

MINUTES
OF THE
JULY 19, 2018 REGULAR MEETING



OF THE
OKLAHOMA WORKERS' COMPENSATION COMMISSION

STATEMENT OF OKLAHOMA OPEN MEETING LAW COMPLIANCE

Notice of this Regular Meeting was filed with the Secretary of State's office on Monday, November 13, 2017 at 9:05 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 at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, the Commission's principal office.

MINUTES OF THE JULY 19, 2018 REGULAR MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

The members of the Oklahoma Workers' Compensation Commission met at 1915 N. Stiles Ave., 2nd floor, Oklahoma City, Oklahoma, on July 19, 2018.

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

Others Present: Executive Director Hopper Smith, WCC; Dana Esparza, Collin Fowler, WCC; Stormy Moore, WCC; and Eric Russell, 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.

Approval of Minutes

Chairman Liotta presented the minutes of the June 29, 2018 and July 13, 2018, public meetings for approval.

Motion: Commissioner Tilly moved to approve the minutes of the June 29, 2018 and July 13, 2018, public meetings.

Second: Commissioner Russell.

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

The motion carried.

- 1. Discussion and Consideration of Reducing the Security Deposit of Great Plains Coca-Cola Bottling Co., former Own Risk Permit#17344, Jackson County Memorial Hospital Authority, former Own Risk Permit #14970 and Bedlam Properties, LLC former own Risk Permit #19720**

Pursuant to Commission Rule 810:25-9-19, a security deposit posted with the Commission as required by Commission Rule 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. The Commission will consider reducing the security deposit of Great Plains Coca-Cola Bottling Co., Jackson County Memorial Hospital Authority, and Bedlam Properties, LLC former own risk employers.

Stormy Moore was recognized, reported, and made a recommendation to take no action for employer Coca-Cola Bottling Company. She recommended the approval to reduce employer Jackson County Memorial Hospital Authority's security deposit to 400 thousand and to release the security deposit for Bedlam Properties, LLC own risk employer, and responded to questions of the Commissioners.

Motion: Commissioner Russell moved to take no action for employer Coca-Cola Bottling Company.

Second: Commissioner Tilly.

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

The motion carried.

Motion: Commissioner Russel moved to reduce employer Jackson County Memorial Hospital Authority's security deposit to 400 thousand.

Second: Commissioner Tilly.

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

The motion carried.

Motion: Commissioner Tilly moved to release the security deposit for Bedlam Properties, LLC.

Second: Commissioner Russell.

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

The motion carried.

2. Proposed Commission Approval of Group Self-Insurance Application for New Membership:

Commission Rule 810:25-11-3 states a new membership to a self-insurance group may not become effective without Commission approval. All applications for membership are filed with the Commission. The application includes evidence of the execution of the indemnity agreement, power of attorney, and joint and several liability agreement, as required by Commission Rule 810:25-11-15, with signed approval of the applicant by the association, and is accompanied by a current balance sheet and income statement and estimated standard and discounted premium the applicant will pay during the period between the application effective date and the association's renewal.

The Commission will consider approving the application of **#882 EDJR Automotive** for new membership to the **Oklahoma Automobile Dealers Self-Insured Association (#75058)**.

The Commission will consider approving the application of **#883 Seminole Automotive Group** for new membership to the **Oklahoma Automobile Dealers Self-Insured Association (#75058)**.

The Commission will consider approving the application of **#884 Orrklahoma East, LLC dba Orr Nissan East** for new membership to the **Oklahoma Automobile Dealers Self-Insured Association (#75058)**.

The Commission will consider approving the application of **#885 Orrklahoma West, LLC dba Orr Nissan West** for new membership to the **Oklahoma Automobile Dealers Self-Insured Association (#75058)**.

Stormy Moore was recognized, reported, recommended approval all four memberships, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved to approve all four memberships.

Second: Commissioner Russell.

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

The motion carried.

3. Consent Agenda for Travel Vouchers Currently Outstanding

Title 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 voted upon separately.

Chairman Liotta was recognized, reported, recommended approval of the consent agenda, and responded to questions of the Commissioners.

Motion: Commissioner Tilly moved to move this agenda item to a special meeting date due to some grammar errors that need to be corrected.

Second: Commissioner Russell.

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

The motion carried.

4. Announcements

The Commission's next regularly scheduled appeals meeting is on August 17, 2018. The Commission's next regularly scheduled business meeting is on August 16, 2018.

ADJOURNMENT.....Chairman Mark Liotta

Motion: Commissioner Tilly moved adjourn.

Second: Commissioner Russell.

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

The motion carried. The meeting adjourned.