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Bobby Jindal, Governor
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Office of Workers' Compensation Administration

WORKERS' COMPENSATION ADVISORY COUNCIL

Meeting Minutes

April 19, 2013

****LDI- 1702 N. 3rd Street – Poydras Bldg.**

9:30a.m. – 12:00p.m.

Members Present:

Director Hataway
Chuck Davoli
Dr. Mark Kruse
Ray Peters
Eddie Crawford
Michael Morris
Julie Cherry
Bob Israel
Clark Cosse
Denis Juge
Troy Prevot
Greg Hubachek
Joe Jollisaint
Dickie Patterson

Members Absent:

Dr. Jim Quillin
Dr. Hank Eiserloh
Dr. Dan Gallagher

Kids Chance Fundraiser Reminder – April 19, 2013

2013 Legislative Session

[HB 121](#) – Montoucet – Membership of the Workers' Compensation Advisory Council

David Tatman presents the bill as representative of the Physical Therapy Association. They are requesting to add an 18th member to the W. C. Advisory Council, representing the Physical Therapy Association.

Vote on HB 121:

Councilman D. Patterson motions to keep the W. C. Council at 17 members, although PTs are important and would be welcomed on the Council.

Bob Israel seconds the motion.

No Objections
Motion passes.

Public Comment: Jenny Valois, Atty. For claimants

[HB 464](#) – Hunter – Repeals prohibition of the receipt of W.C. benefits while incarcerated

Director Hataway : I have had a couple discussions with Rep. Hunter, since our last meeting. I think what is being proposed is basically as it seems. Simply a repeal of the current law, which is, if the person becomes incarcerated, they forfeit their w. c. benefits. I know there was a discussion last week about perhaps he was trying to include the spouse along with the dependents as those that can receive benefits during that term of incarceration and while he agrees with that, he also agrees that it extends beyond that, that if anyone becomes incarcerated they should they not forfeit their benefits. I relayed to him the logistical issues which were discussed with this council, as far as them making sure that they get getting the appropriate medical care, and having a treatment plan in place, make sure that they get in the position to be able to return to work. It is more than a philosophical idea that he believes that being incarcerated they shouldn't lose their benefits during their incarceration. He did mention to me that perhaps to try to reduce the bill somewhat, maybe we can limit it to, maybe an amendment, if you have been convicted of a felony, you could lose your w. c. benefits. I told him I would relay that message to this body. That has been the extent of my discussions with Rep. Hunter, he does want to go forth with the bill as written. With that I will open this bill up for discussion.

Vote on HB 464:

Councilman Juge motions to oppose the bill as written.

Councilman Crawford seconds the motion.

3-objections

10 yeas to oppose bill

3 nays to oppose bill

Motion carries to oppose bill as written.

Public Comment:

Jan Barber

Dale Cronin

[HB 606](#) - Cromer – Louisiana Workers' Compensation Law

Shannon Lindsey, Mark Garber and Jenny Vallois presents the bill.

Vote on HB 606:

Councilman Crawford motions to oppose the bill.

Councilman Prevot seconds the motion.

Four objections to the motion.

6 in favor of the motion to oppose.

5 in opposition of motion to oppose.

Motion fails to carry.

Public Comment:

Jan Vallois
Wayne Fontana
Glenn Armenteur

[SB 181](#) – Cortez – Qualifications and Duties of W. C. Medical Director

Jenny Vallois and Mark Garber presents the bill

Vote on SB 181:

Councilman Hubachek motions to move SB 181 favorably as amended.
Councilman Davoli seconds motion.
Three objections to the motion.
Five in favor of the motion.
Five in opposition of the motion.
Motion fails to carry.

Public Comment:

Kathy Chittom, Chiropractic Association

- Other Business
- Public Comment

Adjourn