



STATE OF OKLAHOMA

WORKERS' COMPENSATION COMMISSION

M I N U T E S

of the

WORKERS' COMPENSATION COMMISSION

FOR THE STATE OF OKLAHOMA

for the

October 19, 2016

Special Public Meeting

MINUTES OF THE MEETING OF THE WORKERS' COMPENSATION COMMISSION FOR THE STATE OF OKLAHOMA

The members of the Workers' Compensation Commission for the state of Oklahoma met at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, on October 19, 2016.

Members present: Chairman Gilliland, Commissioner Liotta and Commissioner Russell.

Others in attendance on behalf of the Commission: Dana Esparza, Kim Bailey and Tiffany Pratt.

The meeting was called to order at approximately 1:00 p.m.

A. The Commissioners observed and participated in the Self-insurance Guaranty Fund Board's (SIGF) Advisory Council's discussion of its following agenda items, but no action was taken:

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 and possible vote as to 2017 meeting dates.
5. **701 Account Cases**- 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 an account number 701. There will be a general report of the Third Party Administrator including a financial summary, application of 2% tax (85A O.S. §122), discussion and possible action by the Board.
6. Update, discussion and possible action as to the operational performance of the current agreement between the Workers' Compensation Commission (WCC) and the Self-Insurance Guaranty Fund (SIGF).
7. **675 Account Cases** (previously known as 705 account)- these cases arise pursuant to the statutory authority of the Self-insurance Guaranty Fund Board for the private employers approved to participate in the self-insurance program. There will be a general report of the Third Party Administrator including a financial summary, application of 2% tax (85A O.S. §122), discussion and possible action by the Board.
8. Update, discussion and possible action as to the Board's first budget prepared with the assistance of the Office of Management & Enterprise Services (OMES), possible amendment to OMES service contract.
9. Discussion and possible action as to Legislative matters.
10. Update, discussion and possible action regarding **Paul Transportation** reimbursement of claim payments and possible settlement, update by Jay McAtee. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.

11. Update, discussion and possible action as to the **Texoma Peanut** bankruptcy and communications from Wells Fargo Bank. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.
12. Update, discussion and possible action regarding **BFN Operations** bankruptcy by Jay McAtee. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.
13. Update, discussion and possible action regarding **Hostess Brands, Inc.** bankruptcy. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.
14. Update, discussion and possible action regarding **Blitz** bankruptcy. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.
15. Update, discussion and possible action regarding **77 Energy bankruptcy**. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.
16. Update, discussion and possible action regarding **Penloyd** bankruptcy and guarantor, including possible settlement of claims. (a) Proposed executive Session pursuant to 25 O.S., 2011 § 307(B)(4) to discuss this claim or action with the Board's attorneys. (b) Vote to return to open session. (c) Take any action deemed necessary as a result of Executive Session.

B. Adjournment

Motion: Chairman Gilliland moved to adjourn.

Second: Commissioner Liotta.

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

The motion carried.

Chairman Gilliland announced the meeting was adjourned.