

**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 June 6, 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 June 6, 2024, at 2:01 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

Absent

Mr. Brian Blackwood, Assistant Secretary, OWCA
Mr. Chris Kirby, representing the Dept. of Children & Family Services
Ms. Susana Schowen, LA Workforce Commission Secretary

Quorum was met.

Also, participating in the meeting were: Ms. Meredith Trahant, SIB Director; Ms. Tanisha Youngblood, Attorney; Ms. Devionne Butler, Attorney; Mr. Karl Scott, Assistant Attorney General; 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; and Shawndrika Moore, SIB Program Compliance Officer.

II. Reading of minutes of previous meeting

Mr. Hansberry asked for a motion to dispense with the reading of the May 2, 2024, meeting minutes and approve the minutes as printed and distributed. On motion of Ms. Kirby to dispense with reading of the meeting minutes, seconded by Mr. Hawkland, and passed unanimously.

III. Hearing Requests

Ms. Trahant presented claim 22-0450 to the board for a request to a hearing that was submitted by John Rabalais law office. There is no documentation in the file to be reviewed, so Ms. Trahant recommended that the request for a hearing be denied. Mr. Hawkins motioned to deny the request for a hearing, Ms. Kirby second the motion,

and it passed unanimously.

IV. Items 1 through 26 Recommended for Payment; Claim # 22-0723 to Claim #24-0177

Staff recommended payment of the following 26 claims:

1. 22-0723 Travelers Property Casualty Company of America
2. 23-0069 Louisiana Restaurant Association
3. 23-0363 Entergy Services, Inc.
4. 23-0375 Travelers Casualty & Surety Co.
5. 23-0393 LA Workers' Compensation Corp.
6. 23-0453 Louisiana Restaurant Association
7. 23-0501 LA Workers' Compensation Corp.
8. 23-0512 LA Workers' Compensation Corp.
9. 23-0525 LUBA Casualty Insurance Company
10. 23-0534 Travelers Property Casualty Company of America
11. 23-0564 Liberty Mutual Ins. Co.
12. 23-0635 Indemnity Ins. Co. of North America
13. 23-0657 City of New Orleans
14. 23-0674 Great American Alliance Insurance Company
15. 23-0676 City of New Orleans
16. 23-0722 Cracker Barrel Stores, Inc.
17. 23-0746 Office of Risk Management
18. 23-0806 Great American Insurance Company
19. 23-0827 City of New Orleans
20. 24-0090 LUBA Casualty Insurance Company
21. 24-0110 LA Workers' Compensation Corp.
22. 24-0114 Lafayette Parish School Board
23. 24-0129 City of Natchitoches
24. 24-0135 - Unverified
25. 24-0156 Lafayette Parish School Board
26. 24-0177 LA Construction & Industry SIF

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

V. Items 1 through 134 Recommended for Denial; Claim #22-0088 to Claim #24-0222

Staff recommended denial of the following 134 claims:

1. 22-0088 LA Construction & Industry SIF
2. 22-0235 LA Workers' Compensation Corp.
3. 22-0256 Great American Alliance Insurance Company
4. 22-0399 Tulane University
5. 22-0408 Ace American Ins. Co

6.	22-0417	LA Workers' Compensation Corp.
7.	22-0423	Office of Risk Management
8.	22-0429	Office of Risk Management
9.	22-0438	LA Workers' Compensation Corp.
10.	22-0444	- Unknown
11.	22-0453	Accident Fund Ins. Co. of America
12.	22-0456	City of New Orleans
13.	22-0459	Office of Risk Management
14.	22-0462	City of New Orleans
15.	22-0468	Boise Cascade, LLC
16.	22-0720	Parish Government Risk Management Agency
17.	22-0729	Office of Risk Management
18.	22-0732	LA Workers' Compensation Corp.
19.	22-0735	LA Workers' Compensation Corp.
20.	22-0753	- Unknown
21.	22-0765	Safety National Casualty Corporation
22.	22-0783	LA Workers' Compensation Corp.
23.	22-0795	American Interstate Insurance Company
24.	22-0813	Travelers Property Casualty Company of America
25.	22-0822	Old Republic Insurance Company
26.	22-0849	LA Construction & Industry SIF
27.	22-0858	LA Workers' Compensation Corp.
28.	22-0861	Valluzzo Companies
29.	22-0867	LA Construction & Industry SIF
30.	22-0870	LA Construction & Industry SIF
31.	22-0873	Indemnity Ins. Co. of North America
32.	22-0875	LA Construction & Industry SIF
33.	22-0879	Tangipahoa Parish School Board
34.	22-0881	LA Construction & Industry SIF
35.	22-0885	Stupp Brothers, Inc.
36.	22-0912	AIU Insurance Company (AIG)
37.	22-0934	Hartford Accident & Indemnity
38.	22-0936	Lafayette Parish School Board
39.	22-0942	Tulane University
40.	22-0944	Jefferson Parish Public School System
41.	22-0950	Target Corporation
42.	22-0956	Office of Risk Management
43.	22-0958	Travelers Indemnity Company of Connecticut
44.	22-0962	LA Construction & Industry SIF
45.	23-0037	St. Tammany Parish School Board
46.	23-0055	Accident Fund Ins. Co. of America
47.	23-0155	LA Construction & Industry SIF
48.	23-0183	Louisiana Restaurant Association
49.	23-0213	Indemnity Ins. Co. of North America

50.	23-0289	LUBA Casualty Insurance Company
51.	23-0336	Office of Risk Management
52.	23-0377	LA Workers' Compensation Corp.
53.	23-0500	LA Workers' Compensation Corp.
54.	23-0510	Old Republic Insurance Company
55.	23-0528	Travelers Property Casualty Company of America
56.	23-0540	Star Insurance Company
57.	23-0546	St. Tammany Parish School Board
58.	23-0550	- Unverified
59.	23-0552	Zurich American Insurance Company
60.	23-0555	LA Construction & Industry SIF
61.	23-0561	- Unverified
62.	23-0569	LUBA Casualty Insurance Company
63.	23-0577	Bridgefield Casualty Insurance Company
64.	23-0580	Louisiana Claims Administrators
65.	23-0581	Technology Insurance Company
66.	23-0583	- Unverified
67.	23-0586	Willis-Knighton Medical Center
68.	23-0588	Lowe's Home Center, Inc.
69.	23-0590	Travelers Property Casualty Company of America
70.	23-0591	EBR Parish School Board
71.	23-0595	Technology Insurance Company
72.	23-0597	Zurich American Insurance Company
73.	23-0599	Travelers Property Casualty Company of America
74.	23-0605	LA Municipal Risk Mgmt. Agency
75.	23-0607	LUBA Casualty Insurance Company
76.	23-0612	Old Republic General Ins. Co.
77.	23-0613	- Unverified
78.	23-0614	- Unknown
79.	23-0615	Charter Oak Fire Insurance Company, The
80.	23-0616	LA Workers' Compensation Corp.
81.	23-0617	LA Workers' Compensation Corp.
82.	23-0618	LA Health Care- Self Ins. Fund
83.	23-0633	Travelers Property Casualty Company of America
84.	23-0637	Arch Insurance Company
85.	23-0650	Lafayette Consolidated Government
86.	23-0663	American Zurich Ins. Co.
87.	23-0669	Louisiana Hospital Association
88.	23-0673	Midwest Employers Casualty Company
89.	23-0675	LA Health Care- Self Ins. Fund
90.	23-0685	Travelers Property Casualty Company of America
91.	23-0687	Travelers Property Casualty Company of America
92.	23-0690	Arch Insurance Company
93.	23-0691	Arch Insurance Company

94.	23-0692	- Unverified
95.	23-0700	Terrebonne Parish School Board
96.	23-0703	LA Construction & Industry SIF
97.	23-0704	Office of Risk Management
98.	23-0713	Eastern Alliance Insurance Co.
99.	23-0723	LUBA Casualty Insurance Company
100.	23-0725	City of Kenner
101.	23-0726	Eastern Alliance Insurance Co.
102.	23-0734	LA Workers' Compensation Corp.
103.	23-0751	Jefferson Parish Public School System
104.	23-0773	Argonaut Insurance Group
105.	23-0792	Ace American Ins. Co
106.	23-0839	- Unverified
107.	23-0852	St. Tammany Parish School Board
108.	23-0853	Iberville Parish School Board
109.	23-0862	- Unknown
110.	23-0864	Louisiana Restaurant Association
111.	23-0868	Louisiana Restaurant Association
112.	23-0872	Louisiana Hospital Association
113.	23-0873	LA Automobile Dealers Assn.
114.	23-0889	City of New Orleans
115.	23-0890	LA Automobile Dealers Assn.
116.	23-0892	City of Shreveport
117.	24-0002	LUBA Casualty Insurance Company
118.	24-0019	Lafayette Consolidated Government
119.	24-0053	LUBA Casualty Insurance Company
120.	24-0054	Willis-Knighton Medical Center
121.	24-0055	City of Shreveport
122.	24-0075	- Unverified
123.	24-0079	LUBA Casualty Insurance Company
124.	24-0081	Sentry Insurance
125.	24-0083	LA Health Care- Self Ins. Fund
126.	24-0099	Louisiana Restaurant Association
127.	24-0132	- Unverified
128.	24-0141	Terrebonne Parish School Board
129.	24-0147	City of New Orleans
130.	24-0161	Louisiana Restaurant Association
131.	24-0164	LUBA Casualty Insurance Company
132.	24-0179	LA Health Care- Self Ins. Fund
133.	24-0202	New Hampshire Insurance Company (AIG)
134.	24-0222	Manufacturers Alliance Insurance Co.

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

VI. Recommended for Approval of Partial Payments Due: Claim #00-0529 to Claim #99-0981

Staff recommended payment of 111 partial payments in the total amount of \$1,698,806.22 for Claim #00-0529 to Claim #99-0981.

Upon motion of Ms. Kirby to accept Staff's recommendation, seconded by Mr. Hawkland, the motion unanimously passed, and partial payments in the total amount of \$1,698,806.22 for 111 claims beginning with Claim #00-0529 to Claim #99-0981 were approved.

VII. Recommended for Approval of Quarterly Payments Due: Claim #06-0834 to Claim #98-0998

Staff recommended payment of 75 quarterly payments in the total amount of \$1,313,638.01 for Claim #06-0834 to Claim #98-0998.

Upon motion of Ms. Kirby to accept Staff's recommendation, seconded by Mr. Hawkland, the motion unanimously passed, and quarterly payments in the total amount of \$1,313,638.01 for 75 claims beginning with Claim #06-0834 to Claim #98-0998 were approved.

VIII. Public Comments

None.

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

Upon motion of Ms. Kirby to enter into Executive Session, seconded by Mr. Hawkland, 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 29 claims:

1. 05-0177
2. 11-0217
3. 13-1037
4. 15-0604
5. 17-0321

6. 17-0423
7. 19-0003
8. 19-0807
9. 20-0451
10. 20-0842
11. 21-0112
12. 21-0149
13. 21-0436
14. 21-0521
15. 21-0532
16. 21-0681
17. 21-0786
18. 22-0318
19. 22-0477
20. 22-0717
21. 22-0730
22. 22-0928
23. 23-0116
24. 23-0165
25. 23-0166
26. 23-0176
27. 23-0366
28. 23-0423
29. 23-0542
30. 95-0004

Upon motion of Mr. Hawkland, seconded by Ms. Kirby, the motion unanimously passed, and the 29 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 claim:

1. 22-0318

Upon motion of Ms. Kirby to accept Staff's recommendation, seconded by Mr. Hawkland, 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 Ms. Kirby, seconded by Mr. Hawkland, 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. | 21-0667 | Settlement Authority granted |
| 2. | 22-0263 | Settlement Authority granted |
| 3. | 22-0368 | Settlement Authority granted |
| 4. | 22-0394 | Settlement Authority granted |
| 5. | 22-0401 | Settlement Authority granted |
| 6. | 23-0046 | Settlement Authority granted |

XII. Any other matters requiring attention:

There were no other matters to discuss, therefore the Chairman asked for a motion to adjourn. Ms. Kirby, seconded by Mr. Hawkland, the motion unanimously passed.

Next Meeting Date

The Board's next meeting is scheduled for July 11, 2024.

Adjournment

Upon motion of Ms. Kirby to adjourn, seconded by Mr. Hawkland, the meeting was adjourned at 2:21 p.m.