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Bobby Jindal, Governor
Curt Eysink, Executive Director

Office of Workers' Compensation Administration

WORKERS' COMPENSATION ADVISORY COUNCIL

Meeting Minutes
March 16, 2012
LWC-Auditorium
9:30a.m. – 12:00p.m. – Discussion of 2012 Legislation

Members Present:

Wes Hataway, Chair
Eddie Crawford
Dr. Hank Eiserloh
Dr. Mark Kruse
Clark Cosse
Chuck Davoli
Ray Peters
Ken Hawkins
Greg Hubachek
Julie Cherry
Troy Prevot
Michael Morris
Dr. Dan Gallagher

Members Absent:

Denis Juge
Dr. Jim Quillin
Jim Patterson
Dickie Patterson

Opening Remarks from Director Hataway – Director Hataway reviewed the rules of the Council for voting and passing motions. Council will need 75% for the vote to pass. Director Hataway will report all outcomes to the committees. Council members must be present to vote. Discussions will take place first with the Council, then public comment will be accepted, then, the Council will vote.

HB 498 – Dixon –Enacts LRS 23:1291.2 to require WC insurers and self-insured employers to make their workers' compensation insurance employee records and databases available to the OWCA for purposes of identifying violations of the Act; amends LRS: 23:1293, concerning confidentiality of records, to accommodate the new §1291.2.

Public Comments: None

Vote: PASSED FAVORABLY

HB 931 – Bishop – Amends LRS 23:1306, to require insurers/WC administrators to submit employer reported data to the OWCA electronically.

Public Comments: Jill Breard, LWCC

DEFERRED TO NEXT COUNCIL MEETING

SB 367 – Riser – Amends LRS 23:1142 to include UR companies under the definition of payor; amends RS 23:1203E to require the payor to provide the employee with information for appealing the denial of medical treatment as provided in RS 23:1203.1.

Public Comment: Dale Cronin, LMA; Debra Parker, Mark Riley

DEFERRED TO NEXT COUNCIL MEETING

HB 207 – Broadwater / SB 278 – Kostelka – Enact LRS 23:1174.2 to exempt the OWCA from furnishing certain court costs in advance.

Public Comment: Sherry Morris, Clerk of Court Rep.

Vote: PASSED FAVORABLY

HB 126 – Dixon - Enact LRS 23:1294(C), to limit the liability of the W.C. Advisory Council members.

Public Comment: None

Vote: PASSED FAVORABLY

HB 298 – Broadwater – Amend and reenact LRS 23:1127(C)(3) to allow for written summaries in health care to be emailed.

Public Comment: None

Vote: PASSED FAVORABLY

HB 737 – Broadwater SB 520 – Broome –

– Amend and reenact LRS 23:1231(B)(2), 1251(2) and 1253 and enact LRS 23:1231(B)(3), to provide for death benefits to the children of a deceased employee.

Public Comment: Jill Breard, LWCC

Vote: PASSED FAVORABLY

SB 229 – Crowe – Amend and reenact LRS 23:1203.1(J) to change the time period for filing an appeal from 15 to 30 days.

Public Comment: Trey Mustian, attorney; Robin Krumholt, attorney

Vote: PASSED FAVORABLY

HB 733 – Lorusso – Enact LRS 23:1169.1 to require that certain employers file a verification of compliance securing employees compensation with the secretary of state.

Public Comment: None

Deferred. Director will talk to Secretary of State's Office for more information.

SB 386 – Ward/HB 671-P.Smith – Provides for payment of medical benefits within 30 days rather than 60 days contingent upon medical providers' adoption and utilization of electronic billing rules and regulations.

Public Comments: Debra Parker

DEFERRED TO NEXT COUNCIL MEETING

*Other Business

Next Advisory Council meeting will be March 23, 2012, 9:30 – 12:00 at LABI.

*Adjourn