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One Nashville Place, Suite 2200 • 150 Fourth Avenue North • Nashville, Tennessee 37219  
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**TERRY HILL**  
**EXECUTIVE DIRECTOR**  
Manier & Herod

**BOARD OF MANAGERS**

**General Motors Corporation**  
Susan Azar  
*Chairperson*

**McKee Foods Corporation**  
Micheline W. Parkey  
*Treasurer*

**Ajax Turner Company**  
Todd Williams

**Averitt Express, Inc.**  
David McDowell

**City of Knoxville**  
Gary Eastes

**Cracker Barrel Old Country Store, Inc.**  
Rob Behnke

**Goodyear Tire and Rubber Company**  
Randy Triplett

**Ingram Industries Inc.**  
John Hayes

**Johnson Controls, Inc.**  
Ronald Jones

**Nissan North America, Inc.**  
Mike Berger

**Parker Hannifin Corporation**  
Curtis Gross

**Tyson Foods, Inc.**  
Allyn C. (Lynn) Tatum

**United Road**  
Kristin Burman

**Wasco, Inc.**  
Paul Kneedler

**MINUTES OF BOARD OF MANAGERS' MEETING**  
**May 7, 2009**

**Present:**

General Motors Corporation	Susan Azar
Manier & Herod	Terry L. Hill
Averitt Express, Inc.	David McDowell
City of Knoxville	Mary Davis, for Gary Eastes
Cracker Barrel Old Country Store	Rob Behnke
Goodyear	Randy Triplett
Ingram Industries, Inc.	Don Rickenbaugh & John Hayes
Johnson Controls, Inc.	Ronald Jones
McKee Foods Corporation	Micheline Parkey
Nissan	Mike Berger
Parker Hannifin Corporation	Curtis Gross
Tyson Foods, Inc.	Lynn Tatum
Wasco, Inc.	Paul Kneedler

**Absent:**

Ajax Turner	Todd Williams
Tenn. Chamber	Bradley Jackson
United Road	Kristin Burman

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The Board of Managers of the Tennessee Self-Insurers' Association met via teleconference on Thursday, May 7, 2009. The meeting was called to order by Susan Azar at approximately 10:05 a.m. CT.

**DISCUSSION:**

1. **Minutes** of the March 5, 2009 meeting were approved as submitted. Note, there was no meeting held in the month of April.
2. **Treasurer's Reports** for February and March were submitted by Micheline Parkey and were approved, showing a balance of \$54,679.14.

## TENNESSEE SELF-INSURERS' ASSOCIATION

3. **Membership/Nomination.** John Hayes with Ingram Industries was welcomed as a new Board member, replacing Don Rickenbaugh.
4. **Amicus.** Terry Hill advised there are not issues needing a brief.
5. **Technology.** The Web page is up-to-date for the Conference registration. Some vendors have already registered through PayPal. Kristin's bio is still needed for the web page.
6. **Conference Committee.**

Meeting was held at 9:30 just prior to the regular Board meeting on May 7<sup>th</sup>. It was decided that we will purchase flash drives for a conference gift. The price has gone down, and they are a nice gift. Five vendor tables have already been booked. One sponsor has paid, Brentwood Services, and another has committed. We will add sponsors to the brochure that have paid prior to mailing the brochure. The target mailing date is June 1<sup>st</sup>. Updates need to be made to mailing list. Micheline will send the mailing list out to the Board for updates, etc. Terry confirmed Pete Halverstadt and Sue Ann Head as speakers. Susan advised the keynote speaker has been changed to Doug Holmes, President of UWC, as it was felt his topics would be more timely due to multiple national issues.
7. **Legislative.**

Susan discussed National Commission on State WC Laws, which is of great concern. TNSIA signed on to the letter sent to Doug Holmes at the UWC.

Terry advised the Overstreet bill is expected to be to the House floor in the next few weeks. There is no strong opposition at this point, and we are hoping we will get it passed.

SB 19009 - The recreation bill is not to the floor of the Senate yet. There is no meaningful opposition to it.

SB 2299 - The Guaranty Fund bill does not seem to have momentum.

Two other bills have a good chance passing; (1) one allows workers to collect TTD, PLUS 400 weeks of benefits; and (2) the Psych. case bill which puts a cap on TTD for psych cases for 2 years.

SB 1567 - If an employer is bought out, and the employee keeps working at the same pay, there is no right to reopen for reconsideration.

SB 2162 - The bill dealing with illegal immigrants has a chance of passing. It says that if the reason for not bringing person back to work is that they are illegal, they cannot go over the 1½ caps. It also says if the employer knowingly hired them in the first place, they can go over the 1½ cap, and when they do, the money goes into the Second Injury Fund.

## TENNESSEE SELF-INSURERS' ASSOCIATION

There are several Silent PPO bills.

8. **Old Business.**

9. **New Business.**

- a. **Utilization Review Public Hearing** – Terry attended the May 5<sup>th</sup> meeting on Utilization Review, where mostly insurance companies and TPAs spoke. Primary comments made dealt with the requirement in new rules that the doctors reviewing the fees be licensed in Tennessee. TPAs objected since it limits those available in that specialty willing to review WC case. Other comments included why do people have to be in State. Also, a State specialist can override the UR decision and there are no guidelines for when and how they can override it. It was felt this gave the State too much latitude. The Board discussed that this would increase the cost to employers. Terry stated the bill was intended to have a review to cut down on procedures and get control of doctors prescribing exploratory surgery to find out what is wrong, etc. Lynn suggested sending a letter on behalf of TNSIA opposing this because it would increase SI costs, but we need something specific to cite to that it would increase cost. The bottom line is there are still no rules and don't know when we will get them.
- b. **WCRI Meeting** – Rob Behnke discussed the Workers Compensation Research Institute Advisory Board Meeting which he attended last week, representing Self-Insured Employers. The major thing issue was employers paid on average \$1,300 less per claim per fee schedule. Medical Providers were not happy. Silent PPOs were discussed. Electronic billing was discussed. This study focused on medical billing. The result is medical expenses are down.
- c. **Linda Hughes Meeting, March 27<sup>th</sup> & May 4<sup>th</sup>** - Terry attended the Advisory Committee meeting on March 27<sup>th</sup> and May 4<sup>th</sup>. The *Overstreet* bill came out of committee and it should get through. The Advisory Committee has more power this year and that is why *Overstreet* got through. Susan suggested we need to have someone on this Advisory Committee. Terry will see what he can do about getting representation on this Committee.
- d. Terry and Susan will attend National Council meeting May 17<sup>th</sup>.

10. **Other:**

- a. Board Member Profile. None.

11. **Open Discussion.**

There being no further business, the meeting was adjourned at approximately 10:55 a.m.

Respectfully submitted,

Susan R. Azar, Chairperson  
Terry Hill, Executive Director