



WORKERS' COMPENSATION  
ADVISORY COUNCIL MEETING

August 24, 2017

**Members Present:**

Sheral Kellar  
Julie Cherry  
Jerry Jones  
Michael Morris  
Shannon Lindsey  
Edwin Murray  
Marc Zimmerman  
Maria Losavio  
Shannon Dartez  
Ray Peters  
"Bray" Williams [*late*]

**Members Absent:**

Charles Davoli  
Pierce Nunley, MD  
Alejandro Perkins  
Arielle Collins  
Dr. Daniel Gallagher  
Mark Kruse, D.C.

MINUTES

**I. WELCOME**

**II. MINUTES**

- a. Ray Peters motion to accept
- b. Maria Losavio second
- c. All in favor

**III. NEW COUNCIL MEMBER (no show)**

**IV. SAFETY TASK FORCE**

- a. Corey Gaines
  1. August 14<sup>th</sup>
  2. Safety program prone to
    - 4 divisions:
  3. Assistant Director Billy Wilson
  4. **Sheral Kellar**- 10 point safety plan is what?
    - 10 successful elements
      - i.e. safety meetings, trainings, etc.
  5. **Director Kellar**- Some don't have a safety plan?
    - Private industry asks; some increase in bids could be due to safety needs like scaffold costs
  6. **Sheral Kellar**- Boiler plate language to be approved by facility planning.
    - Corey Gaines- show pros & cons

7. **Sheral Kellar**- No legislation needed?
  - Corey Gaines- No resistance
8. **Julie Cherry**- If more than 11 should have plan already?
  - **Corey Gaines**- yes. Gets opportunity to review plan
9. **Ray Peters**- OSHA 300 document included?
  - **Corey Gaines**- yes
10. **Sheral Kellar**- will give update if in place

#### V. BROADSPIRE GENETIC TESTING

- a. **Bray Williams**- Pain management client's doctor received a letter from Insight Labs regarding a genetic testing analysis. They contracted with Broadspire.
  1. Issues: discrimination, what is gene variant, big brother-ish, privacy issues, why WC claimants, where info go, what purposes, who's authority, how big is program, why important, could affect patient care
- b. **Cynthia Uhrbach (OWC)**- Nationwide compliance manager for Broadspire was not aware of the letter. The contact at Insight Labs said they had a contract with Broadspire for patients that had inconsistent urine drug screens. The purpose of the testing was to determine if individuals metabolize medicine differently than the general public.
- c. **Maria Losavio**- send cease & desist
- d. **Ray Peters**- Where in care is patient/client?
  1. **Bray Williams**- Chronic management, no surgery
- e. **Jerry Jones**- Did you speak to the doctor?
  1. **Bray Williams**- No
- f. **Jerry Jones**- is the patient still seeing the doctor?
  1. **Bray Williams**- Yes
- g. **Shannon Lindsey**- Said it was compulsory?
  1. **Bray Williams**- Client felt like it was
  2. **Shannon Lindsey**- Is the carrier practicing medicine?
- h. **Dr. Marc Zimmermann**- Would we still allow a doctor to order a genetic test?
  1. **Bray Williams**- use a 1010/variance
  2. **Julie Cherry**- say can't mandate a test
- i. **Shannon Dartez**- issue a OWC bulletin along with cease and desist.
- j. **Ray Peters**- Motion
  1. All in favor
- k. Maria Losavio, Bray Williams & Dr. Marc Zimmermann to draft the bulletin and letter
- l. **Shannon Dartez**- similar issue is pharma logical review by nurse managers
  1. Sheral Kellar- talk to LSMS
  2. Need committee to educate physicians about practices
  3. Pain mgmt. physician didn't bend so they threaten his license
- m. **Robin Krumholt [audience]**- another issue is Broadspire released information to a 3<sup>rd</sup> party
  1. **Sheral Kellar**- is Broadspire a TPA?
    - **Bray Williams**- Yes. Don't know if self-insured

#### VI. MAC (requested to be action item)

- a. Elected Chairman- Dr. Picard
  - b. Use CO guidelines then tailor to LA
  - c. Next meeting is October 23<sup>rd</sup>
    - 1. Bring changes to WCAC before NOI published
  - d. Partnership with CO due to lack of clinical staff
  - e. **Julie Cherry**- motion
    - 1. **Edwin Murray**- Second
    - 2. All in favor
- VII. 23:1225 OFFSET
- a. Explanation
  - b. 7 currently active OWC cases
  - c. Voc. Rehab statute
    - 1. Shannon Dartez assigned to help get rid of conflicts
      - Meet with LRS
- VIII. SEPTEMBER WCAC MEETING
- a. Move to Sept. 21<sup>st</sup>
  - b. At Dept. of Insurance
- IX. OTHER BUSINESS
- X. PUBLIC COMMENT
- a. EEOC article
    - 1. Disclaimer on forms
  - b. Mileage is now \$.53
    - 1. Wage went down to \$870
    - 2. Mainly due to Lafayette
- XI. NEXT MEETING DATE
- a. September 21st
- XII. ADJOURNMENT at 10:31
- a. Dr. Marc Zimmerman- Motioned
  - b. Michael Morris- Second