

Meeting Minutes  
WORKERS' COMPENSATION ADVISORY COUNCIL  
or Call +1 866.410.8397  
Conference ID 6802834188  
November 17, 2021 10:00 a.m. CST

The meeting was called to order at 10:00 a.m. CST by Chairman Scott Stern. Roll call was taken by Darcy Sorenson. A quorum was met.

Members Present: Chairman Scott Stern, Secretary Marcia Hultman, Brooke Bohenkamp, Jason Dodson, Kory Rawstern, Randy Stainbrook and Jean Murphy (call line).

Members Absent: Guy Bender, Jesse Smith, Russ Hohn

Others Present: Amber Mulder, Dan Nelson (call line), Susan Schulte (call line) Patsy Melhaft, Maggie Dell, Larry Nelson, Jason Pieper, Larry Deiter, Cash Anderson and Justin Smith (call line)

Chairman Stern asked for a motion to approve the minutes of the July 14, 2021, meeting. Jason Dodson moved to approve. Randy Stainbrook seconded. Roll call was taken. **MOTION CARRIED** by 6-0 roll call vote.

Chairman Stern turned the meeting over for public comments.

Jason Pieper spoke indicating this year is the fourth time he has proposed legislation to change the Workers' Compensation rules to provide better communication between the nurse manager insurance company, medical providers, and the claimant. He summarized what happened in his wife's case and the issues they had with communication. He also discussed how, as a teacher, the settlement money in her case comes from a pool funded by taxpayers. He did not ask the WCAC to take any action at this time.

Ms. Mulder informed the WCAC of a letter sent to the WCAC from Mr. N. Dean Nasser was included in their packet. Mulder indicated Nasser did not want to be put on the agenda but wanted to share his letter. Susan Schulte, the National Council on Compensation Insurance (NCCI) Department of Labor Relations Executive, presented the September 2021 NCCI Medical Data Report for South Dakota. Schulte noted page 1 explains the changes made to the report and page 2 explains where the information for the report comes from. Members questioned the data conclusions in some of the reports. Schulte provided explanation and noted items were consistent across the country.

Schulte explained several of the charts from the Medical Data Report Opioid Utilization Supplement for the State of South Dakota. Schulte said charts 24 and 25 are new. The [www.NCCI.com](http://www.NCCI.com) website has preliminary data concerning claims impacted by the COVID-19 pandemic.

Director's Update by Amber Mulder: Mulder addressed the Director's 2021 Annual Report of the Workers' Compensation Advisory Council. A copy of the draft report was

included in the member packets. The WCAC had no questions and made no changes to the draft.

Next meeting date: Chairman Stern proposed possible dates for the next meeting. Randy Stainbrook motioned to vote on the date of July 14, 2022, at 10:00 a.m. and it was seconded by Jason Dodson. Roll call was taken and **Motion Carried** by 6-0 roll call vote.

The meeting was adjourned at 11:00 a.m. CDT.

Darcy A. Sorenson, Program Assistant 1

Dated: 11/22/2021