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**WORKERS' COMPENSATION ADVISORY COUNCIL  
MINUTES ~ ~ APRIL 1, 2005 MEETING [10:00 A.M.]  
FIRST FLOOR CONFERENCE ROOM  
ANDREW JOHNSON TOWER  
NASHVILLE, TENNESSEE**

The meeting was called to order at 10:05 a.m. by the chair, Mr. Dale Sims, State Treasurer. A quorum of voting members was present. Therefore, it was not necessary to conduct the meeting electronically.

**\*CHAIR:** Dale Sims, State Treasurer - Present

**\*VOTING MEMBERS:**

Employee Representatives

Jack A. Gatlin - Present

Jerry Lee - Present

Othal Smith, Jr. - Absent

Employer Representatives

Neil Nevins - Present

Bob Pitts - Present

Steven Turner - Absent

**\*NONVOTING MEMBERS:**

Kitty Boyte [TDLA representative] - Present

Claiborne (Chip) Christian, M.D. [health care providers representative] - Present

Jackie Dixon [TBA representative] - Present

Tony Farmer [TTLA representative] - Present

Bob Kirk [local governments representative] - Absent

Jerry Mayo [insurance companies representative] - Present

David Stout [health care providers representative] - Absent

**\*EX OFFICIO MEMBERS**

Senator Joe Haynes - Absent

Representative Jere Hargrove - Absent

Commissioner Paula Flowers - Absent

Commissioner Jim Neeley - Present

The following lists the topics discussed at the meeting and indicates the actions taken or recommended to be taken:

**1. PRESENTATION RE: PROPOSED MEDICAL FEE SCHEDULE RULES -  
Department of Labor and Workforce Development**

Dr. Robert Kirkpatrick, Medical Director, Department of Labor and Workforce Development made a PowerPoint presentation to the Advisory Council members that discussed the development of the proposed medical fee schedule rules and the proposed rules. He explained the medical fee

schedule will apply to all treatment and procedures provided anywhere in Tennessee that are the result of a workers' compensation injury. The proposed medical fee schedule is generally a Medicare-based system with multiple conversion factors. Dr. Kirkpatrick outlined the conversion factors for the specific procedures that are to be paid higher than 100% of Medicare. Members of the Advisory Council were afforded the opportunity to ask questions of Dr. Kirkpatrick and other department employees.

**ACTION:** The members of the Advisory Council took no official action regarding the presentation as the proposed rules had been received by the members on March 31, 2005. It was decided the Council would meet again on Friday, April 15, 2005 to discuss the proposed rules and to provide comment on the proposed rules as required by the 2004 Reform Act.

The meeting of the Advisory Council adjourned at 11:15a.m.