendation. Ms. Faber seconded the motion and it 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 proceed in the manner shown on the following claims, as discussed in Executive Session.

1. Claim #12-0236 Continued Litigation
2. Claim #14-0683 Continued Litigation
3. Claim #15-0143 Settlement Authority
4. Claim #15-0631 Settlement Authority

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5. Claim #16-0455 Continued Litigation
6. Claim #16-0624 Settlement Authority
7. Claim #16-0714 Settlement Authority
8. Claim #16-0850 Continued Litigation
9. Claim #16-0857 Settlement Authority
10. Claim #17-0023 Settlement Authority
11. Claim #17-0049 Settlement Authority
12. Claim #17-0103 Continued Litigation
13. Claim #17-0709 Continued Litigation
14. Claim #18-0649 Settlement Authority
15. Claim #18-0680 Settlement Authority
16. Claim #18-0835 Continued Litigation
17. Claim #19-0227 Settlement Authority
18. Claim #19-0329 Continued Litigation
19. Claim #19-0626 Continued Litigation
20. Claim #19-0628 Settlement Authority

Mr. Hawkland made the motion. Ms. Faber seconded the motion and it passed unanimously.

The Chairman moved to *Item 9*, any other matters to discuss. There were no other matters to discuss; therefore, the Chairman asked for a motion to adjourn. Mr. Hawkland moved to adjourn. Ms. Faber seconded the motion and it passed unanimously.

The meeting adjourned at 2:52 pm

Recording Secretary: Claudia Brumfield