



ORANGE COUNTY FIRE AUTHORITY AGENDA

Claims Settlement Committee Regular Meeting
Thursday, March 23, 2017
5:00 p.m.

Orange County Fire Authority
Regional Fire Operations and Training Center
Room AE117
1 Fire Authority Road
Irvine, California 92602

Beth Swift, Board Chair
Ed Sachs, Board Vice Chair
Joe Muller, Budget and Finance Committee Vice Chair
Noel Hatch, Human Resources Committee Representative
Jeff Bowman, Fire Chief
Brigette Gibb, Human Resources Director

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing on the following Agenda. Unless legally privileged, all supporting documents, including staff reports, and any writings or documents provided to a majority of the Claims Settlement Committee after the posting of this agenda are available for review at the Orange County Fire Authority Regional Fire Operations & Training Center, 1 Fire Authority Road, Irvine, CA 92602 or you may contact the Clerk of the Authority, at (714) 573-6040 Monday through Thursday, and every other Friday from 8 a.m. to 5 p.m. and available online at <http://www.ocfa.org>

If you wish to speak before the Claims Settlement Committee, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority. Speaker Forms are available on the counter noted in the meeting room.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Clerk of the Authority at (714) 573-6040. Notification 48 hours prior to the meeting will enable the Authority to make reasonable arrangements to assure accessibility to the meeting.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC COMMENTS

Any member of the public may address the Committee on items within the Committee's subject matter jurisdiction but which are not listed on this agenda during PUBLIC COMMENTS. However, no action may be taken on matters that are not part of the posted agenda. We request comments made on the agenda be made at the time the item is considered and that comments be limited to three minutes per person. Please address your comments to the Committee as a whole, and do not engage in dialogue with individual Committee Members, Authority staff, or members of the audience.

PRESENTATIONS**1. Workers' Compensation Basics and Facts**

Presented by: Jonathan Wilby, Manager/Risk Management

MINUTES**2. Minutes for the Claims Settlement Committee for the February 23, 2017, Regular Meeting**

Submitted by: Sherry Wentz, Clerk of the Authority

Recommended Action:

Approve as submitted.

CONSENT CALENDAR

No items.

DISCUSSION CALENDAR

No items.

REPORTS

No items.

COMMITTEE MEMBER COMMENTS**CLOSED SESSION**

No items.

ADJOURNMENT – The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, April 27, 2017, at 5:00 p.m.

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted in the lobby, front gate public display case, and website of the Orange County Fire Authority, Regional Fire Operations and Training Center, 1 Fire Authority Road, Irvine, CA, not less than 72 hours prior to the meeting. Dated this 16th day of March 2017.

Sherry A.F. Wentz, CMC
Clerk of the Authority

UPCOMING MEETINGS:

Human Resources Committee Meeting	Tuesday, April 4, 2017, 12 noon
Budget and Finance Committee Meeting	Wednesday, April 12, 2017, 12 noon
Claims Settlement Committee Meeting	Thursday, April 27, 2017, 5:00 p.m.
Executive Committee Meeting	Thursday, April 27, 2017, 5:30 p.m.

Workers' Compensation Basics and Facts



Statutory Benefits

- Medical Treatment - to cure and relieve the effects of the injury
- Temporary Disability - wage replacement with statutory minimum and maximum
- Permanent Disability - compensation for permanent injury
- Death Benefit - dependent compensation for a death that arose out of employment
- Supplemental Job Displacement - retraining voucher

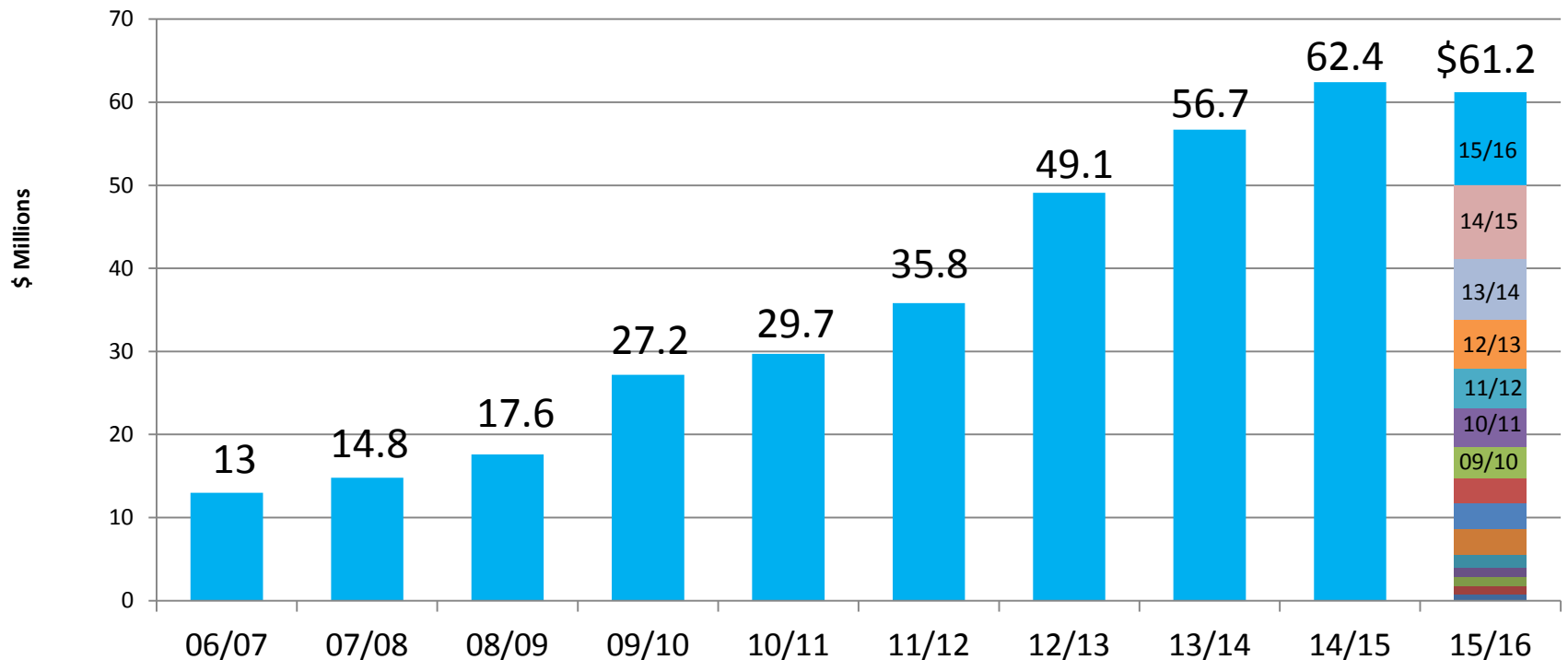
Claim Resolution

- Standard Closure - injury has completely resolved without permanent disability
- Stipulation and Award - injury resolved with or without permanent disability and a need for future medical care
- Compromise and Release - injured worker choosing to handle all future needs absolving the employer of future liability
- Finding of Fact - order by judge following a trial

Stabilization of the Workers' Compensation Program

- January 2013 – Program Management Changes
- July 25, 2013 – Annual Workers' Compensation Update to Board of Directors with a game plan for controlling workers' compensation costs
- **Phase 1 (2014-2016):**
 - Third Party Administrator (TPA) Contract
 - Medical Provider Network (MPN)/Occupational Clinics
 - Alternative Dispute Resolution (ADR)
 - Return to Work Program
- **Phase 2 (2016-2020):**
 - Occupational Safety & Health Data
 - WEFIT Program (Realignment)
 - Safety Management System

OCFA's Workers' Compensation Long-Term Liabilities

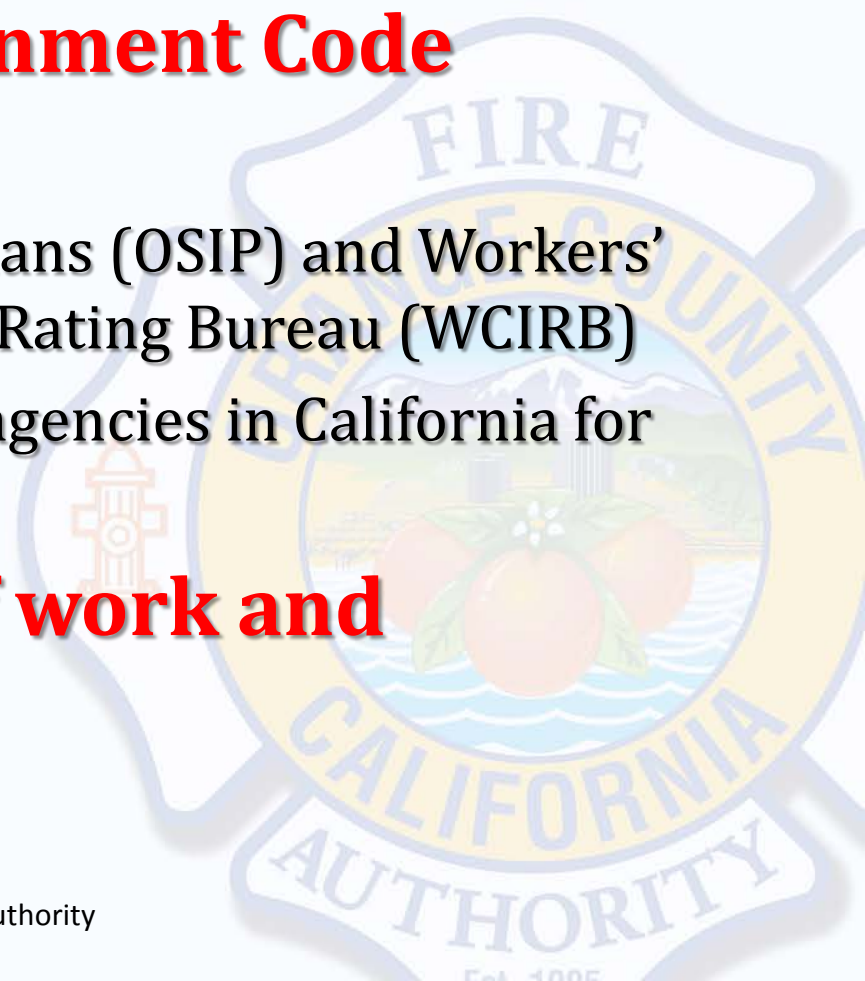


Comparison to Private Industry

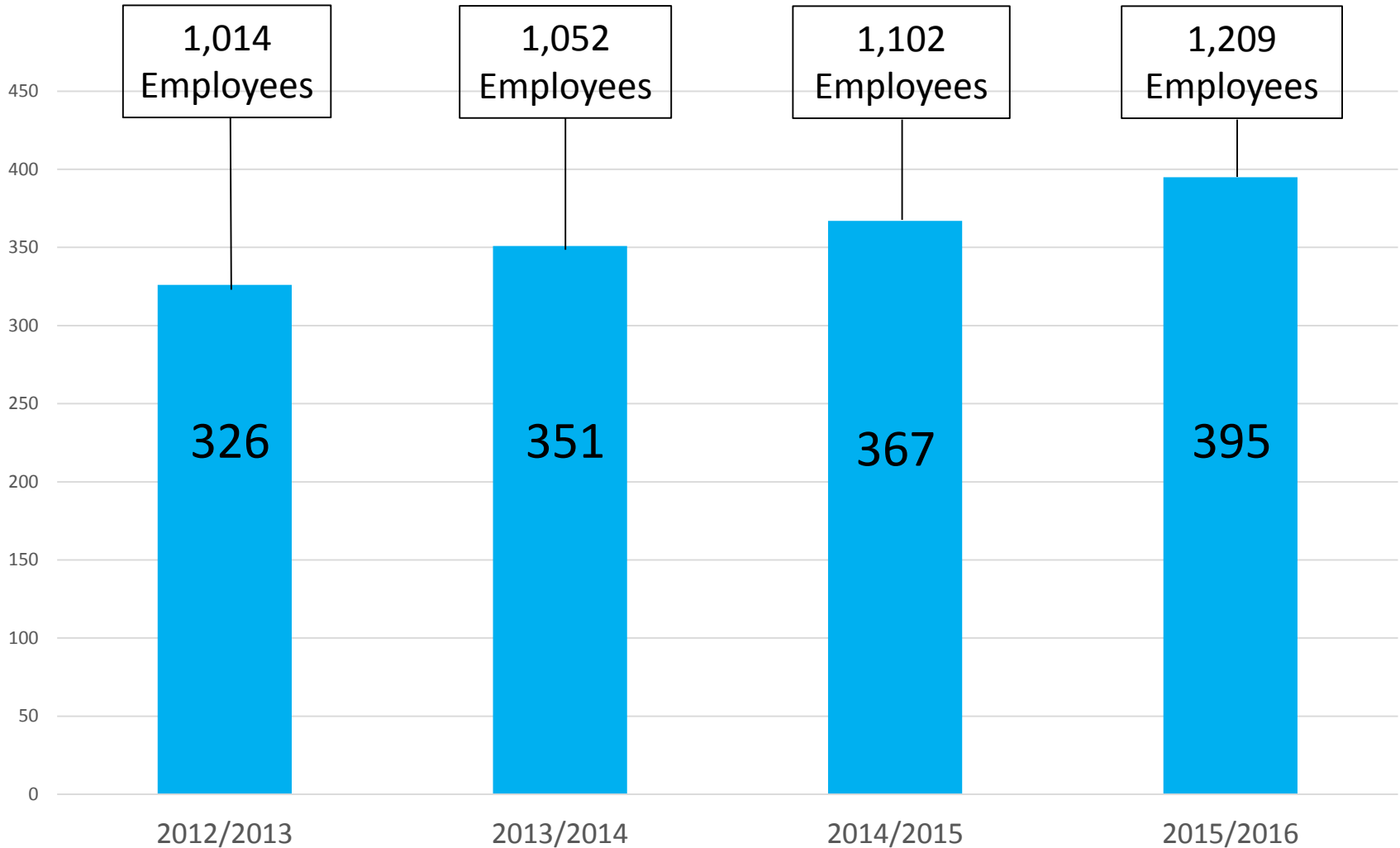
– Private fire companies cannot operate in California (Government Code Section 54981)

- Office of Self-Insurance Plans (OSIP) and Workers' Compensation Insurance Rating Bureau (WCIRB)
- There are no private fire agencies in California for comparison

– Ambulance scope of work and demographics



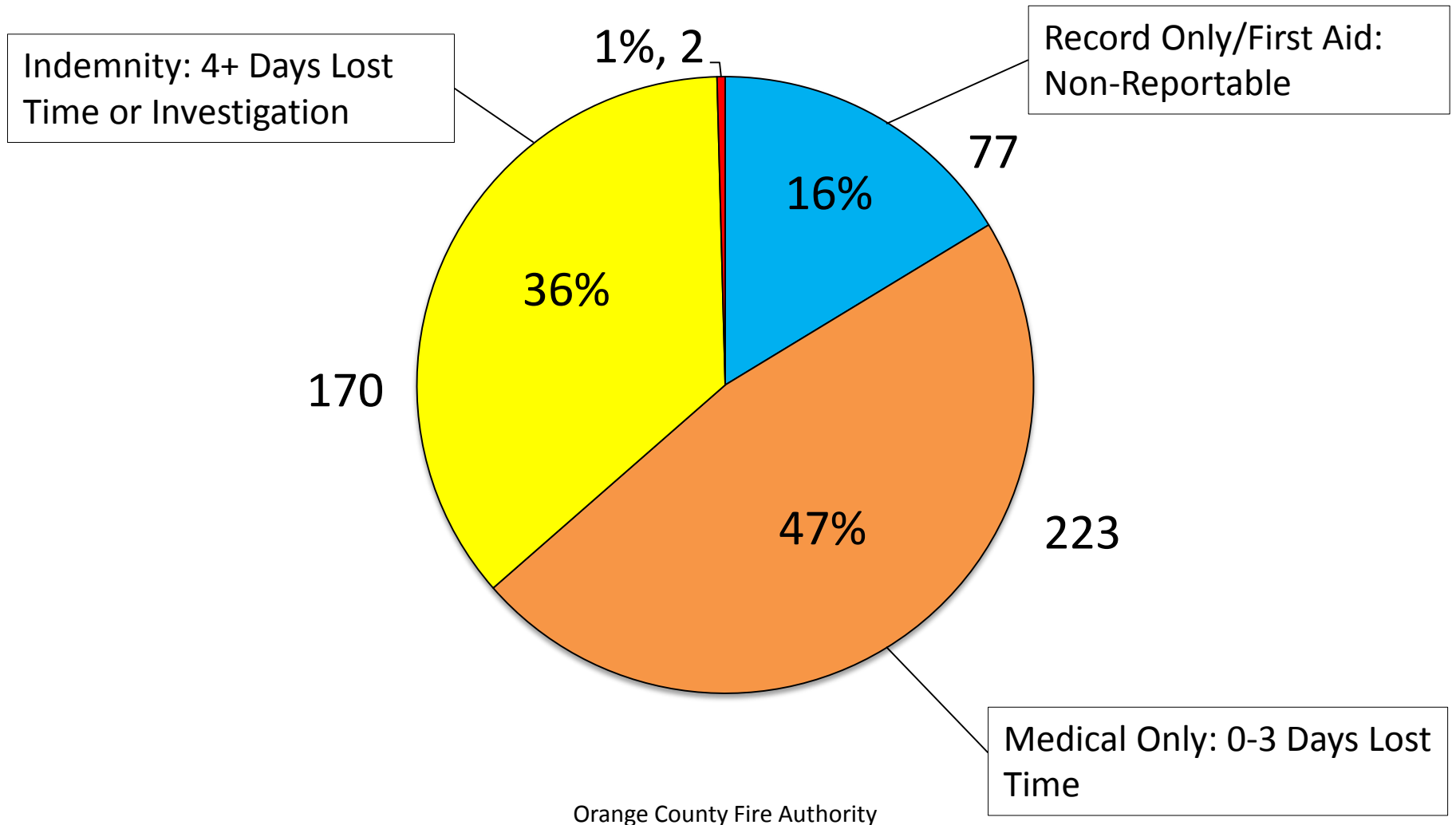
Claims Count by Fiscal Year



Claims Data by Type of Claim FY 15/16

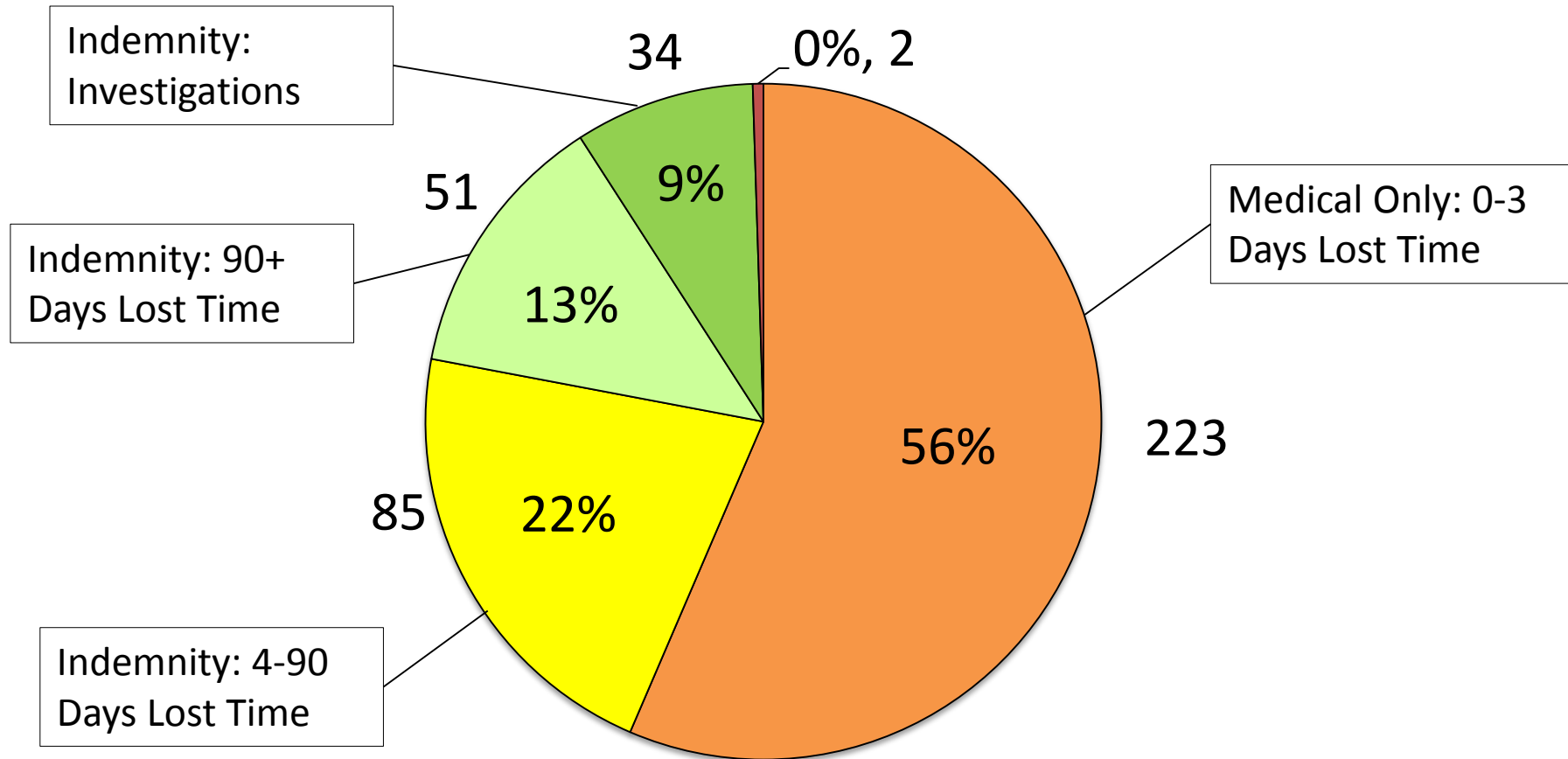
Incident Count – 77

Claims Count – 395

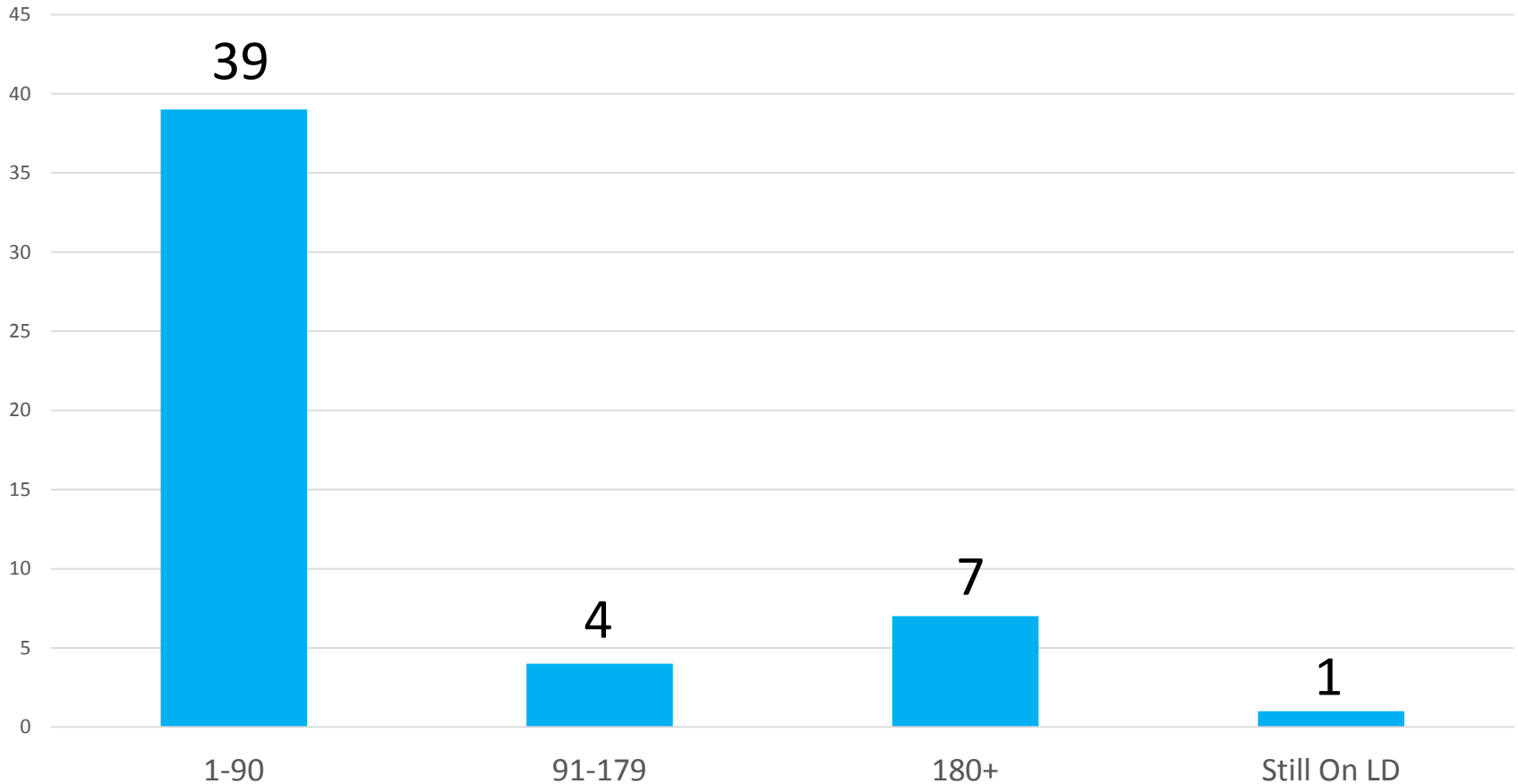


Claims Breakdown and Cost FY 15/16

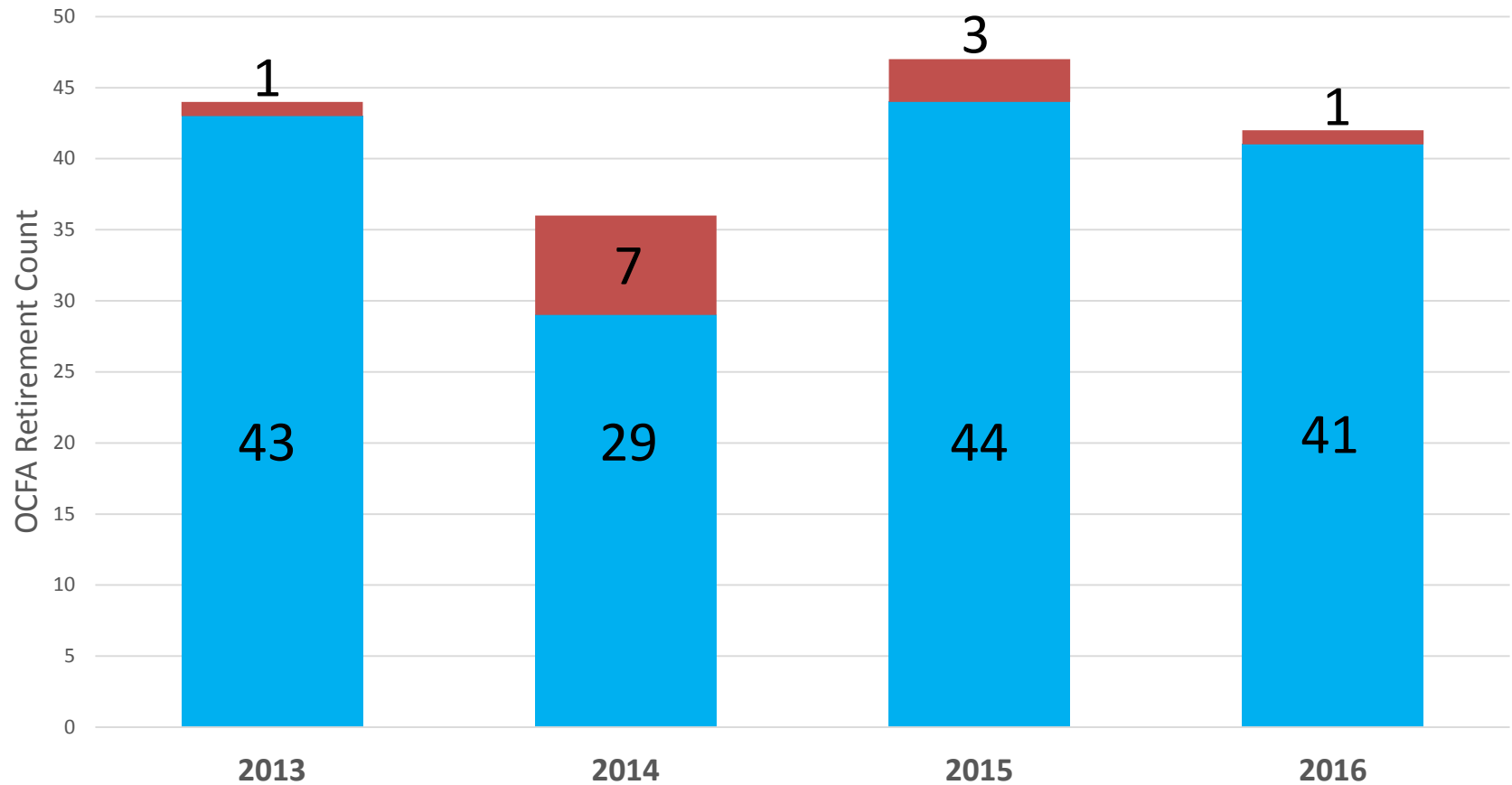
Claims Count – 395



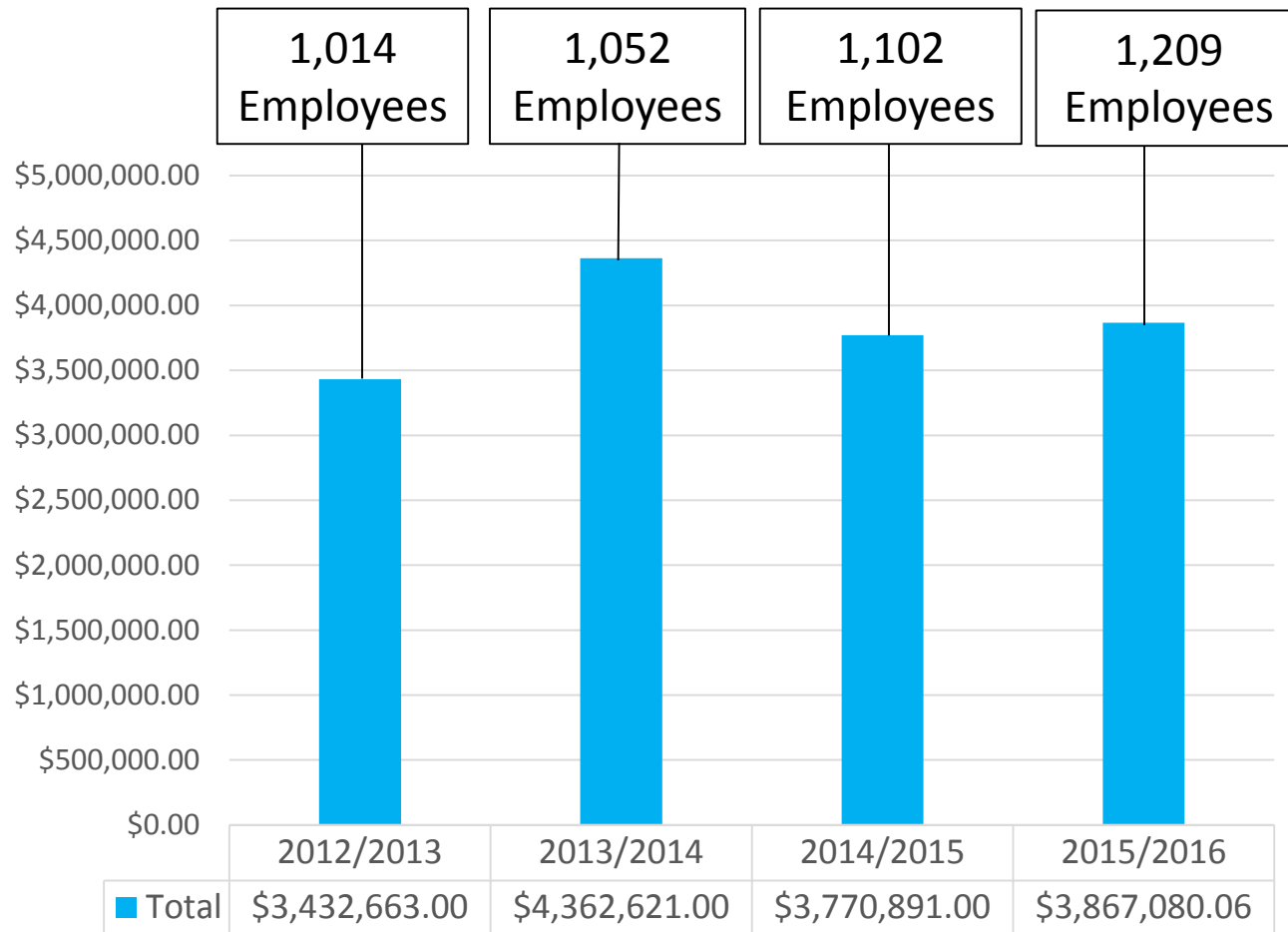
Light Duty Assignment Duration FY 15/16



OCERS Industrial Disability Retirement 2013-2016



Workers' Compensation Backfill Costs



Questions?



Orange County Fire Authority

MINUTES ORANGE COUNTY FIRE AUTHORITY

**Claims Settlement Committee Regular Meeting
Thursday, February 23, 2017
5:00 P.M.**

**Regional Fire Operations and Training Center
Room AE117
1 Fire Authority Road
Irvine, CA 92602**

CALL TO ORDER

Chair Swift called a regular meeting of the Orange County Fire Authority Claims Settlement Committee to order at 5:03 p.m. on February 23, 2017.

PLEDGE OF ALLEGIANCE

Chair Swift led the assembly in the Pledge of Allegiance to our Flag.

ROLL CALL

Present: Beth Swift, Chair, Buena Park
Ed Sachs, Vice Chair, Mission Viejo
Noel Hatch, Human Resources Committee Representative, Laguna Woods
Joe Muller, Budget and Finance Committee Vice Chair, Dana Point
Jeff Bowman, Fire Chief
Brigitte Gibb, Human Resources Director

Absent: None

Also present were OCFA General Counsel David Kendig; Clerk of the Authority Sherry Wentz; Risk Manager Jonathan Wilby; and Workers' Compensation Manager Rhonda Haynes.

PUBLIC COMMENTS (F: 12.02C3)

Chair Swift opened the Public Comments portion of the meeting. Chair Swift closed the Public Comments portion of the meeting without any comments from the general public.

MINUTES

1. Minutes for the Claims Settlement Committee for the January 26, 2017, Special Meeting

On motion of Vice Chair Sachs and second by Director Hatch, the Claims Settlement Committee voted by those present to approved the Minutes of the January 26, 2017, Special Meeting. Director Muller was recorded as an abstention, since he had not yet been appointed to the committee.

CONSENT CALENDAR

No items.

DISCUSSION CALENDAR

No items.

REPORTS

No items.

COMMITTEE MEMBER COMMENTS

The Committee Members offered no comments.

CLOSED SESSION

General Counsel David Kendig reported the Committee would convene to Closed Session to consider the matters on the Agenda identified as CS1, Conference with Legal Counsel – Existing Litigation, CS2, Conference with Legal Counsel – Existing Litigation, CS3, Conference with Legal Counsel – Existing Litigation, and CS4, Conference with Legal Counsel – Existing Litigation.

Chair Swift recessed the meeting to Closed Session at 5:04 p.m.

CS1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Joseph Rumney vs. OCFA

Case Nos. ADJ3742250, ADJ1044313, and ADJ3163637

Authority: Government Code Section 54956.9(a)

CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Gene Begnell vs. OCFA

Case Nos. ADJ 9365415, ADJ9366294, ADJ9366292, and ADJ10591438

Authority: Government Code Section 54956.9(a)

Minutes

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CS3. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Thomas Conner vs. OCFA

Case No. DEU188165

Authority: Government Code Section 54956.9(a)

CS4. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: John Mushinski vs. OCFA

Case No. ADJ8903599 and ADJ9046133

Authority: Government Code Section 54956.9(a)

Chair Swift reconvened the meeting at 5:26 p.m. with all prior Committee Members present.

CLOSED SESSION REPORT

General Counsel David Kendig stated there was no reportable action.

ADJOURNMENT – Chair Swift adjourned the meeting at 5:27 p.m. The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, March 23, 2017, at 5:00 p.m.

Sherry A.F. Wentz, CMC
Clerk of the Authority