

SPECIAL MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

Wednesday, May 20, 2020
1:00 p.m.
Via Zoom Teleconference

<https://zoom.us/j/97282975727?pwd=NVU4bGdGK0cwR011cVVHWVRKVIFTQT09>

Meeting ID: 972 8297 5727

Password 1234

AGENDA

CALL TO ORDERChairman Liotta

ROLL CALLChairman Liotta

Chairman Liotta will appear remotely via Zoom teleconference.
Commissioner Russell will appear remotely via Zoom teleconference.
Commissioner Tilly will appear remotely via Zoom teleconference.

A. The Commissioners will observe and may participate in the Self-insurance Guaranty Fund Board discussion of the following agenda items, but no action will be taken by the Commission:

1. Roll call and determination of quorum.
2. Chairman Liotta call to order the Workers' Compensation Commission meeting.
3. Introduction of guests.
4. Discussion and approval of Board minutes.
5. Report of Chairman, general update and discussion.
6. Andrea Delling update, discussion and possible action as to general finances, including:
 - a. ACH Deposits

- b. Account Values
- c. OMES Budget
- d. How payments are going on 701 Accounts
- e. Operating Budget FY2021.

7. Third Party Administrator **Combined Report** as to Self-insurance Guaranty Fund Claims and Trust Cases:

7a. Self-Insurance Guaranty Fund Report. Discussion and possible action as to new procedure to implement statutory change. Effective November 1, 2019, 85A O.S. Section 98 requires the use of the **net fund balance** technique rather than the current **cash fund balance** method to initiate an assessment of the Self-Insureds. Richard Fisher will analyze and discuss the net fund balance amount for the 675/705 Account.

7b. Self-Insurance Guaranty Fund Report of claims arising pursuant to statutory authority of the Self-Insurance Guaranty Fund Board for the private employers approved to participate in the self-insurance program designated by account number of 675 and residual account 705. There will be a general report of the Third Party Administrator including a financial summary, discussion and possible action by the Board.

7c. Trust Cases Report – Discussion and possible action as to new procedure to implement statutory changes. Effective November 1, 2018, 85A O.S. Section 99 allows the transfer of “excess proceeds” 701 account balances to the Self-Insured Guaranty Fund account 675/705. Mr. Fisher will report on the claims analysis of older 701 accounts. Mr. Fisher will report his findings and make recommendations to transfer the funds to the **Self-Insurance Guaranty Fund**.

7d. Trust Cases Report – These cases have been assigned to the Board by the Workers’ Compensation Commission for administration of employer funds held by the Commission in individual employer trust accounts designated by account number 701. There will be a general report of the Third Party Administrator including a financial summary, discussion and possible action by the Board.

8. Discussion and possible action on the following **Trust Cases** which have been assigned to the Board by the Workers’ Compensation Commission for administration of employer funds held by the Commission in individual employer trust accounts designated by account number 701:

i. **General Motors, claims by employees:**

- 1. Jerry Tong
- 2. Billy Thomas

3. Daniel Dunn
4. Judy Smith
5. Lupy Goodlin
6. Jo Ann Waltrip
7. Opal Cade
8. Thomas Long

ii. **Texoma Peanut, claims by employees:**

1. Lloyd Ormand

iii. **Arrow Trucking, claims by employees:**

1. James Blaney

iv. **BFN Operations, claims by employees**

1. Maria De Gonzalez Ruiz
2. Ignacio Belmonte

(a) Proposed executive Session pursuant to 25 O.S. 2011, § 307(B)(4) to discuss these claims with the Board's attorneys.

(b) Vote to return to open session.

(c) Take any action deemed necessary as a result of Executive Session.

9. Discussion and possible action on the following claims against the **Self-insurance Guaranty Fund** designated by account number 675 and residual account 705:

(a) Proposed executive Session pursuant to 25 O.S. 2011, § 307(B)(4) to discuss these claims with the Board's attorneys.

(b) Vote to return to open session.

(c) Take any action deemed necessary as a result of Executive Session.

Employee

Joe Ortiz
 Lonnie Swarer
 Raymond Vier
 Harlin Sanders
 Cindy Nickell-Hutchins
 Howard Barnes
 Robin Johnson
 Pam Crain

Employer

Ark Ramos
 Big Four Foundries
 Farm Fresh Inc
 Hale Halsell
 JP Emco
 Passmore
 Thornapple Valley
 Thornapple Valley

10. Discussion and possible action regarding minutes of executive sessions.

11. Comments from Board Members.

12. Adjournment of the Workers' Compensation Commission

13. Adjournment