

LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of September 1, 2022

The regular meeting of the Second Injury Board convened at 2:02 p.m.

The following were present:

1. Charles Hansberry, representing the Commissioner 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. Tavares Walker, representing the Office of Workers' Compensation Administration
6. Karl Scott, General Counsel
7. Shana Veade, General Counsel
8. Ta'Tanisha Youngblood, General Counsel
9. Michelle Sumrall, SIB Compliance Supervisor, Recording Secretary
10. Chandra Cola, SIB Audit & Finance Supervisor
11. Claudia Brumfield, Recording Secretary

The Chairman began the meeting with *Item 1* on the agenda, being the reading of the minutes from the previous meeting of August 4, 2022. 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. Hawkland, seconded by Ms. Faber, and passed unanimously.

Mr. Hansberry moved to *Item 2* on the agenda, Hearing Requests. There were none listed.

Item 3 on the agenda lists (16) claims where recommendations were made for payment starting with Claim #21-0074 and ending with Claim #22-0198. Mr. Hawkland made a motion to approve the claims for payment. Ms. Faber seconded the motion and it passed unanimously.

1. 21-0074 LUBA Casualty Insurance Company
2. 21-0189 Federated Service Insurance Co.
3. 21-0437 Coca-Cola Bottling Company United
4. 21-0443 LA Workers' Compensation Corp.
5. 21-0580 Louisiana Hospital Association
6. 21-0583 Lafayette Parish Sheriff's Office
7. 21-0610 LUBA Casualty Insurance Company
8. 21-0644 Hartford Accident & Indemnity
9. 21-0654 Jefferson Parish
10. 21-0659 LUBA Casualty Insurance Company
11. 21-0812 LUBA Casualty Insurance Company
12. 21-0833 LA Home Builders Assn.- SIF
13. 21-0871 LUBA Casualty Insurance Company
14. 21-0877 St. Tammany Parish School Board
15. 22-0162 Great American Alliance Insurance Company
16. 22-0198 Brookshire Grocery Company

The Chairman moved to *Item 4* on the agenda, (36) claims recommended for denial, beginning with Claim #21-0284, ending with Claim #22-0141. The Chairman requested a motion to approve the recommendation to deny the claims as described in the September 1, 2022 agenda. Mr. Hawkland made a motion to deny the claims for payment. Ms. Faber seconded the motion and it passed unanimously.

1. 21-0284 HCA, Inc. - The Healthcare Company
2. 21-0338 LUBA Casualty Insurance Company
3. 21-0353 Liberty Insurance Corporation
4. 21-0374 LUBA Casualty Insurance Company
5. 21-0392 Louisiana Restaurant Association
6. 21-0398 - Unknown
7. 21-0425 Liberty Insurance Corporation
8. 21-0428 City of New Orleans
9. 21-0431 LA Construction & Industry SIF
10. 21-0434 Old Republic Insurance Company
11. 21-0440 Old Republic Insurance Company
12. 21-0446 LA Construction & Industry SIF
13. 21-0556 LA Construction & Industry SIF
14. 21-0562 - Unknown
15. 21-0565 Wal-Mart Associates, Inc.
16. 21-0571 LA Workers' Compensation Corp.
17. 21-0592 American Zurich Ins. Co.
18. 21-0595 LA Workers' Compensation Corp.
19. 21-0601 LA Workers' Compensation Corp.
20. 21-0604 Federal Insurance Company / DBA Chubb Ins.
21. 21-0646 Federated Rural Electric Insurance
22. 21-0754 St. John Parish School Board
23. 21-0823 Zurich American Insurance Company
24. 21-0865 Amguard Insurance Company
25. 21-0874 LUBA Casualty Insurance Company
26. 21-0883 Office of Risk Management
27. 21-0886 Louisiana Hospital Association
28. 21-0889 Jefferson Parish
29. 21-0895 Indemnity Ins. Co. of North America
30. 21-0901 LUBA Casualty Insurance Company
31. 22-0094 Eastern Alliance Insurance Co.
32. 22-0108 Wal-Mart Associates, Inc.
33. 22-0109 Wal-Mart Associates, Inc.
34. 22-0115 LCTA Casualty Ins. Co.
35. 22-0121 Travelers Indemnity Company of Connecticut
36. 22-0141 New Hampshire Insurance Company (AIG)

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve (160) partial payments due beginning with Claim #00-0181 and ending with Claim #99-1028. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of partial payments as submitted on the agenda of September 1, 2022. Ms. Faber seconded the motion and it passed unanimously.

The Chairman moved to *Item 6*, on the agenda, being the recommendation to approve (86) quarterly payments due beginning with Claim #04-0953 and ending with Claim #98-0998. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of September 1, 2022. Ms. Faber seconded the motion and it passed unanimously.

Mr. Hansberry called on *Item 7*, Public Comments. There were no members of the public present; therefore, Mr. Hansberry asked for a motion to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. Hawkland 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 staff regarding settlement authority as discussed in Executive Session and to extend settlement authority to be reimbursed on a quarterly basis for the following (17) claims.

1. 06-0834
2. 09-0461
3. 12-0968
4. 14-0239
5. 17-0581
6. 17-0595
7. 17-0800
8. 18-0643
9. 19-0061
10. 19-0611
11. 19-0718
12. 19-0817
13. 20-0303
14. 20-0442
15. 21-0272
16. 21-0370
17. 90-0485

Mr. Hawkland moved to accept the recommendations. 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 # 12-0869 Settlement Authority
2. Claim # 16-0447 Settlement Authority
3. Claim # 20-0416 Settlement Authority
4. Claim # 20-0485 Settlement Authority
5. Claim # 20-0549 Settlement Authority
6. Claim # 20-0741 Settlement Authority
7. Claim # 20-0774 Settlement Authority
8. Claim # 20-0782 Settlement Authority
9. Claim # 20-0961 Settlement Authority
10. Claim # 20-1004 Settlement Authority
11. Claim # 21-0233 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. Mr. Coulter requested to return to Item 1, asking for an amendment to the minutes to reflect the Board's appreciation for his years of service to the Second Injury Board and to LA Rehabilitation Services. There was no objection.

Additionally, Mr. Coulter recognized Ms. Faber and expressed his and other members' appreciation for her dedication and service to the Second Injury Board during her tenure of August 2020 through the present. All present wished her well as she moves on to other opportunities.

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 2:29 pm

Recording Secretary: Claudia Brumfield