
**WORKERS' COMPENSATION ADVISORY COUNCIL
MINUTES ~ ~ APRIL 15, 2005 MEETING [10:00 A.M.]
FIRST FLOOR CONFERENCE ROOM
ANDREW JOHNSON TOWER
NASHVILLE, TENNESSEE**

The Advisory Council meeting commenced at 10:00 a.m. The Advisory Council members made a determination that it was necessary to conduct the meeting electronically and that the matter(s) to be considered were such that timely action was necessary and the physical presence by a quorum of the voting members was not practical. The following lists each member and indicates whether he/she attended the meeting:

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

***VOTING MEMBERS:**

Employee Representatives

Jack A. Gatlin - Present via conference call
Jerry Lee - Present
Othal Smith, Jr. - Present via conference call

Employer Representatives

Neil Nevins - Present
Bob Pitts - Present
Steven Turner - Present via conference call

***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] - Absent
Bob Kirk [local governments representative] - Absent
Jerry Mayo [insurance companies representative] - Absent
David Stout [health care providers representative] - Present

***EX OFFICIO MEMBERS**

Senator Joe Haynes - Absent
Representative Jere Hargrove - Absent
Commissioner Paula Flowers - Absent
Commissioner Jim Neeley - Absent [Designee Sue Ann Head, present]

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

1. WCAC ADMINISTRATIVE MATTERS

- Discussion of Conducting Meeting by Electronic Means

ACTION: The voting members made the following determination: (1) the matter(s) to be considered were such that timely action was necessary; (2) the physical presence by a quorum of the voting members was not practical; (3) it was necessary to conduct the meeting electronically. The six voting members (present at the meeting in person or on the telephone) voted unanimously to conduct the meeting electronically.

2. DISCUSSION OF PROPOSED MEDICAL FEE SCHEDULE RULES

At the meeting on April 1, 2005, the members had heard a presentation by the Department of Labor and Workforce Development on April 1, 2005 regarding the proposed medical fee schedule rules. The primary purpose of the meeting on April 15, 2005 was to provide comment concerning the proposed rules as required by Public Chapter 962, Section 1, codified in *Tennessee Code Annotated* §50-6-204(i)(3).

Prior to the meeting on April 15, 2005, the Advisory Council members reviewed written comments from the following groups:

- Tennessee Physical Therapy Association
- Tennessee Hospital Association
- Tennessee Chiropractic Association
- Tennessee Medical Association
- American Insurance Association
- Property Casualty Insurers Association of America

At the meeting, each member of the Advisory Council who was present in person or by conference call was afforded the opportunity to comment on the proposed medical fee schedule rules.

ACTION: After the discussion, the voting members unanimously approved their comments to be prepared by the Executive Director in a memorandum to be sent to the Commissioner of Labor and Workforce Development and the Joint Committee on Workers' Compensation. The Executive Director was directed to send the draft memorandum to each voting member for individual approval of the memorandum prior to its transmission.

The meeting of the Advisory Council adjourned at 10:55 a.m.