

**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 July 11, 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 July 11, 2024, at 2:04 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
Ms. Courtney Olivia, representing the Secretary of the Department of Children and Family Services
Mr. Brian Blackwood, Assistant Secretary of the Office of Worker's Compensation Administration

Absent

Quorum was met.

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

II. Reading of minutes of previous meeting

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board dispensed with the reading of the June 6, 2024, meeting minutes.

III. Hearing Requests

Requests for formal hearing were received for the following SIB claims:

1. 23-0161 AIU Insurance Company
2. 23-0843 BJ's Waste Inc.

On motion of Mr. Hawkland, seconded by Ms. Kirby, the Board denied the requests for formal hearing in reference to SIB Claim Nos. 23-0161 and 23-0843.

IV. Items 1 through 21 Recommended for Payment; Claim # 22-0223 to Claim #24-0294

Staff recommended payment of the following 21 claims:

1. 22-0223 Bridgefield Casualty Insurance Company
2. 22-0731 Travelers Property Casualty Company of America
3. 22-0881 LA Construction & Industry SIF
4. 23-0055 Accident Fund Ins. Co. of America
5. 23-0141 LA Workers' Compensation Corp.
6. 23-0164 Pennsylvania Manufacturers Assn Ins Co/PMA Ins Group
7. 23-0417 LUBA Casualty Insurance Company
8. 23-0499 - Unknown
9. 23-0558 LA Workers' Compensation Corp.
10. 23-0658 LUBA Casualty Insurance Company
11. 23-0661 Retailers Casualty Insurance Company
12. 23-0753 Sunz Insurance Company
13. 23-0768 LUBA Casualty Insurance Company
14. 23-0774 Sunz Insurance Company
15. 24-0009 Lafayette Parish School Board
16. 24-0065 LA Workers' Compensation Corp.
17. 24-0105 LUBA Casualty Insurance Company
18. 24-0217 LA Construction & Industry SIF
19. 24-0230 Lafourche Parish School Board
20. 24-0259 LA Home Builders Assn.- SIF
21. 24-0294 Lafayette Parish School Board

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board approved payment of the afore-listed claims.

V. Items 1 through 197 Recommended for Denial; Claim #22-0450 to Claim #24-0321

Staff recommended denial of the following 197 claims:

1. 22-0450 National Union Fire Insurance Company (AIG)
2. 22-0726 Safety National Casualty Corporation
3. 22-0893 LA Construction & Industry SIF
4. 22-0916 - Unknown
5. 22-0924 Jefferson Parish
6. 22-0930 National Union Fire Insurance - Pittsburgh, PA (AIG)
7. 22-0954 Old Republic Insurance Company

8. 22-0960 LA Workers' Compensation Corp.
9. 23-0003 LA Construction & Industry SIF
10. 23-0013 LA Construction & Industry SIF
11. 23-0015 Gray Insurance Company
12. 23-0017 Old Republic Insurance Company
13. 23-0019 Office of Risk Management
14. 23-0023 LA Workers' Compensation Corp.
15. 23-0025 Liberty Mutual Ins. Co.
16. 23-0043 Lafayette Parish School Board
17. 23-0045 XL Specialty Insurance Company
18. 23-0057 Liberty Mutual Ins. Co.
19. 23-0063 Argonaut Insurance Group
20. 23-0065 Lafourche Parish Council/Government
21. 23-0073 Safety National Casualty Corporation
22. 23-0075 - Unverified
23. 23-0079 - Unknown
24. 23-0083 LA Construction & Industry SIF
25. 23-0091 LA Workers' Compensation Corp.
26. 23-0095 Safety National Casualty Corporation
27. 23-0105 LA Construction & Industry SIF
28. 23-0107 LA Workers' Compensation Corp.
29. 23-0109 American Interstate Insurance Company
30. 23-0111 Retailers Casualty Insurance Company
31. 23-0113 Technology Insurance Company
32. 23-0121 Ace American Ins. Co
33. 23-0123 LA Workers' Compensation Corp.
34. 23-0125 National Casualty Company
35. 23-0139 LA Workers' Compensation Corp.
36. 23-0153 - Unknown
37. 23-0157 Technology Insurance Company
38. 23-0159 City of Lake Charles
39. 23-0161 AIU Insurance Company (AIG)
40. 23-0171 Argonaut Insurance Group
41. 23-0173 Arch Insurance Company
42. 23-0175 LA Construction & Industry SIF
43. 23-0177 - Unverified
44. 23-0187 City of Lake Charles
45. 23-0189 Continental Indemnity Company
46. 23-0191 - Unverified
47. 23-0195 Lafayette Parish School Board
48. 23-0197 Safety National Casualty Corporation
49. 23-0207 - Unknown
50. 23-0209 Indemnity Ins. Co. of North America
51. 23-0211 Technology Insurance Company

52.	23-0215	- Unknown
53.	23-0217	Ace American Ins. Co
54.	23-0219	United Wisconsin Ins. Co.
55.	23-0221	Office of Risk Management
56.	23-0223	City of New Orleans
57.	23-0225	Brookshire Grocery Company
58.	23-0227	LA Workers' Compensation Corp.
59.	23-0233	- Unverified
60.	23-0235	Gray Insurance Company
61.	23-0239	Farmington Casualty Company
62.	23-0255	Louisiana Restaurant Association
63.	23-0259	LA Workers' Compensation Corp.
64.	23-0263	Safety National Casualty Corporation
65.	23-0265	LA Home Builders Assn.- SIF
66.	23-0267	- Unverified
67.	23-0268	LA Automobile Dealers Assn.
68.	23-0269	Woman's Hospital
69.	23-0273	LUBA Casualty Insurance Company
70.	23-0275	LA Workers' Compensation Corp.
71.	23-0279	Argonaut Insurance Group
72.	23-0281	Retailers Casualty Insurance Company
73.	23-0283	LA Municipal Risk Mgmt. Agency
74.	23-0285	Great Divide Insurance Co.
75.	23-0293	American Interstate Insurance Company
76.	23-0297	Retailers Casualty Insurance Company
77.	23-0299	Lafayette Parish School Board
78.	23-0301	Safety National Casualty Corporation
79.	23-0305	XL Insurance America, Inc.
80.	23-0311	Old Republic Insurance Company
81.	23-0313	LA Workers' Compensation Corp.
82.	23-0316	Charter Oak Fire Insurance Company, The
83.	23-0319	LA Workers' Compensation Corp.
84.	23-0328	- Unknown
85.	23-0334	LA Workers' Compensation Corp.
86.	23-0337	Zurich American Insurance Company
87.	23-0340	Technology Insurance Company
88.	23-0349	American Interstate Insurance Company
89.	23-0355	Bridgefield Employers Insurance Company
90.	23-0361	Jefferson Parish
91.	23-0373	Travelers Property Casualty Company of America
92.	23-0376	St. John Parish School Board
93.	23-0379	Tangipahoa Parish School Board
94.	23-0394	Regional Transit Authority
95.	23-0397	Argonaut Insurance Group

96.	23-0403	Travelers Property Casualty Company of America
97.	23-0406	Farmington Casualty Company
98.	23-0412	Liberty Mutual Ins. Co.
99.	23-0430	Jefferson Parish
100.	23-0442	XL Insurance America, Inc.
101.	23-0448	American Casualty of Reading, PA
102.	23-0457	LA Health Care- Self Ins. Fund
103.	23-0463	LA Workers' Compensation Corp.
104.	23-0469	LA Municipal Risk Mgmt. Agency
105.	23-0478	LA Automobile Dealers Assn.
106.	23-0484	LUBA Casualty Insurance Company
107.	23-0486	Accident Fund Ins. Co. of America
108.	23-0493	Jefferson Parish Public School System
109.	23-0517	American Interstate Insurance Company
110.	23-0529	Retailers Casualty Insurance Company
111.	23-0532	Travelers Casualty & Surety Co.
112.	23-0536	Ace American Ins. Co
113.	23-0538	- Unverified
114.	23-0544	Star Insurance Company
115.	23-0553	LA Workers' Compensation Corp.
116.	23-0559	LA Construction & Industry SIF
117.	23-0570	Office of Risk Management
118.	23-0571	- Unknown
119.	23-0596	American Zurich Ins. Co.
120.	23-0608	LUBA Casualty Insurance Company
121.	23-0628	Terrebonne Parish School Board
122.	23-0630	Travelers Property Casualty Company of America
123.	23-0632	Travelers Property Casualty Company of America
124.	23-0641	LA Workers' Compensation Corp.
125.	23-0644	City of New Orleans
126.	23-0647	Wal-Mart Associates, Inc.
127.	23-0649	Great American Alliance Insurance Company
128.	23-0653	LUBA Casualty Insurance Company
129.	23-0655	LA Municipal Risk Mgmt. Agency
130.	23-0656	LUBA Casualty Insurance Company
131.	23-0662	Office of Risk Management
132.	23-0665	Jefferson Parish Public School System
133.	23-0672	Bridgefield Casualty Insurance Company
134.	23-0678	LA Municipal Risk Mgmt. Agency
135.	23-0682	LA Construction & Industry SIF
136.	23-0684	Bridgefield Casualty Insurance Company
137.	23-0701	Lafayette Parish School Board
138.	23-0706	Office of Risk Management
139.	23-0707	LA Workers' Compensation Corp.

140.	23-0708	Indemnity Ins. Co. of North America
141.	23-0709	Office of Risk Management
142.	23-0710	Indemnity Ins. Co. of North America
143.	23-0711	LA Workers' Compensation Corp.
144.	23-0712	- Unknown
145.	23-0715	City of New Orleans
146.	23-0718	LUBA Casualty Insurance Company
147.	23-0727	LA Workers' Compensation Corp.
148.	23-0731	Midwest Employers Casualty Company
149.	23-0735	City of Natchitoches
150.	23-0742	Travelers Indemnity Company
151.	23-0743	City of Lake Charles
152.	23-0744	Eastern Alliance Insurance Co.
153.	23-0745	Wal-Mart Associates, Inc.
154.	23-0747	Office of Risk Management
155.	23-0750	LUBA Casualty Insurance Company
156.	23-0757	- Unknown
157.	23-0758	Technology Insurance Company
158.	23-0760	- Unknown
159.	23-0763	Office of Risk Management
160.	23-0767	Louisiana Restaurant Association
161.	23-0775	Travelers Indemnity Company
162.	23-0777	Retailers Casualty Insurance Company
163.	23-0783	Safety National Casualty Corporation
164.	23-0785	Great American Alliance Insurance Company
165.	23-0790	Acadian Ambulance Service, Inc
166.	23-0791	LA Health Care- Self Ins. Fund
167.	23-0793	Travelers Indemnity of America
168.	23-0795	- Unknown
169.	23-0797	Office of Risk Management
170.	23-0799	Travelers Property Casualty Company of America
171.	23-0801	Indemnity Ins. Co. of North America
172.	23-0805	LA Workers' Compensation Corp.
173.	23-0807	Safety National Casualty Corporation
174.	23-0816	Jefferson Davis Parish School
175.	23-0817	Zurich American Insurance Company
176.	23-0819	Office of Risk Management
177.	23-0823	Travelers Casualty & Surety Co.
178.	23-0824	Trumbull Insurance Company
179.	23-0829	Bridgefield Casualty Insurance Company
180.	23-0833	- Unknown
181.	23-0835	Travelers Property Casualty Company of America
182.	23-0841	Indemnity Ins. Co. of North America
183.	23-0843	- Unverified

184.	23-0844	Parish Government Risk Management Agency
185.	23-0876	Jefferson Parish Public School System
186.	23-0888	City of New Orleans
187.	24-0003	LUBA Casualty Insurance Company
188.	24-0005	Lafayette Consolidated Government
189.	24-0007	LUBA Casualty Insurance Company
190.	24-0030	Office of Risk Management
191.	24-0050	LA Construction & Industry SIF
192.	24-0062	LA Construction & Industry SIF
193.	24-0077	Sabine Parish School Board
194.	24-0166	St. Tammany Parish School Board
195.	24-0211	LUBA Casualty Insurance Company
196.	24-0266	LUBA Casualty Insurance Company
197.	24-0321	Beauregard Parish School Board

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board denied payment of the afore-listed claims.

VI. Recommended for Approval of Partial Payments Due: Claim #00-0181 to Claim #99-1028

Staff recommended payment of 112 partial payments in the total amount of \$2,160,322.58 for Claim No. #00-0181 to Claim No. #99-1028.

On motion of Mr. Hawkland, seconded by Ms. Kirby, the Board approved partial payments in the total amount of \$2,160,322.58 for 112 claims (Claim #00-0181 to Claim #99-1028).

Mr. Blackwood recused himself from voting on all the following SIB Claims; 23-0019, 23-0221, 23-0570, 23-0706, 23-0709, 23-0747, 23-0763, 23-0797, 23-0819, and 24-0030.

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

Staff recommended payment of 76 quarterly payments in the total amount of \$1,197,557.43 for Claim #00-0717 to Claim #97-1150.

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board approved quarterly payments in the total amount of \$1,197,557.43 for 76 claims (Claim #00-0717 to Claim #97-1150).

VIII. Public Comments

None.

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

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board entered into entered into Executive Session.

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

X. Recommendation for Review of Settlements

A. Staff recommended settlement to be reimbursed on a quarterly basis of the following 12 claims:

1. 19-0532
2. 19-0840
3. 20-0191
4. 20-0644
5. 20-0741
6. 20-0980
7. 20-0987
8. 21-0871
9. 22-0084
10. 22-0360
11. 22-0495
12. 22-0889
13. 23-0450
14. 23-0623

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board approved payment of the afore-listed claims for settlement to be reimbursed on a quarterly basis.

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

1. 22-0221
2. 24-0110

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board approved continuation of reimbursement of the afore-listed claims on an on-going basis.

XI. Second Injury Board Litigation

On motion of Ms. Kirby, seconded by Mr. Hawkland, the Board authorized legal counsel to proceed in the manner noted for the following claims that are currently in litigation:

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|----|---------|------------------------------|
| 1. | 20-0376 | Settlement Authority granted |
| 2. | 21-0003 | Settlement Authority granted |
| 3. | 21-0119 | Settlement Authority granted |
| 4. | 22-0353 | Settlement Authority granted |
| 5. | 22-0528 | Continued Litigation |
| 6. | 22-0615 | Settlement Authority granted |
| 7. | 22-0907 | Settlement Authority granted |
| 8. | 22-0882 | Settlement Authority granted |

XII. Any other matters requiring attention:

None.

XIII. Next Meeting Date

The Board's next meeting is scheduled for Thursday, August 8, 2024.

XIV. Adjournment

On motion of Ms. Hawkland, seconded by Ms. Kirby, the meeting was adjourned at 2:34 p.m.