# OKLAHOMA WORKERS' COMPENSATION COMMISSION Special Meeting Minutes June 18, 2020, 1:30 p.m.

### STATEMENT OF OKLAHOMA OPEN MEETING ACT COMPLIANCE

Notice of this Special Business Meeting was filed with the Secretary of State's office on Monday, June 8, 2020, at 9:02 a.m. in compliance with the Open Meeting Act.

The agenda was posted at least 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and sent to the agency distribution list.

This meeting is also being conducted under the new emergency provisions of the Open Meeting Act, as amended by SB 661 on Wednesday, March 18, 2020.

## MINUTES OF THE JUNE 18, 2020, SPECIAL BUSINESS MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

The members of the Oklahoma Workers' Compensation Commission each appeared remotely via Zoom teleconference, on June 18, 2020.

Members present via Zoom teleconference: Chairman Mark Liotta, Commissioner Jordan Russell, and Commissioner Megan Tilly.

Others Present: Hopper Smith, WCC; Collin Fowler, WCC; Andrea Delling, WCC; Ian Steedman, WCC; Alexander Watkins, WCC; Michael Canaday, WCC: Lauren Hammonds Johnson, WCC.

Chairman Liotta expressed appreciation for those in attendance. After the roll was taken, he announced the presence of a quorum. The meeting was called to order at approximately 1:30 p.m.

### 1. <u>Approval of Minutes</u>

The drafted minutes of the May 28, 2020, Special Meeting of the Commission were considered for approval.

*Motion:* Commissioner Tilly moved to approve the minutes of the May 28, 2020, Special Meeting of the Commission.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

## 2. <u>Discussion and Possible Action on Approval of Independent Medical Examiners and</u> <u>Case Managers for the Commission</u>

Title 85A O.S. § 112 requires the Workers' Compensation Commission to create, maintain, and review a list of licensed physicians who shall serve as independent medical examiners ("IME"). The Commission shall, to the best of its ability, include the most experienced and competent physicians in the specific fields of expertise utilized most often in the treatment of injured employees. Additionally, Section 113 requires the Commission to develop, maintain, and review a list of qualified case managers. The period of qualification for both physicians and case managers shall be two (2) years.

The Commission considered approving the list of physicians and case managers presented at the meeting that have been vetted by the Medical Director and General Counsel who recommended to have the applications approved.

Lauren Hammonds Johnson was recognized, presented, and answered questions of the Commission.

*Motion:* Commissioner Tilly moved to approve the list of physicians and case managers presented.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

### The motion carried.

### 3. Discussion and Possible Action Regarding Objectstream Phase II Agreement

Discussion regarding the proposed agreement with Objectstream for implementation of Phase II of the CaseOK project. The Commission considered proposed changes made to the agreement and whether to approve the agreement.

Hopper Smith was recognized, presented, and answered questions of the Commission.

Motion: Commissioner Tilly moved to continue this item to the next business meeting.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

## 4. <u>Discussion and Possible Action Regarding Operation of the Workers' Compensation</u> <u>Commission and Agency Concerns Related to COVID-19</u>

Chairman Liotta presented regarding the current processes and docketing capabilities of the ALJs and answered questions of the Commission.

Commissioner Tilly presented and answered questions of the Commission.

Commissioner Russell presented and answered questions of the Commission.

No action was taken on this action.

#### 5. Possible Executive Session Pursuant to 25 O.S. § 307(B)(1) and Possible Action

A. Motion and Vote to Enter into Executive Session pursuant to 25 O.S. § 307(B)(1) for purposes of discussing the employment, performance, and/or salary of each individual Commission employee.

Motion: Commissioner Tilly moved to enter into Executive Session.

Second: Commissioner Russell

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

#### The motion carried.

**B.** The Commission discussed the employment, performance, and/or salary of each individual Commission employee pursuant to 25 O.S. § 307(B)(1).

## C. Motion and Vote to Reconvene in Open Session

*Motion:* Commissioner Tilly moved to reconvene in Open Session.

Second: Commissioner Russell

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

### The motion carried.

#### **D.** Motion on Executive Session

*Motion:* Commissioner Tilly moved to continue the Executive Session to the next business meeting.

Second: Commissioner Russell

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

## The motion carried.

## 6. Announcements

The Commission's next appeals meeting is scheduled for Friday, June 19, 2020 at 9:00 a.m. The Commission's next dual PAC meeting is scheduled for Friday, June 19, 2020 at 2:00 p.m. The Commission's next regular business meeting is Thursday, July 16, 2020 at 1:30 p.m.

### ADJOURNMENT.....Chairman Mark Liotta

*Motion:* Commissioner Tilly moved to adjourn.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly

## The motion carried.

The meeting adjourned at 2:21 p.m.