

**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 April 4, 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 April 4, 2024, at 2:02 p.m.

Present

Mr. Charles Hansberry, Chair, representing the Commissioner of Insurance
Mr. Steve Hawkland, representing the Secretary of State
Ms. Kayla Kirby, representing the State Treasurer
Mr. Brian Blackwood, Assistant Secretary, OWCA

Absent

Mr. Chris Kirby, Vice-Chairman, Dept. of Children & Family Services

Quorum was met.

Also, participating in the meeting were: Ms. Meridith Trahant, SIB Director; 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. Melissa Green, SIB Program Compliance Officer; Ms. Mylisha Robinson, SIB Program Compliance Officer; Shawndrika Moore, SIB Program Compliance Officer; Claudia Griffin, Recording Secretary.

II. Reading of minutes of previous meeting

Mr. Hansberry asked for a motion to dispense with the reading of the March 7, 2024, meeting minutes and approve the minutes as printed and distributed. On motion of Mr. Hawkland to dispense with reading of the meeting minutes, seconded by Ms. Kirby, and passed unanimously.

III. Hearing Requests

None.

IV. Items 1 through 21 Recommended for Payment; Claim # 22-0675 to Claim #23-0857

Staff recommended payment of the following 21 claims:

1. 22-0675 Tangipahoa Parish School Board
2. 22-0717 LUBA Casualty Insurance Company
3. 22-0759 Federal Insurance Company / DBA Chubb Ins.
4. 22-0889 Terrebonne Parish Cons. Government
5. 23-0116 Safety National Casualty Corporation
6. 23-0137 LA Workers' Compensation Corp.
7. 23-0166 LUBA Casualty Insurance Company
8. 23-0182 Lafayette Consolidated Government
9. 23-0229 Lafayette Parish School Board
10. 23-0309 Jefferson Parish
11. 23-0366 Pennsylvania Manufacturers Assn Ins Co/PMA Ins Group
12. 23-0421 Gray Insurance Company
13. 23-0520 St. Charles Parish School Board
14. 23-0542 - Unverified
15. 23-0668 LUBA Casualty Insurance Company
16. 23-0683 Monroe City School Board
17. 23-0729 Lafayette Parish School Board
18. 23-0732 AIU Insurance Company (AIG)
19. 23-0736 Louisiana Hospital Association
20. 23-0842 Property, Casualty Insurance Company of Hartford
21. 23-0857 LA Construction & Industry SIF

Upon motion of Mr. Hawkland to accept Staff's recommendation, seconded by Ms. Kirby, the motion unanimously passed, and the afore-listed claims were approved for payment.

V. Items 1 through 134 Recommended for Denial; Claim #20-0917 to Claim #24-0014

Staff recommended denial of the following 134 claims:

1. 20-0917 LA Municipal Risk Mgmt. Agency
2. 22-0447 Arch Insurance Company
3. 22-0506 Indemnity Ins. Co. of North America
4. 22-0762 Louisiana Restaurant Association
5. 22-0798 Office of Risk Management
6. 22-0816 AIU Insurance Company (AIG)
7. 22-0864 General Health, Inc.
8. 22-0898 Travelers Property Casualty Company of America
9. 22-0918 - Unknown
10. 22-0948 St. Bernard Parish Government
11. 22-0952 LA Home Builders Assn.- SIF

12. 23-0011 LUBA Casualty Insurance Company
13. 23-0031 Office of Risk Management
14. 23-0033 LUBA Casualty Insurance Company
15. 23-0067 Office of Risk Management
16. 23-0071 LUBA Casualty Insurance Company
17. 23-0077 Lafayette Consolidated Government
18. 23-0096 LA Workers' Compensation Corp.
19. 23-0103 Louisiana Restaurant Association
20. 23-0131 Argonaut Insurance Group
21. 23-0133 Regional Transit Authority
22. 23-0135 LA Health Care- Self Ins. Fund
23. 23-0149 Jefferson Parish Public School System
24. 23-0163 Entergy Operations, Inc.
25. 23-0167 Lake Charles Memorial Hospital
26. 23-0178 Office of Risk Management
27. 23-0181 North River Insurance Co., The
28. 23-0185 LUBA Casualty Insurance Company
29. 23-0192 LA Workers' Compensation Corp.
30. 23-0193 - Unverified
31. 23-0224 LA Workers' Compensation Corp.
32. 23-0237 LUBA Casualty Insurance Company
33. 23-0245 City of Lake Charles
34. 23-0247 LUBA Casualty Insurance Company
35. 23-0271 Regional Transit Authority
36. 23-0287 LUBA Casualty Insurance Company
37. 23-0296 Zurich American Insurance Company
38. 23-0298 LA Workers' Compensation Corp.
39. 23-0314 Gray Insurance Company
40. 23-0318 American Zurich Ins. Co.
41. 23-0322 Jefferson Parish Public School System
42. 23-0323 LA Home Builders Assn.- SIF
43. 23-0325 Louisiana Hospital Association
44. 23-0327 LA Automobile Dealers Assn.
45. 23-0329 - Unverified
46. 23-0332 LA Workers' Compensation Corp.
47. 23-0338 Indemnity Ins. Co. of North America
48. 23-0339 XL Specialty Insurance Company
49. 23-0341 Louisiana Machinery Company, Inc.
50. 23-0342 Star Insurance Company
51. 23-0343 Plaquemines Parish Government
52. 23-0346 LUBA Casualty Insurance Company
53. 23-0350 Zurich American Insurance Company
54. 23-0353 Travelers Indemnity Company of Connecticut
55. 23-0356 Travelers Casualty & Surety Co.

56. 23-0358 LA Automobile Dealers Assn.
57. 23-0362 - Unknown
58. 23-0364 Regional Transit Authority
59. 23-0365 LA Workers' Compensation Corp.
60. 23-0367 City of Kenner
61. 23-0370 East Jefferson General Hospital
62. 23-0372 - Unknown
63. 23-0374 Phoenix Insurance Company, The
64. 23-0380 Travelers Property Casualty Company of America
65. 23-0381 AIU Insurance Company (AIG)
66. 23-0382 LA Automobile Dealers Assn.
67. 23-0387 Retailers Casualty Insurance Company
68. 23-0390 Charter Oak Fire Insurance Company, The
69. 23-0392 LA Workers' Compensation Corp.
70. 23-0396 Office of Risk Management
71. 23-0398 LA Construction & Industry SIF
72. 23-0399 Lafayette Consolidated Government
73. 23-0400 - Unverified
74. 23-0401 Regional Transit Authority
75. 23-0404 Lafayette Consolidated Government
76. 23-0405 Indemnity Ins. Co. of North America
77. 23-0407 Retailers Casualty Insurance Company
78. 23-0409 City of Shreveport
79. 23-0413 Safety National Casualty Corporation
80. 23-0414 - Unverified
81. 23-0416 LUBA Casualty Insurance Company
82. 23-0419 Jefferson Parish
83. 23-0420 Lafayette Consolidated Government
84. 23-0425 Great American Alliance Insurance Company
85. 23-0426 Office of Risk Management
86. 23-0428 St. James Parish School Board
87. 23-0431 LUBA Casualty Insurance Company
88. 23-0433 East Jefferson General Hospital
89. 23-0434 Liberty Mutual Ins. Co.
90. 23-0437 Office of Risk Management
91. 23-0438 Retailers Casualty Insurance Company
92. 23-0440 LA Construction & Industry SIF
93. 23-0443 Travelers Property Casualty Company of America
94. 23-0446 LA Workers' Compensation Corp.
95. 23-0452 - Unverified
96. 23-0455 Jefferson Parish Public School System
97. 23-0458 LUBA Casualty Insurance Company
98. 23-0460 QBE Insurance Corporation
99. 23-0461 Technology Insurance Company

- 100. 23-0467 Argonaut Insurance Group
- 101. 23-0471 LUBA Casualty Insurance Company
- 102. 23-0472 Parish Government Risk Management Agency
- 103. 23-0476 LA Automobile Dealers Assn.
- 104. 23-0487 General Health, Inc.
- 105. 23-0490 LUBA Casualty Insurance Company
- 106. 23-0502 LUBA Casualty Insurance Company
- 107. 23-0507 Eastern Alliance Insurance Co.
- 108. 23-0547 - Unverified
- 109. 23-0548 St. Bernard Parish Government
- 110. 23-0549 Technology Insurance Company
- 111. 23-0551 - Unverified
- 112. 23-0557 - Unverified
- 113. 23-0560 - Unverified
- 114. 23-0563 Office of Risk Management
- 115. 23-0565 LA Home Builders Assn.- SIF
- 116. 23-0566 LUBA Casualty Insurance Company
- 117. 23-0572 LUBA Casualty Insurance Company
- 118. 23-0573 LUBA Casualty Insurance Company
- 119. 23-0576 Iberia Parish School Board
- 120. 23-0611 St. Charles Parish School Board
- 121. 23-0619 - Unverified
- 122. 23-0625 Louisiana Restaurant Association
- 123. 23-0639 Indemnity Ins. Co. of North America
- 124. 23-0686 Eastern Alliance Insurance Co.
- 125. 23-0689 Regional Transit Authority
- 126. 23-0697 - Unknown
- 127. 23-0719 Louisiana Hospital Association
- 128. 23-0771 - Unknown
- 129. 23-0787 - Unverified
- 130. 23-0789 Louisiana Restaurant Association
- 131. 23-0811 Parish Government Risk Management Agency
- 132. 23-0815 - Unverified
- 133. 23-0875 Parish Government Risk Management Agency
- 134. 24-0014 - Unverified

Upon motion of Mr. Hawkland to accept Staff's recommendation, seconded by Ms. Kirby, the motion unanimously passed, and the afore-listed claims were denied for payment.

VI. Recommended for Approval of Partial Payments Due: Claim #00-0464 to Claim #99-0462

Staff recommended payment of 176 partial payments in the total amount of \$2,470,172.28 for Claim #00-0464 to Claim #99-0462.

Upon motion of Mr. Hawkland to accept Staff's recommendation, seconded by Ms. Kirby, the motion unanimously passed, and partial payments in the total amount of \$2,470,172.28 for 176 claims beginning with Claim #00-0464 to Claim #99-0462 were approved.

VII. Recommended for Approval of Quarterly Payments Due: Claim #00-0717 to Claim #97-1150

Staff recommended payment of 85 quarterly payments in the total amount of \$1,334,447.49 for Claim #00-0717 to Claim #97-1150.

Upon motion of Mr. Hawkland to accept Staff's recommendation, seconded by Ms. Kirby, the motion unanimously passed, and quarterly payments in the total amount of \$1,334,447.49 for 85 claims beginning with Claim #00-0717 to Claim #97-1150 were approved.

VIII. Public Comments

None.

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

Upon motion of Mr. Hawkland to enter into Executive Session, seconded by Ms. 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 six claims:

1. 00-1062
2. 19-0840
3. 20-0451
4. 21-0316
5. 22-0523
6. 23-0142

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

Staff recommended that reimbursement continue on an on-going basis for the following three claims:

1. 05-0596
2. 10-0942
3. 16-0537

Upon motion of Mr. Hawkland to accept Staff's recommendation, seconded by Ms. Kirby, the motion unanimously passed and the three afore-listed claims will continue to be reimbursed on an on-going basis.

XI. Second Injury Board Litigation

Upon motion of Mr. Hawkland, seconded by Ms. 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. | 19-0689 | Settlement Authority granted |
| 2. | 20-0500 | Settlement Authority granted |
| 3. | 21-0302 | Settlement Authority granted |
| 4. | 21-0820 | Settlement Authority granted |
| 5. | 22-0318 | Settlement Authority granted |
| 6. | 22-0486 | Settlement Authority granted |
| 7. | 22-0496 | Settlement Authority granted |
| 8. | 22-0685 | Settlement Authority granted |

XII. Any other matters requiring attention:

a. 2023 SIB Annual Assessment

Ms. Trahant apprised the Board regarding the SIF collection of yearly assessment fees. As of April 4, 2024, SIF has collected \$54,274,582.00 of the proposed amount of \$59,401,809.00, which is 91.4%.

b. Next Meeting Date

The Board's next meeting is scheduled for May 2, 2024.

XIII. Adjournment

Upon motion of Mr. Hawkland to adjourn, seconded by Ms. Kirby, the meeting was adjourned at 2:30 p.m.