

## LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of April 7, 2022

The regular meeting of the Second Injury Board convened at 2:03 p.m.

The following were present or attended via Zoom/Teleconference:

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. Karl Scott, General Counsel
5. Shana Veade, General Counsel
6. Ta'Tanisha Youngblood, General Counsel
7. Michelle Sumrall, SIB Compliance Supervisor
8. Chandra Cola, SIB Audit & Finance Supervisor
9. 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 March 10, 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 Mr. Coulter, and passed unanimously.

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

*Item 3* on the agenda lists (8) claims where recommendations were made for payment starting with Claim #20-0372 and ending with Claim #21-0766. Mr. Hawkland made a motion to approve the claims for payment. Mr. Coulter seconded the motion and it passed unanimously.

1. 20-0372 Bridgefield Casualty Insurance Company
2. 20-0976 St. Tammany Parish School Board
3. 21-0027 Great American Alliance Insurance Company
4. 21-0277 Gray Insurance Company
5. 21-0433 New Hampshire Insurance Company (AIG)
6. 21-0448 LA Workers' Compensation Corp.
7. 21-0552 LAC-Self-Insured Fund
8. 21-0766 Louisiana Hospital Association

The Chairman moved to *Item 4* on the agenda, (82) claims recommended for denial, beginning with Claim #20-0134 and ending with Claim #21-0887. The Chairman requested a motion to approve the recommendation to deny the claims as described in the April 7, 2022 agenda. Mr. Hawkland made a motion to deny the claims for payment. Mr. Coulter seconded the motion and it passed unanimously.

1. 20-0134 Lafayette Parish School Board
2. 20-0150 Dillard's, Inc.
3. 20-0225 - Unverified
4. 20-0230 LA Health Care- Self Ins. Fund

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5. 20-0626 XL Specialty Insurance Company
6. 20-0649 LA Workers' Compensation Corp.
7. 20-0664 New Hampshire Insurance Company (AIG)
8. 20-0673 Parish Government Risk Management Agency
9. 20-0700 St. John Parish School Board
10. 20-0859 Office of Risk Management
11. 20-0916 LUBA Casualty Insurance Company
12. 20-0937 Office of Risk Management
13. 20-0943 Gray Insurance Company
14. 20-0946 - Unknown
15. 20-0952 Terrebonne Parish School Board
16. 20-0955 Office of Risk Management
17. 20-0958 Lafayette Parish School Board
18. 20-0961 LA Construction & Industry SIF
19. 20-0964 - Unverified
20. 20-1000 Lafayette Consolidated Government
21. 21-0002 HCA, Inc. - The Healthcare Company
22. 21-0006 St. Tammany Parish School Board
23. 21-0062 LA Construction & Industry SIF
24. 21-0084 LA Construction & Industry SIF
25. 21-0090 LA Workers' Compensation Corp.
26. 21-0134 Willis-Knighton Medical Center
27. 21-0138 LA Workers' Compensation Corp.
28. 21-0146 LA Home Builders Assn.- SIF
29. 21-0147 LA Workers' Compensation Corp.
30. 21-0172 Arch Insurance Company
31. 21-0199 Ace Fire Underwriters Ins. Co.
32. 21-0202 LUBA Casualty Insurance Company
33. 21-0211 LA Workers' Compensation Corp.
34. 21-0224 Bridgefield Casualty Insurance Company
35. 21-0230 City of New Orleans
36. 21-0233 LA Construction & Industry SIF
37. 21-0236 Ace American Ins. Co
38. 21-0238 Lafayette General Health
39. 21-0239 LUBA Casualty Insurance Company
40. 21-0241 LUBA Casualty Insurance Company
41. 21-0283 Bridgefield Employers Insurance Company
42. 21-0323 LUBA Casualty Insurance Company
43. 21-0343 Office of Risk Management
44. 21-0406 Diocese of Baton Rouge
45. 21-0409 LUBA Casualty Insurance Company
46. 21-0418 LUBA Casualty Insurance Company
47. 21-0423 LA Health Care- Self Ins. Fund
48. 21-0424 City of New Orleans
49. 21-0427 LA Home Builders Assn.- SIF
50. 21-0442 New Hampshire Insurance Company (AIG)
51. 21-0456 New Hampshire Insurance Company (AIG)
52. 21-0458 LUBA Casualty Insurance Company
53. 21-0489 LA Construction & Industry SIF
54. 21-0505 LA Home Builders Assn.- SIF
55. 21-0516 Safety National Casualty Corporation
56. 21-0531 Office of Risk Management
57. 21-0537 - Unverified
58. 21-0543 LCTA Casualty Ins. Co.
59. 21-0555 Travelers Property Casualty Company of America
60. 21-0573 LCTA Casualty Ins. Co.
61. 21-0581 - Unverified

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62. 21-0585 Ochsner Hospital (Ochsner Clinic Foundation)
63. 21-0597 St. Tammany Parish School Board
64. 21-0603 LUBA Casualty Insurance Company
65. 21-0606 Office of Risk Management
66. 21-0609 LA Health Care- Self Ins. Fund
67. 21-0612 Louisiana Restaurant Association
68. 21-0615 St. Tammany Parish School Board
69. 21-0621 Office of Risk Management
70. 21-0631 St. Tammany Parish School Board
71. 21-0643 Jefferson Parish
72. 21-0649 New Hampshire Insurance Company (AIG)
73. 21-0670 LUBA Casualty Insurance Company
74. 21-0672 LUBA Casualty Insurance Company
75. 21-0702 LCTA Casualty Ins. Co.
76. 21-0719 City of Opelousas
77. 21-0720 City of Alexandria
78. 21-0733 City of Shreveport
79. 21-0747 Office of Risk Management
80. 21-0768 New Hampshire Insurance Company (AIG)
81. 21-0800 Liberty Mutual Ins. Co.
82. 21-0887 Coca-Cola Bottling Company United

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve (118) partial payments due beginning with Claim #00-0717 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 April 7, 2022. Mr. Coulter seconded the motion and it passed unanimously.

The Chairman moved to *Item 6*, on the agenda, being the recommendation to approve (107) quarterly payments due beginning with Claim #00-0717 and ending with Claim #97-1150. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of April 7, 2022. Mr. Coulter seconded the motion and it passed unanimously.

Mr. Hansberry called on *Item 7*, Public Comments. No one from the public had comments regarding business of the Board.

Mr. Hansberry asked for a motion to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. Hawkland made the motion. Mr. Coulter 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 (22) claims.

1. 08-0518
2. 09-0204
3. 09-0461 – Indemnity only
4. 09-0542
5. 14-0392
6. 15-0470
7. 16-0390
8. 16-0738
9. 17-0390
10. 18-0069
11. 18-0617
12. 18-0711
13. 18-0779
14. 18-0850
15. 19-0149 –Indemnity only
16. 19-0150
17. 19-0564
18. 19-0591
19. 19-0833
20. 20-0800
21. 20-1026
22. 91-0218

Mr. Hawkland moved to accept the recommendations. Mr. Coulter 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.

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|---------------------|----------------------|
| 1. Claim # 01-0962  | Continue Litigation  |
| 2. Claim # 15-0183  | Continue Litigation  |
| 3. Claim # 16-0792  | Settlement Authority |
| 4. Claim # 16-0803  | Continue Litigation  |
| 5. Claim # 17-0908  | Continue Litigation  |
| 6. Claim # 18-0197  | Settlement Authority |
| 7. Claim # 19-0497  | Settlement Authority |
| 8. Claim # 19-0527  | Continue Litigation  |
| 9. Claim # 19-0567  | Settlement Authority |
| 10. Claim # 19-0585 | Continue Litigation  |
| 11. Claim # 19-0631 | Settlement Authority |
| 12. Claim # 19-0757 | Settlement Authority |
| 13. Claim # 19-0793 | Settlement Authority |
| 14. Claim # 19-0853 | Continue Litigation  |
| 15. Claim # 19-0895 | Continue Litigation  |
| 16. Claim # 20-0041 | Continue Litigation  |

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17. Claim # 20-0060	Continue Litigation
18. Claim # 20-0082	Settlement Authority
19. Claim # 20-0163	Settlement Authority
20. Claim # 20-0165	Settlement Authority
21. Claim # 20-0236	Settlement Authority
22. Claim # 20-0376	Settlement Authority
23. Claim # 20-0450	Continue Litigation
24. Claim # 20-0513	Continue Litigation
25. Claim # 20-0689	Settlement Authority
26. Claim # 20-0732	Continue Litigation
27. Claim # 20-0909	Continue Litigation
28. Claim # 21-0063	Continue Litigation
29. Claim # 21-0129	Continue Litigation
30. Claim # 21-0306	Continue Litigation

Mr. Hawkland made the motion. Mr. Coulter 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. Mr. Coulter seconded the motion and it passed unanimously.

The meeting adjourned at 2:36 pm

Recording Secretary: Claudia Brumfield