

**Meeting Minutes**  
**WORKERS' COMPENSATION ADVISORY COUNCIL**

Missouri River Plaza, Sharpe Conference Room

123 W. Missouri Ave., Pierre, SD

October 30, 2017 10:30 a.m. CDT

Chairman Matt Michels called the meeting to order at 10:30 a.m. CDT, and roll call was taken by Sarah Petrik. A quorum was met.

**Members Present:** Chairman Matt Michels, Secretary Marcia Hultman, Peter Bullene, Carol Hinderaker, Russ Hohn, Jean Murphy, Kory Rawstern, Randy Stainbrook and Daniel Tribby, (Conference Call Line)

**Members Absent:** Guy Bender

**Others Present:** Deputy Secretary Tom Hart, James Marsh, Sarah Petrik, Dawn Dovre, Ryker Tieszen, Bob Mercer, Lynn Job, Carla Townsend, Greg Johnson, Amber Mulder, Dan Thielsen, Brad Wilson, Larry Klaahsen, Sue Simons, Laura Hensley, and Jennifer Andrisen Selzler

**Conference call locations:** Aberdeen, Pierre, Rapid City, Sioux Falls and Watertown

**Approval of the Minutes of June 19, 2017**

Chairman Michels asked for a motion to approve the minutes of the June 19, 2017 meeting. Daniel Tribby moved to approve. Randy Stainbrook seconded. **MOTION CARRIED.**

Chairman Michels updated the Council on the Bad Faith dialogue. After discussion with Division Director James Marsh and Deputy Secretary Tom Hart, it was concluded the Council lacks the authority to address the issue. Marsh had contacted Sue Simons and Dean Nasser, attorneys who were involved in the issue; there were no objections to the matter being taken directly to the legislature without vetting by the Council.

Chairman Michels advised he had just received the medical data report from NCCI. This will be distributed to all members and discussed in the next meeting.

Chairman Michels discussed the annual report draft.

**Approval of Annual Report Draft**

Chairman Michels asked for a motion to approve the annual draft report. Carol Hinderaker moved to approve. Peter Bullene seconded. **MOTION CARRIED.**

Chairman Michels reminded Council members the legislature begins in January and the members will be apprised on any legislation related to Workers' Compensation.

Chairman Michels recognized Director James Marsh for his service and wished him well in his retirement.

The next Workers' Compensation Advisory Council meeting will be determined at a later date.

Chairman Michels entertained a motion to adjourn. Kory Rawstern moved to approve. Russ Hohn seconded. **MOTION CARRIED.**

Chairman Michels called meeting adjourned.

---

Dail Mollard, DLR Program Assistant

Dated: 11/06/2017