

# SPECIAL MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

Thursday, October 20, 2016  
1:30 p.m.  
Commission Chambers  
1915 N. Stiles Ave.  
Oklahoma City, Oklahoma  
[www.wcc.ok.gov](http://www.wcc.ok.gov)

---

## *AGENDA*

---

**CALL TO ORDER..... Mr. Gilliland, Chair**

**ROLL CALL ..... Mr. Gilliland, Chair**

**NOTICE OF COMPLIANCE..... Tiffany Pratt**

### **MINUTES**

The drafted Minutes of Special Commission Meeting on October 4, 2016, will be considered for approval.

**THE FOLLOWING MATTERS ARE PRESENTED FOR CONSIDERATION AND ACTION, IF ANY, DEEMED APPROPRIATE BY THE COMMISSION.**

**1. Discussion and Consideration of Releasing or Reducing the Letter of Credit of World Publishing Company/15 Oaks LLC, a Former Own Risk Employer**

A security deposit posted with the Commission as required by 810:25-9-4 must remain in place, at its existing amount, for two years after an individual own risk employer voluntarily leaves self-insurance. A security deposit may be reduced at the Commission's discretion after the two year waiting period upon application by the employer and submission of current financial statements and workers' compensation loss runs.

A security deposit may be released at the Commission's discretion upon application by the employer and submission of current financial statements and a signed and notarized affidavit, from a duly authorized officer of the employer, affirming that all workers' compensation claims incurred under the own risk permit of the employer have been

permanently closed, and the statute of repose for reopening the claims has passed.

**Possible Action:**

Possible action may include, but is not limited to: taking no action, continuing the matter, releasing or reducing the letter of credit of World Publishing Company/15 Oaks LLC.

**2. Consent Agenda for Travel Vouchers Currently Outstanding**

85A O.S. §23 states any commissioner or employee of the Commission shall be entitled to receive his or her necessary traveling expenses as provided in the State Travel Reimbursement Act. The expenses shall be certified by the person who incurred them and shall be allowed and paid on presentation of vouchers approved by the Commission. In accordance with this section, the Commission will consider a vote to approve the currently outstanding vouchers.

All vouchers listed within this Consent Agenda have been made available to each Commissioner prior to today's meeting, are considered routine, and will be enacted by one motion of the Commission. If separate discussion is desired, that item may be removed from the Consent Agenda and separately voted upon.

**Possible Action:**

Possible action may include, but is not limited to: taking no action; approving some, all or none of the vouchers listed in this Consent Agenda; continuing the matter.

**3. Possible Executive Session Pursuant to Title 25 O.S. § 307(B)(4) for Confidential Communications Between the Commission and Its Attorneys Regarding Pending Litigation Against the Commission, Sanders v. Workers' Compensation Commission and McKnight v. Workers' Compensation Commission**

Pursuant to 25 O.S. § 307(B)(4), an Executive Session is proposed for the purpose of conducting confidential communications between the Commission and its attorneys regarding a pending lawsuits against the Commission, *Sanders v. Workers' Compensation Commission* and *McKnight v. Workers' Compensation Commission*.

The Commission's counsel from the Attorney General's Office has advised that public disclosure of the communications relating to this litigation will seriously impair the ability of the Commission and its counsel to respond to the litigation and claims.

**A. Motion and Vote to:**

- (1) Determine that disclosure will seriously impair the ability of the commission to take appropriate action and to protect the commission's interest in pending litigation, *Sanders v. Workers' Compensation Commission* and *McKnight v. Workers' Compensation Commission* ;
- (2) Go Into Executive Session for the purposes of discussing *Sanders v. Workers' Compensation Commission* and *McKnight v. Workers' Compensation Commission* under §307(B)(4).

**B. Vote to Reconvene in Open Session**

**Possible Action:**

Possible action may include but is not limited to taking no action; continuing the matter; or taking any action necessary in the cases of *Sanders v. Workers' Compensation Commission* and/or *McKnight v. Workers' Compensation Commission* based on the discussion and recommendation of Counsel in Executive Session.

**4. Announcements**

Commission's next regular meeting scheduled for November 2, 2016.

**ADJOURNMENT.....Mr. Gilliland, Chair**