

Meeting Minutes
WORKERS' COMPENSATION ADVISORY COUNCIL

Microsoft Teams Meeting
October 17, 2023, 1:30 p.m. CDT

Members Present: Secretary Marcia Hultman, Jason Dodson, Kate Lukkes, Michael Plant.

Members via Teams: Chairman Scott Stern, Guy Bender, Susan Peterson, Kory Rawstern, Jesse Smith, Michael Williams

Others Present: Dawn Dovre, Tony Dorschner, Patsy Mehlhaff, Amber Mulder, Dan Nelson, Ashley Theobald, Darcy Sorenson,

Others Present via Teams: Larry Dieter, Jeff Kjenstad, Laura Hensley, Donna Leslie, Jolene Nasser, Sarah Petrik, Susan Schultz, Chris Specht, Brad Wilson

Chairman Scott Stern called the meeting to order at 1:30 p.m. CDT. Darcy Sorenson took roll call. A quorum was present.

Chairman Stern welcomed new Council members Michael Plank, Michael Williams, and Jeff Kjenstad.

Jason Dodson moved to approve the August 17, 2023, meeting minutes. Guy Bender seconded. **MOTION PASSED** by 9-0 roll call vote.

Chairman Stern opened the floor for public comments, none was heard.

Susan Schulte, National Council on Compensation Insurance (NCCI) Department of Labor Relations Executive, presented the 2023 Medical Data Report for South Dakota. Ms. Schulte reviewed payments made for various items and compared South Dakota with the region and countrywide. This information will be available online in the first part of 2024.

Jolene Nasser and Laura Hensley, representing Kids' Chance of South Dakota, asked the Council to consider revising SDCL § 62-5-5 to require the Department of Labor and Regulation to provide information about non-statutory programs, such as Kids' Chance, to injured workers and their families about educational opportunities and other benefits available to South Dakota workers injured in workplace accidents and their dependents.

Director Mulder then addressed some concerns with the mandatory language and proposed some revisions acceptable to the Department of Labor and Regulation.

After further discussion, Kory Rawstern moved to advance the legislative proposal to the legislature and Susan Peterson seconded. **MOTION PASSED.**

The 2023 Annual South Dakota Workers' Compensation Advisory Council draft report was presented by DLR Labor and Management Division Director Amber Mulder for review and discussion.

Secretary Hultman recommended the action taken at today's meeting on Kids' Chance proposed revision to SDCL § 62-5-5 be reflected in the 2023 Annual South Dakota Workers' Compensation Advisory Council report.

Jason Dodson moved to approve the revised annual report. Jesse Smith seconded the motion. **MOTION PASSED** by a 9-0 roll call vote.

The next meeting will be in July 2024. Date to be determined.

Jason Dodson moved to adjourn. Michael Plank seconded the motion. **MOTION PASSED.**

Chairman Stern thanked Guy Bender for his service to the Council.

Chairman Stern adjourned the meeting at 2:12 p.m.