

**Dawn M. Droblich**  
Executive Secretary

**Board of Managers**

**Spectrum Health**  
Stephen Ohman  
Chairperson

**DTE Energy**  
Douglas A. Green  
1<sup>st</sup> Vice Chair

**Kellogg Company**  
Tara Albaugh  
2<sup>nd</sup> Vice Chair

**Ilitch Holdings, Inc.**  
Michael J. Niehaus  
Treasurer

**General Motors LLC**  
Susan R. Azar

**City of Grand Rapids**  
Craig Coulson

**Wayne State University**  
Pamela Galloway

**AT & T Michigan**  
Lisa M. Bruno-Herline

**Trinity Health**  
Mark G. Schneider

**Wayne County Airport Authority**  
Cheryl Smith

**Ford Motor Company**  
Jonathan R. Parker

**Johnson Controls**  
Tracy A. Flynn

**Consumers Energy Company**  
Doug Wright

**Kelly Services, Inc.**  
Sandra DiCicco

**University of Michigan**  
Kathleen M. Rychlinski

**Marathon Petroleum Company LP**  
Lina Lee

**MINUTES OF BOARD OF MANAGERS' MEETING**

August 21, 2015

Holiday Inn North Campus

Ann Arbor, Michigan

Reminder: Minutes are now only available via e-mail on the website. If you wish to receive the Minutes via e-mail, please provide your name, company name, and e-mail address to Keeli Baker via e-mail

**Present:**

ALBAUGH, T., Kellogg Company (by phone)  
AZAR, S., General Motors LLC  
DICICCO, S., Kelly Services, Inc.  
EDDY, Cindy (present for D. Wright, Consumers Energy Co)  
FLYNN, T., Johnson Controls  
GALLOWAY, P., Wayne State University  
GREEN, D., DTE Energy  
LEE, L., Marathon Petroleum Company LP  
NIEHAUS, M., Ilitch Holdings, Inc.  
OHMAN, S., Spectrum Health Occupational Services  
RYCHLINSKI, K., University of Michigan  
SCHNEIDER, M., Trinity Health  
SMITH, C., Wayne County Airport Authority

**Chairperson's Council:**

McKINLEY, D., Michigan Manufacturers' Association  
SUSSER, D., MacArthur, MacArthur & Associates, P.C.  
WHITE, D., Chrysler Group LLC (by phone)

**Not Present:**

BLOCK, W., Michigan Chamber of Commerce  
CHILD, L.  
BRUNO-HERLINE, L., AT&T Michigan  
COULSON, C., City of Grand Rapids  
HANNA, T., Regency Group  
PARKER, J., Ford Motor Company  
PENZ, M., HSA WCF (representing the Group Funds)

The Chairperson, Mr. Ohman, called the meeting to order at 11:37 a.m. to address the following Agenda:

1. Minutes of Board of Managers' prior Board Meeting
2. Treasurer's Report
3. Funds Trustee Report
4. Legislative Committee Report
  - a. First Responders Presumed Coverage Fund
  - b. Status of SISF redemptions
  - c. SISF Annual Report 2014
5. Membership Committee Report
6. Nominating Committee Report
  - a. Interview/candidates
7. *Amicus Curiae* Committee Report
  - a. *Arbuckle v General Motors LLC*
8. Technology Committee Report
9. Health Care Committee Report
10. 2015 Spring Conference Committee Report
11. 2015 Fall Conference Committee Report
  - a. Contract Review Committee recommendations
12. Member Roundtable Committee Report
  - a. MSIA connection event – tour at Lansing Delta Township
13. Old Business
  - a. 2015 Fall Conference contract with Suburban Collection Showplace
  - b. Recognition of Marianne Melton
14. New Business
  - a. Letter of support regarding Medicare Secondary Payer and Workers' Compensation Agreement Act of 2015

The **Minutes** were approved with changes to reflect Ms. White was present via telephone and Ms. Lee was present in person as opposed by phone. Upon motion by Mr. Ohman and seconded by Mr. Schneider, the Minutes were approved.

The **Treasurers' Report** was submitted by Mr. Niehaus. He discussed the income/expense analysis report as well as the 2015-2016 budget proposal. Mr. Niehaus indicated that the Association Management fees began March 1, 2015 and costs on the reports reflected six months of their expenses. He did note that membership renewal dues are down and encourages all MSIA members to send in their payments. Mr. Niehaus indicated that the Board is encouraged to review the budget proposal and input suggestions at the next meeting. Mr. Schneider commented that the income/expense analysis report was very helpful in viewing expenditures on a month-to-month basis, as well as over a 12-month span.

The **Funds Trustee Report** was submitted by Mr. Green. He advised that the Trustees would be meeting the week of August 28<sup>th</sup> to finalize their report. He stated that the Funds were calling for a 3% assessment this year, but were not calling the excess percentage that had been passed as part of the legislation pertaining to the SISF. Mr. Green stated that the attorneys representing Delphi through the Self Insured Security Fund were doing well in getting the claims settled.

The **Legislative Committee Report** was submitted by Ms. McKinley. Ms. McKinley indicated that regarding the SISF litigation, 32 of the 34 open award cases have been resolved. She stated the total Delphi claims at the time the legislation passed in June 2014, was 389 claims. She stated there were 32 in direct payment status and that number was down to 12. She stated there were 327 in litigation with 289 left, and there were 40 medical only claims.

Ms. McKinley next discussed the First Responders Presumed Coverage Fund. She stated the legislation had been passed last year as additional coverage for firefighters with cancer to be paid out of a special fund. The question had been where the funding would come from pertaining to the fund. The question will be specifically how many claims there actually are, noting this fund is not to be used for retired employees.

Ms. McKinley also discussed other legislation currently of interest to MSIA. Specifically, there is legislation involving the Group Self Insured Fund who are pushing to define who owns the surplus in the Fund. In December 2014, the Michigan Court of Appeals had indicated there was no definitive answer to that question. Therefore, the Group funds are seeking clarification pertaining to same. Ms. McKinley will continue to monitor the legislation and advise. Ms. McKinley also discussed legislation regarding Amish employers paying for workers' compensation coverage. There have been issues raised pertaining to religious freedom versus complying with the State statute. Also, Ms. McKinley did provide the Board with a copy of the SISF annual report for 2014.

The **Membership Committee Report** was presented by Ms. Flynn. She indicated that of the 102 renewals sent out, 46 have been paid. She stated there would be a second mailing going out in mid-September. Ms. Flynn advised that Ms. Lee, Ms. Smith and herself had split up the Self Insured list of employers in Michigan and were contacting same to increase membership in MSIA. She stated the Membership Committee also will be working with the Technology Committee to ascertain alternative methods of payment for renewal.

Ms. Flynn indicated that there was one new applicant who had applied for membership, Motor City Casino. Upon motion by Ms. Flynn and seconded by Mr. Schneider, the applicant was approved as a new member.

Additionally, Ms. Flynn indicated that two potential members are also applying for membership, but she had yet to receive their actual applications. Those members are Axiom Evaluations and Eagle Claims Management. The Membership Committee will follow up with respect to these new potential members.

The **Nominating Committee Report** was submitted by Ms. Susser. She indicated that pertaining to the vacancy on the Board, the Committee has recommended Lorraine Climer from Perrigo Company. Ms. Barb Pelak from Meijer was recommended to be on the Chairperson's Council. Ms. Susser indicated the Committee recommend to the Board that should a future vacancy arise, that Ms. Pelak/Meijer will be considered for the Board vacancy position. Upon motion by Ms. Rychlinski and seconded by Ms. Flynn, the recommendations of the Nominating Committee were passed. These recommendations will be submitted to the general membership at the 2015 Fall Conference for approval.

The ***Amicus Curiae* Committee Report** was submitted by the Executive Secretary. There were no further updates pertaining to the *Amicus* Brief submitted on behalf of MSIA by Mr. Jerry Marcinkoski in the case of *Arbuckle v General Motors LLC*. We continue to wait for a response to the Brief filed at the Michigan Supreme Court. No new request for *Amicus* briefs have been submitted.

The **Technology Committee Report** was deferred.

The **Health Care Committee Report** was submitted by Ms. Azar. She stated the Committee will be meeting in the third quarter to discuss all pertinent issues.

The **2015 Spring Conference Committee Report** was submitted by Ms. Albaugh. She stated that the survey results were in, and overall, the comments were very positive. The Spring Conference Committee was profitable for MSIA. Suggestions were discussed pertaining to making next year's Conference an even greater success. The Board extended their appreciations to Ms. Albaugh and Mr. Ohman, and their Committee for making this year's Conference a success.

The **2015 Fall Conference Committee Report** was submitted by Ms. Albaugh. She discussed the theme will be, "Is Your Workers' Compensation Program a 10? If not, we can help." She stated that the brochure will be finalized soon. The Agenda has been set. She also indicated that updates are in the process of being done for the registration process on the website. All MSIA members are encouraged to attend the Fall Conference to be held on October 15, 2015 at the Suburban Collection in Novi, Michigan.

The **Member Roundtable Committee Report** was submitted by Ms. Azar. She indicated that the tour of the General Motors facility at the Lansing Delta Township Assembly Plant has been set for September 9, 2015. MSIA members eligible to attend will be receiving a reminder e-mail with respect to same.

Under **Old Business**, the 2015 Fall Conference contract with the Suburban Collection Showplace has been signed. All details have been finalized with respect to same.

Additional Old Business included the recognition of Ms. Marianne Melton for her many years of hard work and dedication as the assistant to the Executive Secretary of MSIA.

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Under **New Business**, Ms. Droblich discussed the letter of support that had been signed on behalf of MSIA in support of legislation regarding the Medicare Secondary Payer and Workers' Compensation Agreement of 2015.

No further business to be conducted, the Board of Managers meeting was adjourned upon motion by Ms. Rychlinski and seconded by Mr. Schneider at 4:08 p.m.

Respectfully submitted,

Dawn M. Droblich  
Executive Secretary