

**LOUISIANA WORKERS' COMPENSATION SECOND INJURY BOARD
MINUTES**

*Louisiana Workforce Commission
Executive Conference Room, First Floor, Annex Building
1001 North 23rd Street, Baton Rouge, Louisiana 70804
Thursday February 1, 2024 | 2:00 p.m. CT*

I. Call to Order

Mr. Charles Hansberry, Chair, called to order the Regular Meeting of the Louisiana Workers' Compensation Second Injury Board on February 1, 2024, at 2:04 p.m.

Present

Ms. Susana Schowen, LA Workforce Commission Secretary
Mr. Charles Hansberry, Chair, representing the Commissioner of Insurance
Mr. Chris Kirby, Vice-Chair, representing the Dept. of Children & Family Services
Mr. Steve Hawkland, representing the Secretary of State
Ms. Kayla Kirby, representing the State Treasurer
Mr. Tavares Walker, Assistant Secretary, Office of Workers' Compensation Administration

Absent

None

Quorum was met.

Also, participating in the meeting were: Ms. Meridith Trahan, SIB Director; Mr. Karl Scott, Assistant Attorney General; Ms. Shana Veade, Attorney; Ms. Ta-Tanisha Youngblood, Attorney; Ms. Devionne Butler, Attorney; Ms. Tamara Hardnett, SIB Program Compliance Supervisor; Ms. Chandra Cola, SIB Audit & Finance Supervisor; Ms. Shawndrika Moore, SIB Program Compliance Officer; Ms. Melissa Green, SIB Program Compliance Officer; Ms. Mylisha Robinson, SIB Program Compliance Officer; and Ms. Claudia Brumfield, Recording Secretary.

II. Reading of minutes of previous meeting

Mr. Hansberry asked for a motion to dispense with the reading of the January 11, 2024, meeting minutes and approve the minutes as printed and distributed. The motion was made by Mr. Hawkland, seconded by Mr. Kirby, and passed unanimously.

III. Hearing Requests

None.

IV. Items 1 through 10 Recommended for Payment; Claim # 22-0757 to Claim #23-0737

Staff recommended payment of the following 10 claims:

1. 22-0757 Sentry Casualty Company
2. 23-0052 Louisiana Restaurant Association
3. 23-0102 LA Health Care- Self Ins. Fund
4. 23-0196 LA Workers' Compensation Corp.
5. 23-0347 AIU Insurance Company (AIG)
6. 23-0504 LUBA Casualty Insurance Company
7. 23-0582 Midwest Employers Casualty Company
8. 23-0627 St. Tammany Parish School Board
9. 23-0646 LA Workers' Compensation Corp.
10. 23-0737 Zurich American Insurance Company

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and the afore-listed claims were approved for payment.

V. Items 1 through 31 Recommended for Denial; Claim #20-0438 to Claim #23-0695

Staff recommended denial of the following 31 claims:

1. 20-0438 American Zurich Ins. Co.
2. 20-0975 Roman Catholic Church of New Orleans
3. 22-0803 Everest National Insurance Company
4. 22-0808 United Wisconsin Ins. Co.
5. 22-0833 Property, Casualty Insurance Company of Hartford
6. 22-0917 Liberty Mutual Ins. Co.
7. 22-0957 LA Workers' Compensation Corp.
8. 23-0088 Old Republic Insurance Company
9. 23-0232 American Zurich Ins. Co.
10. 23-0234 Office of Risk Management
11. 23-0236 Roman Catholic Church of New Orleans
12. 23-0238 - Unknown
13. 23-0246 Office of Risk Management
14. 23-0258 Ins. Co. of N. America
15. 23-0260 LA Workers' Compensation Corp.
16. 23-0264 Stonetrust Commercial Ins. Co.
17. 23-0266 Liberty Mutual Ins. Co.
18. 23-0276 Office of Risk Management
19. 23-0286 LA Home Builders Assn.- SIF
20. 23-0292 Liberty Mutual Ins. Co.
21. 23-0294 Argonaut Insurance Group

- 22. 23-0321 LA Automobile Dealers Assn.
- 23. 23-0389 Amtrust Ins. Co. of Kansas
- 24. 23-0402 LA Health Care- Self Ins. Fund
- 25. 23-0483 LA Workers' Compensation Corp.
- 26. 23-0498 LUBA Casualty Insurance Company
- 27. 23-0574 LA Automobile Dealers Assn.
- 28. 23-0579 - Unverified
- 29. 23-0660 - Unverified
- 30. 23-0677 Louisiana Restaurant Association
- 31. 23-0695 Jefferson Parish Public School System

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and the afore-listed claims were approved for payment.

VI. Recommended for Approval of Partial Payments Due: Claim #00-0223 to Claim #99-0879

Staff recommended payment of 189 partial payments in the total amount of \$2,530,719.08 for Claim #00-0223 to Claim #99-0879.

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and partial payments in the total amount of \$2,530,719.08 for 189 claims beginning with Claim #00-0745 to Claim #99-0081 were approved.

VII. Recommended for Approval of Quarterly Payments Due: Claim #01-0048 to Claim #96-0018

Staff recommended payment of 69 partial payments in the total amount of \$1,315,424.44 for Claim #01-0048 to Claim #96-0018.

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and quarterly payments in the total amount of \$1,203,214.08 for 69 claims beginning with Claim #01-0048 to Claim #96-0018 were approved.

VIII. Public Comments

Ms. Melissa Campesi, LCTA, Attorney Terrel Thomas, for LCTA Company and Mr. Matt Smith Hartford Insurance.

A request to change Item 9(a)-LCTA in the order of the agenda items was made by Mr. Hansberry. On motion of Mr. Hawkland of the same, seconded by Mr. Kirby, the motion unanimously passed and approved. The amendment of the agenda allowed Attorney Thomas and Ms. Campesi to address the Board regarding their proposed compromise agreement.

On February 1, 2024, Attorney Thomas and Ms. Campesi came before the Board stated that (AmFed) will not be a prospect of sale for LCTA Company.

Attorney Thomas and Ms. Campesi of LCTA presented to the Board a new prospect of sale of LCTA to Safety National. LCTA currently have 25 accepted claims by SIB and states that Safety National will assume the liability of LCTA 25 claims upon closing. LCTA seeking the Board permission and approval of payments of 25 claims base that (Safety National), will pay the assessments going forward during a prospective sale of LCTA to Safety National that LCTA will close in February 2024.

IX. Executive Session - Discussion concerning Second Injury Board Litigation & Settlements

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and the Board entered into Executive Session.

The Board concluded Executive Session and reconvened into its regular meeting.

X. Recommendation for Review of Settlements

Staff recommended settlement to be reimbursed on a quarterly basis of the following 14 claims:

1. 12-0751
2. 18-0476
3. 19-0323
4. 20-0842
5. 21-0172
6. 21-0604
7. 21-0654
8. 21-0681
9. 21-0766
10. 21-0921
11. 22-0040
12. 22-0146
13. 22-0599
14. 22-0702

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and the 14 afore-listed claims were approved for settlement to be reimbursed on a quarterly basis.

XI. Second Injury Board Litigation

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed, and legal counsel was authorized to proceed in the manner noted for the following claims that are currently in litigation:

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| 1. | 19-0759 | Settlement Authority granted |
| 2. | 20-0971 | Settlement Authority granted |
| 3. | 21-0161 | Settlement Authority granted |
| 4. | 22-0293 | Settlement Authority granted |
| 5. | 22-0312 | Settlement Authority granted |
| 6. | 22-0523 | Settlement Authority granted |
| 7. | 22-0628 | Settlement Authority granted |
| 8. | 22-0811 | Settlement Authority granted |
| 9. | 22-0845 | Settlement Authority granted |

XII. Any other matters requiring attention:

Upon motion of the Resolution Mr. Hawkland, seconded by Mr. Kirby, the motion unanimously passed.

a. Next Meeting Date

The Board's next meeting is scheduled for March 7, 2024.

XIII. Adjournment

Upon motion of Mr. Hawkland, seconded by Mr. Kirby, the meeting was adjourned at 2:49 p.m.