

## LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of February 4, 2021

The regular meeting of the Second Injury Board convened at 2:04 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 January 7, 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. Hawkland, seconded by Ms. Faber, and passed unanimously.

Mr. Hansberry moved to *Item 2* on the agenda, Hearing Requests. There were no requests.

*Item 3* on the agenda lists (9) claims where recommendations were made for payment starting with Claim #19-0584 and ending with Claim #20-0623. Mr. Coulter made a motion to approve the claims for payment. Mr. Hawkland seconded the motion and it passed unanimously.

1. 19-0584 Sentry Insurance A Mutual Company
2. 19-0773 Sentry Insurance A Mutual Company
3. 19-0883 Jefferson Parish Public School System
4. 20-0243 Jefferson Parish Public School System
5. 20-0272 Commerce And Industry Insurance Company (AIG)
6. 20-0320 LUBA Casualty Insurance Company
7. 20-0434 LA Health Care- Self Ins. Fund
8. 20-0496 City of New Orleans
9. 20-0623 AIG Assurance Company (AIG)

The Chairman moved to *Item 4* on the agenda, (71) claims recommended for denial, beginning with Claim #19-0143 and ending with Claim #20-0839. The Chairman requested a motion to approve the recommendation to deny the claims as described in the February 4, 2021 agenda. Mr. Hawkland made a motion to deny the claims for payment. Ms. Faber seconded the motion and it passed unanimously.

1. 19-0143 Gray Insurance Company
2. 19-0226 City of New Orleans
3. 19-0365 Coca-Cola Bottling Company United
4. 19-0368 - Unverified
5. 19-0433 Louisiana Hospital Association
6. 19-0606 LA Workers' Compensation Corp.
7. 19-0684 Terrebonne Parish Cons. Government
8. 19-0705 City of Kenner
9. 19-0716 Travelers Indemnity Company of Connecticut
10. 19-0738 LUBA Casualty Insurance Company
11. 19-0778 LA Workers' Compensation Corp.
12. 19-0792 Bridgefield Casualty Insurance Company
13. 19-0802 LA Workers' Compensation Corp.
14. 19-0828 LUBA Casualty Insurance Company
15. 19-0832 LUBA Casualty Insurance Company
16. 19-0854 LA Workers' Compensation Corp.
17. 19-0859 Jefferson Parish
18. 19-0870 LA Construction & Industry SIF
19. 19-0884 Parish Government Risk Management Agency
20. 19-0886 Indemnity Ins. Co. of North America
21. 19-0895 LA Workers' Compensation Corp.
22. 19-0898 LUBA Casualty Insurance Company
23. 19-0910 Lafayette General Health
24. 19-0919 LA Workers' Compensation Corp.
25. 19-0937 LUBA Casualty Insurance Company
26. 19-0949 Pennsylvania Manufacturers Assn Ins. Co/PMA Ins. Group
27. 19-0953 Old Republic General Ins. Co.
28. 19-0984 Allmerican Financial Benefit
29. 20-0030 LA Municipal Risk Mgmt. Agency
30. 20-0051 LA Workers' Compensation Corp.
31. 20-0060 Ace American Ins. Co
32. 20-0062 - Unverified
33. 20-0068 Office of Risk Management
34. 20-0089 LUBA Casualty Insurance Company
35. 20-0095 LA Construction & Industry SIF
36. 20-0096 LA Workers' Compensation Corp.
37. 20-0098 Ace American Ins. Co
38. 20-0110 Great West Casualty Company
39. 20-0131 LA Workers' Compensation Corp.
40. 20-0143 - Unknown
41. 20-0156 LA Health Care- Self Ins. Fund
42. 20-0161 Nova Casualty Company
43. 20-0163 Retailers Casualty Insurance Company
44. 20-0169 LA Workers' Compensation Corp.
45. 20-0172 Acadian Ambulance Service, Inc
46. 20-0173 LA Construction & Industry SIF
47. 20-0174 Old Republic Insurance Company
48. 20-0178 - Unknown
49. 20-0179 LUBA Casualty Insurance Company

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50. 20-0180 LUBA Casualty Insurance Company
51. 20-0182 Ace American Ins. Co
52. 20-0187 City of New Orleans
53. 20-0188 City of New Orleans
54. 20-0233 LCTA Casualty Ins. Co.
55. 20-0249 Racetrac Petroleum, Inc.
56. 20-0334 LUBA Casualty Insurance Company
57. 20-0336 LUBA Casualty Insurance Company
58. 20-0350 Lake Charles Memorial Hospital
59. 20-0353 Travelers Indemnity Company
60. 20-0357 Bridgefield Casualty Insurance Company
61. 20-0360 LUBA Casualty Insurance Company
62. 20-0371 - Unknown
63. 20-0375 Indemnity Ins. Co. of North America
64. 20-0385 LA Workers' Compensation Corp.
65. 20-0430 LUBA Casualty Insurance Company
66. 20-0502 LCTA Casualty Ins. Co.
67. 20-0504 LCTA Casualty Ins. Co.
68. 20-0658 Bridgefield Casualty Insurance Company
69. 20-0676 Indemnity Ins. Co. of North America
70. 20-0715 Entergy Services, Inc.
71. 20-0839 LUBA Casualty Insurance Company

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve (145) partial payments due beginning with Claim #81-0333 and ending with Claim #19-0079. Mr. Hawkland moved to accept the recommendation of staff and approve reimbursement of partial payments as submitted on the agenda of February 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 (96) quarterly payments due beginning with Claim #86-0091 and ending with Claim #19-0413. Mr. Coulter moved to accept the recommendation of staff and approve reimbursement of quarterly payments as submitted on the agenda of February 4, 2021. Mr. Hawkland 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. 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 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 (16) claims.

1. 06-0303
2. 11-0266
3. 13-0003
4. 14-0575
5. 16-0329
6. 17-0469
7. 18-0329
8. 18-0355
9. 18-0421
10. 18-0432
11. 18-0581 – Indemnity only
12. 19-0235
13. 19-0311
14. 19-0359
15. 19-0370
16. 19-0950

Mr. Hawkland moved to accept the recommendation. 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.

1. Claim #09-0613 Settlement Authority
2. Claim #11-0299 Settlement Authority
3. Claim #12-0236 Continued Litigation
4. Claim #16-0754 Settlement Authority
5. Claim #17-0354 Continued Litigation
6. Claim #17-0362 Settlement Authority
7. Claim #17-0548 Continued Litigation
8. Claim #18-0106 Settlement Authority
9. Claim #18-0618 Settlement Authority
10. Claim #19-0258 Settlement Authority
11. Claim #19-0459 Settlement Authority
12. Claim #19-0483 Settlement Authority
13. Claim #19-0529 Settlement Authority
14. Claim #19-0649 Settlement Authority
15. Claim #19-0803 Settlement Authority
16. Claim #19-0846 Settlement Authority

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

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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 2:50 pm

Recording Secretary: Claudia Brumfield