

# SPECIAL MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

Wednesday, October 9, 2019

1:00 p.m.

Commission Chambers

1915 N. Stiles Ave.

Oklahoma City, Oklahoma

2<sup>nd</sup> Floor

[www.wcc.ok.gov](http://www.wcc.ok.gov)

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## *AGENDA*

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**CALL TO ORDER .....Chairman Liotta**

**ROLL CALL .....Chairman Liotta**

**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. Introduction of guests.
3. Discussion and approval of minutes.
4. Report of Chairman, general update and discussion.
5. Third Party Administrator **Combined Report** as to Self-insurance Guaranty Fund Claims and Trust Cases:

**5a. 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.

**5b. 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.

**5c. 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 at least three of the oldest 701 accounts: Healthcor Holdings, Inc., Builders Transport, Inc., and Acme Fence & Iron, Inc. Mr. Fisher will report his findings and make recommendations to transfer the funds to the **Self-Insurance Guaranty Fund**.

**5d. 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.

6. 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.

7. 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  
Raymond Vier

**Employer**

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

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

9. Comments from Board Members.

10. Comments from Visitors.

11. Adjournment