### AGENDA

### SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

1333 Main Street, 5<sup>th</sup> Floor Columbia, South Carolina 29201 October 17, 2022 10:30 a.m.

### Meeting to be held in Hearing Room A

This meeting agenda was posted prior to the meeting and proper advance notice was made to all concerned parties in compliance with requirements in the Freedom of Information Act.

1.	CALL TO ORDER	CHAIRMAN BECK
2.	APPROVAL OF AGENDA OF BUSINESS MEETING OF OCTOBER 17, 2022	CHAIRMAN BECK
3.	APPROVAL OF MINUTES OF THE REGULAR BUSINESS MEETING OF SEPTEMBER 19, 2022, (Tab 1)	CHAIRMAN BECK
4.	GENERAL ANNOUNCEMENTS	MR. CANNON
5.	APPLICATIONS FOR APPROVAL TO SELF-INSURE (Tab 2)	MS. BROWN
<ol> <li>7.</li> </ol>	DEPARTMENT DIRECTORS' REPORTS Human Resources (Tab 3) Information Services (Tab 4) Insurance and Medical Services (Tab 5) Claims (Tab 6) Judicial (Tab 7)  DEPARTMENT OF VOCATIONAL REHABILITATION Monthly Report (Tab 8)	MS. WARD MR. PLUSS MR. DUCOTE MS. SPANN MS. BRACY MR. CANNON
8.	EXECUTIVE DIRECTOR'S REPORT (Tab 9)	MR. CANNON
9.	FINANCIAL REPORT (Tab 10)	MR. CANNON
10.	OLD BUSINESS	CHAIRMAN BECK
11.	EXECUTIVE SESSION General Counsel has requested an Executive Session to discuss pending litig	CHAIRMAN BECK gation.
12.	ADJOURNMENT	CHAIRMAN BECK

### **Table of Contents**

1	Approval of Minutes of Business Meeting of September 19, 2022
2	Self-Insurance
3	Human Resources
4	Information Services
5	Insurance & Medical Services
6	Claims
7	Judicial
8	Vocational Rehabilitation
9	Executive Director's Report
10	Financial Report
11	New Business

# THE SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION BUSINESS MEETING September 19, 2022

A Business Meeting of the South Carolina Workers' Compensation Commission was held in Hearing Room A of the Workers' Compensation Commission on Monday, September 19, 2022, at 10:30 a.m. The meeting agenda was posted prior to the meeting and proper advance notice was made to all concerned parties in compliance with requirements in the Freedom of Information Act. The following Commissioners were present:

T. SCOTT BECK, CHAIRMAN
GENE MCCASKILL, VICE CHAIR
R. MICHAEL CAMPBELL, II, COMMISSIONER
MELODY L. JAMES, COMMISSIONER
AVERY WILKERSON, COMMISSIONER
AISHA TAYLOR, COMMISSIONER
CYNTHIA DOOLEY, COMMISSIONER

Present also were Gary Cannon, Executive Director; Keith Roberts, General Counsel, Christy Brown, Self-Insurance Director; Amy Bracy, Judicial Director; Wayne Ducote, Insurance & Medical Services Director; Kristen Mcree, Staff Attorney; Bridget Ward, Human Resource Director; Kris Pluss, Director of Information Technology; Harriet Abner and James Williams from Vocational Rehabilitation.

Chairman Beck called the meeting to order at 10:37 a.m.

### **AGENDA**

Commissioner McCaskill moved that the agenda be approved. Commissioner Dooley seconded the motion, and the motion was approved.

### APPROVAL OD MINUTES – BUSINESS MEETING OF August 29, 2022

Commissioner McCaskill moved that the minutes of the Business Meeting of August 29, 2022, be approved. Commissioner James seconded the motion, and the motion was approved.

### **GENERAL ANNOUNCEMENTS**

There were no general announcements.

### **APPLICATIONS FOR APPROVAL TO SELF-INSURE**

Self-insurance applications were presented by Christy Brown, Self-Insurance Director. **Six (6)** prospective members of **Three (3)**) funds were presented to the Commission for approval. The applications were:

### **Palmetto Timber Fund**

**Brandt Forest Products** 

### South Carolina Home Builders SIF

Capital Concrete Company, Inc. Graham's Heating & Air, LLC PH Padgett Construction, LLC Taylor's Window & Screen

### **South Carolina Automobile Dealers Association**

Terry Lambert Hyundai

After examination of the applications, it was determined that each complied with the Commission's requirements, and each was recommended for approval.

Commissioner Wilkerson made the motion to approve the applications to self-insure. Commissioner Taylor requested to be recused from the vote. Commissioner James seconded the motion to approve the applications to self-insure, and the motion was approved.

### **DEPARTMENT DIRECTORS' REPORTS**

Each Department report was submitted in written form and included in the Commission's agenda booklets.

### **Human Resources**

Ms. Ward submitted the Human Resources report. There were no comments or questions from the Commission.

### **Information Technology Department**

Mr. Pluss submitted the IT report. There were no comments or questions from the Commission.

### **Insurance and Medical Services Department**

Mr. Ducote submitted his report in written form. There were no comments or questions from the Commission. Mr. Ducote also introduced Brianna Conyers, Insurance Compliance Analyst.

### **Claims Department**

Ms. Spann submitted her report in written form. Mr. Cannon presented the report. There were no comments or questions from the Commission.

#### **Judicial Department**

Ms. Bracy submitted her report in written form. There were no questions from the Commission.

### **VOCATIONAL REHABILITATION**

Mr. Cannon submitted the report received from Vocational Rehabilitation. Ms. Harriet Abner and Mr. James Williams presented the report and explained the new ways they are trying to assist the community. They also answered questions by the Chairman and Commissioner Wilkerson.

### **EXECUTIVE DIRECTOR'S REPORT**

Mr. Cannon submitted his report in written form. There were no comments or questions from the Commission.

### <u>ADMINISTRATION – FINANCIAL REPORT</u>

Mr. Cannon submitted his report in written form. There were no questions from the Commission.

### **OLD BUSINESS**

There was no old business.

### **NEW BUSINESS**

There was no new business.

### **EXECUTIVE SESSION**

Commissioner Taylor made a motion to move into Executive Session to discuss pending litigation matters. Commissioner McCaskill seconded the motion, and the motion was approved. The Commission went into Executive Session at 10:59 a.m.

Commissioner Taylor made the motion to leave Executive Session at 11:30 a.m.; notating that no activity was taken. Commissioner McCaskill seconded the motion, and the motion was approved.

### **ADJOURNMENT**

Commissioner Taylor made the motion to adjourn. Commissioner Wilkerson seconded the motion, and the motion was approved.

The September 19, 2022, meeting of the South Carolina Workers' Compensation Commission adjourned at 11:30 am.

Reported September 20, 2022 Arnisha Keitt Executive Assistant

### State of South Carolina

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### Workers' Compensation Commission

**TO:** Gary Cannon

FROM: Bridget Ward

DATE: October 7, 2022

### SUBJECT: Monthly Human Resources Report for October 2022 Business Meeting

This report summarizes Human Resources' activities from September 1, 2022, through September 30, 2022.

At the end of September, the Commission had 49 full-time employees and two part-time employees.

New Hires: One

• Separations or Retirements: One

FMLA Leaves: None

Two SCEIS personnel transactions and ten SCEIS time/leave transactions were processed in September. Detailed payroll and time/leave reports were run as scheduled. Any issues that arose were corrected with the collaborative effort of either the SCIES team or the Comptroller General Office.

HR participated in two webinars hosted by PEBA concerning the 2022 open enrollment and hosted a Prisma Health Flu Shot Event for the SC Lottery and the Commission that had to be rescheduled for October 18.

Seven "All Employee" emails were sent by HR during September, and ten travel reports were processed. HR received and reviewed 1135 emails and sent 1116 emails.

There were two building issues and no parking issues in September. The building issues were resolved promptly, and two updates to the parking assignments were submitted.

There was one COVID case in the month of September. The employees returned to work after the protocol was followed, contact tracing was done, and the appropriate quarantine/isolation period was observed.

Due to the severity of hurricane Ian, the Commission was closed to the public and employees were told not to report to work on September 30.

### Staffing:

- 1 New employee:
  - IMS -Program Co I started on 9/2
- 1 Separated employee:
  - IMS Program Co I left on 9/16

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### **Workers' Compensation Commission**

To: Gary Cannon, SCWCC Executive Director

From: Kris Pluss, IT Director Date: October 7, 2022

Subject: IT Department September 2022 Full Commission Report

This report summarizes the activities and accomplishments for projects and initiatives in the IT department during September 2022.

### I. Systems Operations, Maintenance and Support

#### EDI

WCC IT Staff is continuing to work with the ISO/Verisk to establish processes and an implementation plan for the EDI claims processing migration. We continue our participation in IAIABC conference calls for: Jurisdiction Only meetings, EDI Claims Committee and the POC 3.0 taskforce. Liz Schinke is the Project Lead for this work effort. Phase 1 is scheduled to be completed during the First Quarter of 2023.

### **Progress**

WCC IT Staff had two virtual meetings with Progress Software Engineers and Sales Consultants to define POA (plan of action) for addressing the existing application stability concerns and enhancements for EDI, Form Creation and eCase. A Sole Source PO was created for the vendor provided Professional Services for Phase 1.

### **Systems Support**

The IT team continues to collectively manage all end user support for agency provided workstations, iPhones, and iPads.

### Security

We had no security alerts in September.

### Reporting

- 122 Service Desk tickets were received by WCC IT during September 2022.
- 115 Tickets were assigned a priority of Low / Medium.
- 6 Tickets were assigned a priority of High.
- 1 Ticket was assigned a priority of Urgent.

### II. Projects, Enhancements and Development

### **Legacy Modernization**

WCC IT had two virtual meetings with SC.Gov / NIC to discuss the ePay Project Scope (online payments). SC.Gov presented a demonstration of the ePay web portal with WCC specific objects (forms and branding). WCC IT continues to work with WCC Division Managers to refine the Forms that will be available for upload within the web portal. Phase 1 is scheduled to be completed in the Second Quarter, 2023.

### State of South Carolina



### Workers' Compensation Commission

To: Mr. Gary Cannon From: Wayne Ducote, Jr. Date: 13-Oct-22

SCWCC Executive Director IMS Director

**Subj:** Insurance and Medical Services Department

September 2022 Full Commission Report

Please find attached information provided to summarize the status and workflow of initiatives currently underway within the Insurance and Medical Services (IMS) Department.

In addition to the statistical data provided, please be advised of the following:

Compliance Division 1. Reviewing revenue metrics / projections.

2. Working with staff to review workflow processes and additional training opportunities.

3. Continuing to explore outreach opportunities with stakeholders.

Coverage Division 1. Working with staff to review workflow processes and explore

opportunities to enhance service provision.

2. Lapse in Coverage: 36 new registrants; 0 notifications sent.

Medical Services 1. Completed two medical bill reviewer certification renewals.

2. Two medical bill pricing reviews were done in the month of September.

While this summary is in no way all-inclusive, it may serve to assist you and our Commissioners in understanding the key initiatives underway in the IMS Department and provide measures by which the Department's effectiveness can be gauged. IMS welcomes any guidance that you and/or our Commissioners can provide concerning our performance and direction.

### **Employer Rule to Show Cause Hearings and Compliance Activity**

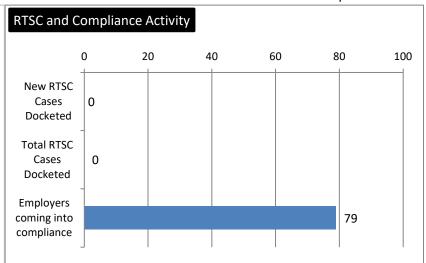
The Compliance Division docketed 0 new RTSC cases and 0 total RTSC cases in the month of September. And, compelled 26 South Carolina employers to come into compliance with the Act. Year to date, 0 new RTSC cases and 3 total RTSC cases have been docketed.

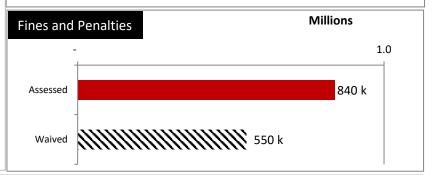
#### **Employers Obtaining Coverage**

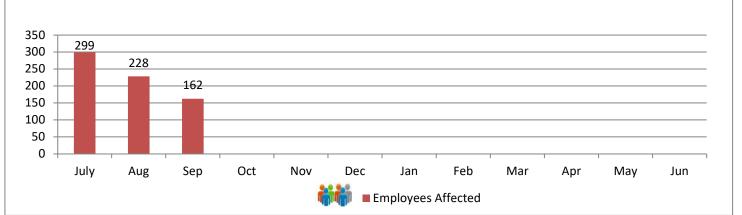
Year to date, the Compliance Division has compelled 79 South Carolina employers to come into compliance with the Act. In so doing, approximately 689 previously uninsured workers are now properly covered.

#### **Penalties Waived**

Although the Division has assessed \$840 k in fines this fiscal year, \$550 k have been <u>waived</u> or <u>rescinded</u> as employers have either obtained insurance coverage or were found not to be subject to the Act.



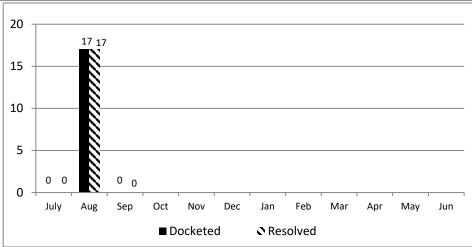




#### **Carrier Rule to Show Cause Hearings**

The Compliance Division manages the Rule to Show Cause process involving the recovery of outstanding carrier fines and penalties. In the month of September 2022, 0 carrier RTSC cases were docketed; 0 cases were resolved for a total of \$0.

Year to date, a total of 17 carrier RTSC cases have been docketed, 17 cases for a total of \$17,189 have been resolved.



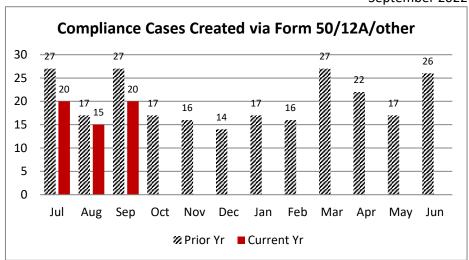
In September 2022, 20 compliance files were created from the combined filings of Form 50's, 12A's, and stakeholder reporting involving uninsured employers.

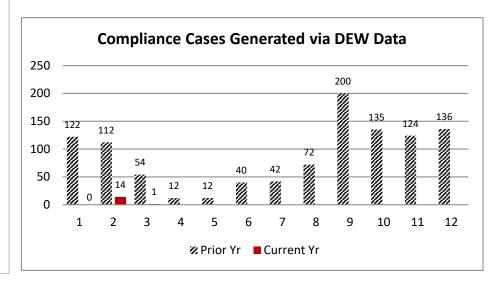
YTD vs. Prior Year total (243): 23% Sept 2021 to Sept 2022: 74% Current Yr End trend: 91% of 2021-2022

YTD 2022-2023 v. YTD 2021-2022: 77%

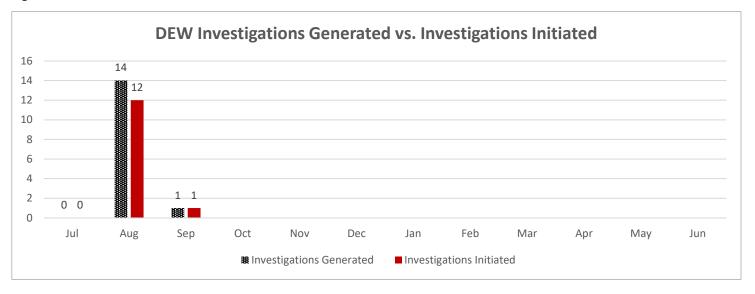
In September 2022, 1 compliance files were generated from the DEW data process.

YTD vs. Prior Year total (1,061): 1% Sept 2021 to Sept 2022: 2% Current Yr End trend: 6% of 2021-2022 YTD 2022-2023 v. YTD 2021-2022: 5%





The DEW Data Pool is determined by the total number of potential, non-compliant employers who report wages to DEW with at least 4 employees and who's FEIN does not match with any coverage records in the Commission's coverage database. The investigations generated is the number of compliance investigations generated from the pool. The investigations initiated is the number of compliance investigations initiated from those that were generated.



### **Carryover Caseload:**

The Compliance Division closed September 2022 with 282 cases active, compared to an active caseload of 279 at the close of September 2021.

#### **Cases Resolved:**

For the month of September 2022, Compliance Division staff closed-out 47 cases.

#### **Compliance Fines:**

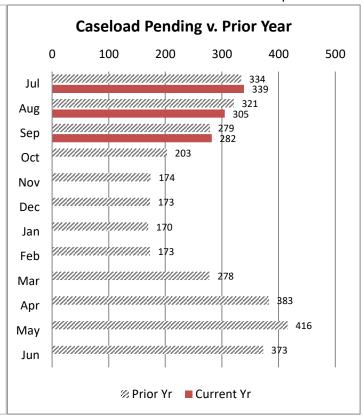
In September 2022, the Compliance Division collected \$20,468 in fines and penalties. Year to Date, the Compliance Division has collected \$125,351 in fines and penalties.

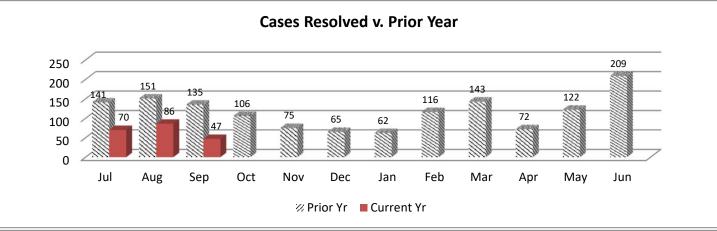
Year to Date vs Prior Year Total (\$686,193): 18%

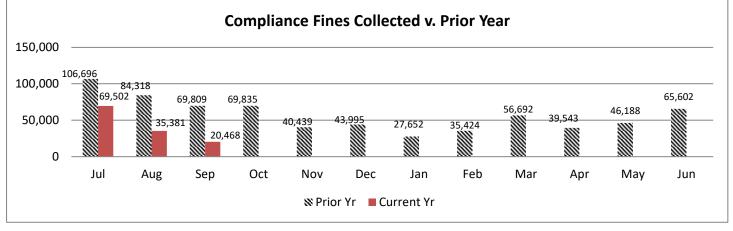
Sept 2021 vs. Sept 2022: 29%

Current Year End trend is 73% of 2021-2022

YTD 2021-22 (Sept - June) vs YTD 2022-2023: 48%







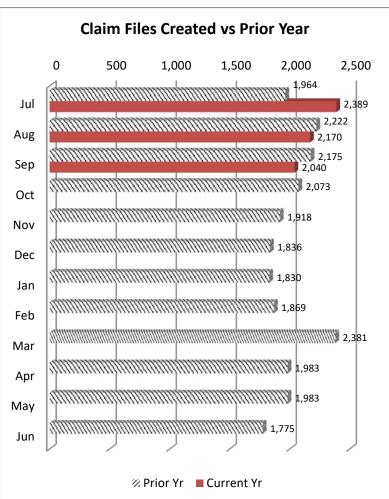
IMS COVERAGE DIVISION September 2022

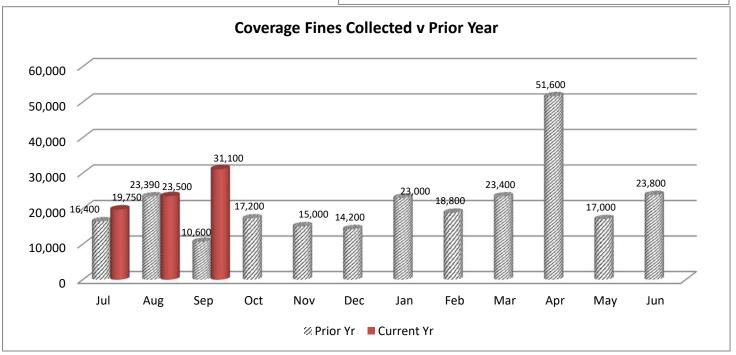
#### **WCC Claim Files:**

In September 2022, the Coverage Division received a total of 2,040 WCC Claim files. Of these, 1,732 were created through proper carrier filing of a 12A, and 308 were generated as a result of a Form 50 claim filing. Year to Date 6,599 Claim files have been created which is 27% of claim file volume prior year (24,009).

#### **Coverage Fines:**

The Coverage Division collected \$31,100 in fine revenue in September 2022, as compared to \$10,600 in Coverage fines/penalties accrued during September 2021. Year on Year, Coverage fines are at 29% of collections for prior year.

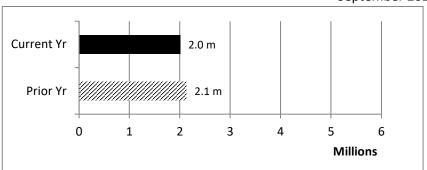


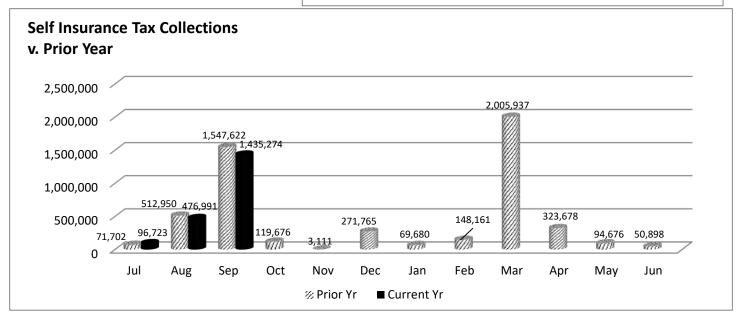


During the month of September 2022, the Self Insurance Division:

- \* collected \$1,435,274 in self-insurance tax.
- \* added 6 new self-insurers.
- \* conducted 4 Self Insurance audits.

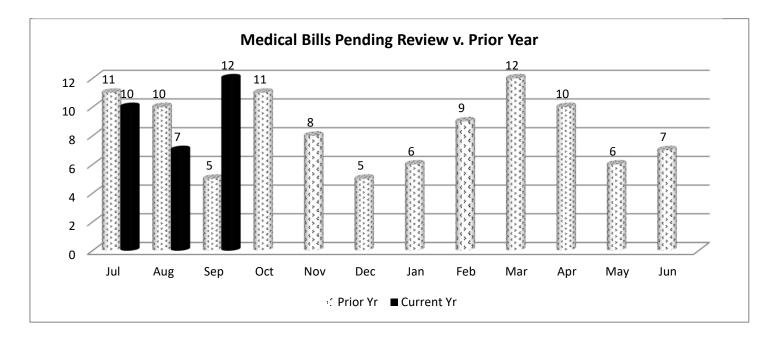
Year to Date, Self Insurance tax revenue is trending at 94% of prior year and 12 Self Insurance audits have been completed.





### IMS MEDICAL SERVICES DIVISION

In September 2022, the Medical Services Division began the month with 7 bills pending review, received an additional 17 bills for review, conducted 12 bill reviews and ended the month with 12 bills pending.



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### Workers' Compensation Commission MEMORANDUM

To: Gary Cannon, Executive Director

From: Sonji Spann, Claims Director

**Date: October 17, 2022** 

Re: Claims Department September 2022 Full Commission Report

Attached is the Statistical Report for the Claims Department for the period July 1, 2022 - June 30, 2023, for the Business Meeting on October 17, 2022. Please note the format using row numbers and column letters for ease of use when referencing data.

Claims activities are in Column (a) with the totals for the first-month period for FY22-23 in column (o). Column (q) reflects the percentage change when comparing the totals for same period in the current fiscal at the totals for the same period in last fiscal year. The total Claims Activities, for this period have increase 1% when compared to the same period from last fiscal year.

The number of Total Fines assessed are up 11% compared to the same period last fiscal year and the Total Fines paid 13% higher when compared to the same period last year

I will be happy to answer any questions you or the Commissioners have.

### Claims Department Statistical Report FY2022-2023

July 1, 2022 -June 30, 2023

Claims Activities (a)	July (b)	August (c)	Sept (d)	FY22-23 Total (o)	FY21-22 Total (p)	% Diff from prev year (q)
Forms 15-I	1,041	1,220	1,075	3,336	3,333	0%
Forms 15-II/Forms 17	826	989	891	2,706	2,883	-6%
Forms 16 for PP/Disf	207	222	180	609	618	-1%
Forms 18	5,023	5,227	4,868	15,118	13,327	13%
Forms 20	541	629	587	1,757	1,696	4%
Form 50 Claims Only	311	269	284	864	848	2%
Form 61	602	781	617	2,000	1,914	4%
Letters of Rep	195	152	197	544	728	-25%
Clinchers	701	907	659	2,267	2,393	-5%
Third Party Settlements	27	30	18	75	57	32%
SSA Requests for Info	23	43	25	91	148	-39%
Cases Closed	2,056	2,389	1,821	6,266	6,535	-4%
Cases Reviewed	3,290	3,089	2,103	8,482	9,285	-9%
Total	14,843	15,947	13,325	44,115	43,766	1%
				-		
Total Fines Assessed	505	222	221	948	856	11%
Form 18 Fines	331	220	220	771	863	-11%
Total Amt Paid	\$63,200	\$59,450	\$56,800	179,450	\$158,900	13%

### Claims Department Statistical Report FY2021-2022

July 1, 2021 -June 30, 2022

															_
Claims Activities	July	August	Sept	Oct	Nov	Dec	Jan	Feb	March	April	May	June	FY21-22 Total	FY20-21 Total	% Chg same period FY20- 21
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)	(k)	(1)	(m)	(o)	(p)	(q)
Forms 15-I	1,023	1,157	1,153	1,077	1,073	1,030	882	920	1,192	1,035	1,081	1,062	12,685	13,499	-6%
Forms 15-II/Forms 17	933	1,028	922	970	897	856	367	803	1,038	918	928	972	10,632	11,769	-10%
Forms 16 for PP/Disf	187	216	215	236	180	289	192	207	264	197	200	215	2,598	2,340	11%
Forms 18	4,325	4,511	4,491	4,073	4,310	4,121	4,306	4,701	4,901	4,371	4,350	3,658	52,118	49,470	5%
Forms 20	546	591	559	589	574	2,111	537	502	598	553	590	606	8,356	6,593	27%
Form 50 Claims Only	291	316	241	286	290	504	218	279	327	249	268	279	3,548	3,150	13%
Form 61	652	655	607	656	672	751	641	626	697	668	693	651	7,969	7,957	0%
Letters of Rep	251	258	219	201	204	169	186	216	229	160	189	209	2,491	2,471	1%
Clinchers	831	744	818	786	798	872	855	785	866	815	792	774	9,736	10,013	-3%
Third Party Settlements	14	24	19	17	12	15	19	17	25	23	25	25	235	154	53%
SSA Requests for Info	64	49	35	42	42	29	30	26	37	43	38	20	455	459	-1%
Cases Closed	2,028	2,233	2,275	2,136	2,049	2,111	2,103	2,027	2,553	2,179	1,987	2,091	25,772	27,381	-6%
Cases Reviewed	2,849	3,742	2,694	2,261	2,228	2,435	2,909	2,953	3,407	3,406	2,736	3,939	35,559	37,119	-4%
Total	13,994	15,524	14,248	13,330	13,329	13,433	13,245	14,072	16,134	14,617	15,864	14,501	172,291	172,375	-1%
													-	-	
Total Fines Assessed	297	338	221	184	119	310	543	328	370	334	274	341	3,659	2,882	13%
Form 18 Fines	331	321	211	184	118	310	530	316	365	314	267	330	3,597	2,634	37%
Total Amt Paid	\$38,650	\$60,800	\$59,450	\$33,400	\$23,800	\$34,400	\$47,400	\$35,200	\$52,400	\$86,500	\$45,850	\$40,650	558,500	379,100	47%

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### Workers' Compensation Commission

October 6, 2022

To: Gary Cannon

**Executive Director** 

From: Amy A. Bracy

Judicial Director

**RE:** Monthly Judicial Report for September 2022

During the month of September, the Judicial Department processed seven hundred ten (710) requests for hearings (claimant and defense pleadings). Comparing the numbers from the same period last year, claimant pleadings are up 11% and defense pleadings experienced an 18% decrease. The department received one hundred twelve (112) Motions, a 6% decrease compared to the same period last year and one hundred forty-four (144) clincher conference requests, up 1% compared to last year.

There were fifty-seven (57) Single Commissioner Hearings conducted during the past month, six (6) pre-hearing conferences held, and ten (10) Full Commission hearings held. A total of five hundred sixteen (516) Orders (Single Commissioner Orders, Consent Orders and Administrative Orders) were served at the single Commissioner level, thirty-six (36) of those were Decision and Orders that resulted from hearings that went on the record and one hundred twenty-nine (129) were Motion Orders that were a result of Motions ruled upon by Commissioners.

There were two hundred forty-two (242) Informal Conferences requested during September and one hundred sixty-four (164) were conducted.

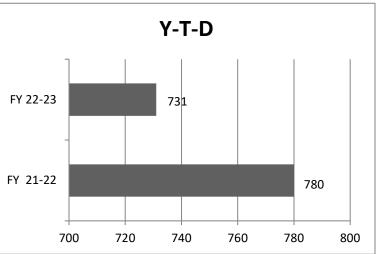
There were twenty-nine (29) regulatory mediations scheduled and fifty-five (55) requested mediations. Totals are up 20% and down 7% in the respective categories for the same period last year. The Judicial Department was notified of thirty-three (33) matters resolved in mediation, with the receipt of Forms 70. This category's total is down 33% compared to the same period last year. This does not include mediations that take place outside of what is reported to the Commission.

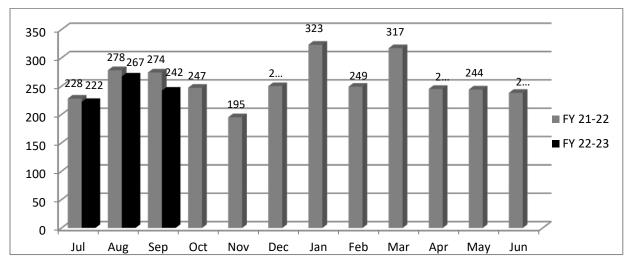
In the month of September, Judicial received one (1) Notice of Intent to Appeal to the Court of Appeals and zero (0) to the Circuit Court.

### Judicial Department Statistical Report Statistics For Fiscal Year 2022-2023

Statistics	1 01 11	scai i	cai 2	022-2	.023			
						Totals YTD	Totals YTD	% Diff from
	July	Aug	Sept	Oct	Nov	2022-	2021-	prev year
Claimant Pleadings	612	586	510			1,708	1540	11%
Defense Response to Pleadings	474	495	439			1,408	1281	10%
Defense Pleadings	223	301	200			724	882	-18%
Motions	104	130	112			346	369	-6%
Form 30	11	7	9			27	41	-34%
FC Hearings Held	4	8	10			22	23	-4%
FC Orders Served	8	6	11			25	39	-36%
Single Comm. Hearings Held	31	52	57			140	153	-8%
Single Comm. Orders Served	160	182	183			525	608	-14%
Single Comm. Pre-Hearing Conf Held	20	31	6			57	51	12%
Consent Orders	261	230	318			809	685	18%
Adminstrative Orders	2	23	15			40	35	14%
Clincher Conference Requested	122	149	144			415	412	1%
Informal Conference Requested	222	267	242			731	780	-6%
Informal Conference Conducted	188	212	164			564	586	-4%
Regulatory Mediations	27	39	29			95	79	20%
Requested Mediations	47	67	55			169	182	-7%
Ordered Mediations	1	0	0			1	0	100%
Mediation Resolved	39	60	33			132	166	-20%
Mediation Impasse	8	12	8			28	52	-46%
Mediation Held; Issues Pending	0	0	2			2	4	0%
Claim Settled Prior to Mediation	6	9	10			25	35	-29%
Mediation Not Complete in 60 days	2	6	3			11	7	57%

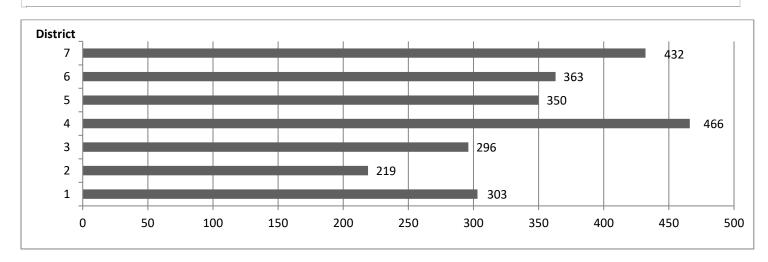
	Informal Co	Informal Conf.Requested									
	FY 21-22	FY 22-23									
Jul	228	222									
Aug	278	267									
Sep	274	242									
Oct	247										
Nov	195										
Dec	250										
Jan	323										
Feb	249										
Mar	317										
Apr	245										
May	244										
Jun	238										
Total	3088	731									
	FY 21-22	FY 22-23									
Y-T-D	780	731									





						Plead	ings A	Assign	ed - T	hree `	Year (	Compa	arison	by M	onth						
	D	District 1 District 2					District 3			District 4		Ι	District 5		District 6		District 7		7		
	G	reenvi	lle	Anderson		Or	angebu	ırg	Cl	ıarlest	on	1	Florenc	e	Spa	ırtanbı	ırg	]	Richlan	ıd	
	22-23	21-22	20-21	22-23	21-22	20-21	22-23	21-22	20-21	22-23	21-22	20-21	22-23	21-22	20-21	22-23	21-22	20-21	22-23	21-22	20-21
Jul	105	112	120	81	87	81	112	72	85	150	166	151	111	109	126	135	122	112	142	156	154
Aug	105	93	88	70	67	73	86	101	105	172	174	142	118	112	125	124	101	95	155	134	133
Sep	93	109	87	68	77	70	98	96	107	144	158	162	121	143	128	104	112	113	135	143	169
Oct		89	93		73	81		103	125		152	175		110	115		95	104		130	159
Nov		96	92		66	88		95	100		144	176		112	96		84	104		116	134
Dec		104	90		80	68		100	115		156	168		123	132		108	96		131	141
Jan		85	79		54	56		84	96		167	172		129	110		91	88		118	124
Feb		93	84		75	88		87	86		170	133		105	101		108	93		145	118
Mar		108	125		87	93		84	118		186	201		149	132		130	106		166	164
Apr		106	94		75	63		82	100		181	138		120	112		127	106		164	134
May		82	90		69	69		81	85		149	134		130	110		103	98		136	126
Jun		122	95		74	74		100	98		161	164		152	117		111	103		147	134
Totals	303	1199	1137	219	884	904	296	1085	1220	466	1964	1916	350	1494	1404	363	1292	1218	432	1686	1690

### Pleadings Assigned by District Year to Date



No report submitted at the time of publication

### State of South Carolina



### Workers' Compensation Commission

### Executive Director's Report October 17, 2022

### **Meetings/Activities**

During the month of August the Executive Director reported the following meetings and activities: Completed and ssubmitted the FY2022 Accountability Report; submitted FY2023-24 Budget request to the Executive Budget Office; attended SCWCEA Annual Conference in Myrtle Beach; participated in a conference call with MUSC to discuss a presentation to their executive team; testified in Circuit Court at the Westpoint trial; had a conference call with Mark Pew about WorkCompCollege; attended an afternoon session of the SC Information Technology Association meeting in Columbia; and continued to work on the final language of the parking lease.

#### **Constituent / Public Information Services**

For the month of September, the Executive Director's and the General Counsel's offices had 382 contacts with stakeholders.

#### **Financial Transactions Activity**

During the month of September, the Director's office processed and approved 32 travel expense reports, 138 invoices, and 38deposits for DOA to process in the SCIES system.

#### **SCWCC Stakeholder Electronic Distribution List**

For the month of September, the Office had 4 (four) additions to the email distribution list.

### **Advisory Notices**

During the month of September, the office posted one (1) notice on the Commission's website and emailed it to the distribution list.

### State of South Carolina

1333 Main Street, 5<sup>th</sup> Floor P.O. Box 1715 Columbia, S.C. 29202-1715



TEL: (803) 737-5700 www.wcc.sc.gov

### Workers' Compensation Commission

### MEMORANUM

TO: COMMISSIONERS

FROM: Gary Cannon

**Executive Director** 

**DATE:** October 17, 2022

RE: FINANCIAL REPORT – FY Period ending September 30, 2022

Attached is the Budget vs. Actual Report for the General Fund and Earmarked Fund for the fiscal year period ending September 30, 2022. The benchmark for this period is 25%.

#### Expenditures

The expenditures for the General Fund are on pages 1-2 of the attached report "Budget vs. Actual Report FY2022. The year-to-day expenditures in the General Fund (10010000) for this period is \$818,481, which is 29% of the budget. Page 3 and 4 reflects the balances of funds appropriated by the General Assembly for the IT System Modernization Project.

The Earmarked Fund (38440000) financials begin on page 5 with the total expenditures found on page 9. The total expenditures for this period are \$903,395 which is 16% of budget.

### Revenues

The Commission received \$634,724 in Earmarked Fund operating revenues for this period. We currently are at 20% of the amount budgeted for the year.

### Self-Insurance Tax Funds

To date we have received \$ 524,948 of Self-Insurance Tax funds.

# South Carolina Workers' Compensation Commission Earmarked Fund Revenues FY 2023 As of 9/30/2022 25% of year elapsed

Account	Acct No.	Budget	YTD Actual Revenue	% of Budget
WORKERS' COMPENSATION HEARING FEE	4110090000	\$1,091,322	\$ 236,895	22%
WORKERS COMP SELF INSURANCE APPLICATI	4160040000	\$ 26,555	\$ 500	2%
WORKERS COMPENSATION FILING VIOLATION	4223030000	\$1,985,476	\$ 378,807	19%
PARKING FEE	4350040000	\$ 5,900	\$ 1,595	27%
WORKERS COMPENSATION AWARD REVIEW F	4350140000	\$ 32,251	\$ 3,600	11%
PHOTOCOPYING FEE	4380050000	\$ 25,300	\$ 13,927	55%
SALE OF LISTINGS & LABELS	4480060000	\$ 4,187	\$ 125	3%
REFUND PRIOR YR EXPENDITURE	4520010000		\$ -	
RETURNED CHECKS	4530010000		\$ (1,025)	
ADJUSTMENT TO AGENCY DEPOSITS	4530020000		\$ -	
MISCELLANEOUS REVENUE	4530030000		\$ 300	
Total Revenues		\$3,170,991	\$ 634,724	20%
Self Insurance Tax		\$2,500,000	\$ 524,948	21%
		_		
Total		\$5,670,991	\$1,159,672	20%

### Fund 10010000 - GENERAL FUND - Operating Items

### **Administration**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501015	DIRECTOR	142,153	42,705	30%		99,448
501058	CLASSIFIED POS		11,375			-11,375
501070	OTH PERS SVC		5,820			-5,820
512001	OTHER OPERATING	216,035				
5050010000	IN ST-MEALS-NON-REP		230			
5050020000	IN ST-LODGING		1,421			
5050041000	HR-IN ST-AUTO MILES		729			
5050060000	IN ST-MISC TR EXP		196			
	Total OTHER OPERATING:	216,035	2,576	1%	0	213,459
Total Admin	istration:	358,188	62,476	17%	0	295,712

### **Claims**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	82,579	24,808	30%		57,771
Total Claims	:	82,579	24,808	30%		57,771

### Commissioners

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501026	CHAIRMAN	172,258	51,749	30%		120,509
501033	COMMISSIONER	1,003,438	331,915	33%	0	671,523
501050	TAXABLE SUBS	56,950	18,789	33%		38,161
501058	CLASSIFIED POS	362,545	104,308	29%		258,237
501070	OTH PERS SVC		1,207			-1,207
Total Comm	issioners:	1,595,191	507,967	32%	0	1,087,224

### Fund 10010000 - GENERAL FUND - Operating Items

### **Insurance & Medical**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	31,365	6,730	21%		24,635
Total Insurar	nce & Medical:	31,365	6,730	21%		24,635

### **Judicial**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
512001	OTHER OPERATING	31,158				
	Total OTHER OPERATING:	31,158				31,158
Total Judicial:		31,158				31,158

### **Employer Contributions**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
513000	EMPLOYER CONTRIB	685,644	216,500	32%		469,144
Total Emplo	Total Employer Contributions:		216,500	32%		469,144
Total GEN	IERAL FUND - Operating Items:	2,784,125	818,481	29%	0	1,965,644

### Fund 10010000 - GENERAL FUND - Special Items

### **IT System Project**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
561000	Special Item	1,695,084				1,695,084
Total IT System Project:		1,695,084				1,695,084
Total GEN	NERAL FUND - Special Items:	1,695,084				1,695,084

### Fund 10050023 - GF-NONRECUR APROP-23 - Special Items

### **IT System Project**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
561000	Special Item	5,000,000				5,000,000
Total IT System Project:		5,000,000				5,000,000
Total GF-	NONRECUR APROP-23 - Special	5,000,000				5,000,000

### Fund 38440000 - EARMARKED FUND

### Administration

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	791,985	59,312	7%		732,673
501070	OTH PERS SVC	41,000				41,000
512001	OTHER OPERATING	2,281,948				
5020077240	DP SERVICES – STATE		15,157			
5020080000	FREIGHT EXPRESS DELV		8			
5021010004	LEGAL SRV-WITNESS FE		22,344			
5021020000	ATTORNEY FEES		113			
5021450000	MOTOR VEHICLE SVCS		18			
5021479202	CARPET MAINTENANCE		2,000			
5021490000	AUDIT ACCT FINANCE		118			
5021540001	PROF SRV-LANG INTER		44			
5021570000	CONTRACTUAL SERVICES		7			
5024990000	OTH CNT-NON-IT & REA		3,000			
5030010000	OFFICE SUPPLIES		1,134			
5030010004	SUBSCRIPTIONS		1,110		9,111	
5030030000	PRINTED ITEMS		248			
5030067101	PRGM LIC - APP SUPP		6,479		78,962	
5030067110	EQUIP&SUPP- DATA NET		30			
5030067170	EQUIP&SUPP- PRINT EU		109		1,080	
5030070000	POSTAGE		193			
5031479203	JANITORIAL SUPPLIES		477			
5033140002	CREDENTIAL SUPPLIES		30			
5040060000	ST RENT-NON ST BLDG				6,087	
5040070000	RENT-ST OWN RL PROP		120			
5040490003	RENT PO BOX		1,646			
5040490009	RENT PARKING		5,300		15,930	
5041010000	DUES & MEMBER FEES		420			
5041020000	FEES AND FINES		130			
5041840000	LEASE BLDG PRINCIPAL		33,647		351,965	
5041850000	LEASE BLDG INTEREST		905		1,766	
5050010000	IN ST-MEALS-NON-REP		175			
5050020000	IN ST-LODGING		581			

### Fund 38440000 - EARMARKED FUND

5050041000	HR-IN ST-AUTO MILES		736			
5050060000	IN ST-MISC TR EXP		144			
5050510000	OUT ST-MEALS-NON-REP		220			
5050570000	TRNG-OUT-ST REG FEE		2,625			
5051540000	LEASED CAR-ST OWNED		9,729			
	Total OTHER OPERATING:	2,281,948	108,997	5%	464,901	1,708,051
Total Administration:		3,114,933	168,308	5%	464,901	2,481,724

### Inform. services

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS		96,140			-96,140
5020077100	SERVICES- APP SUP				73,008	
5020077220	SERVICES- VOICENET		3,885		23,760	
5021469316	SECURITY ALARM SRVC		2,713			
5030067130	EQUIP&SUPP- EUC		16,345			
5030067170	EQUIP&SUPP- PRINT EU				3,660	
5040057000	CONTINGNT RENT - IT		446			
	Total OTHER OPERATING:		23,388		100,428	-123,816
Total Inform	. services:		119,527		100,428	-219,955

### Litigation - it proj

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
512001	OTHER OPERATING	35,000				
	Total OTHER OPERATING:	35,000				35,000
Total Litigation - it proj:		35,000				35,000

### Fund 38440000 - EARMARKED FUND

### **Claims**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	280,850	62,946	22%		217,904
512001	OTHER OPERATING	19,700				
	Total OTHER OPERATING:	19,700				19,700
Total Claims	S:	300,550	62,946	21%		237,604

### Commissioners

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501050	TAXABLE SUBS	70,000				70,000
512001	OTHER OPERATING	230,700				
5020120000	CELLULAR PHONE SVCS		6,298			
5021010003	LEGAL SRV-TRANSCRIPT		868			
5021010005	LEGAL SRV-REPORTER		24,645			
5050010000	IN ST-MEALS-NON-REP		1,000		462	
5050020000	IN ST-LODGING		3,845		2,018	
5050031000	HR-IN ST-AIR TRANS		197			
5050041000	HR-IN ST-AUTO MILES		8,261		1,329	
5050060000	IN ST-MISC TR EXP		663			
5050080000	IN ST-SUBSIST ALLOW		1,600			
	Total OTHER OPERATING:	230,700	47,376	21%	3,809	179,516
Total Comm	issioners:	300,700	47,376	16%	3,809	249,516

### Fund 38440000 - EARMARKED FUND

### **Insurance & Medical**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	459,463	117,404	26%		342,059
501070	OTH PERS SVC	22,881	805	4%		22,076
512001	OTHER OPERATING	54,500				
5020080000	FREIGHT EXPRESS DELV		137			
5021540000	NON-IT OTHER PRO SRV		520			
5024990000	OTH CNT-NON-IT & REA		160			
5050010000	IN ST-MEALS-NON-REP		563		143	
5050020000	IN ST-LODGING		2,712		1,100	
5050031000	HR-IN ST-AIR TRANS		1,533			
5050041000	HR-IN ST-AUTO MILES		335		422	
5050050000	IN ST-OTHER TRANS		618			
5050060000	IN ST-MISC TR EXP		310			
5050570000	TRNG-OUT-ST REG FEE		45			
	Total OTHER OPERATING:	54,500	6,932	13%	1,665	45,902
Total Insura	nce & Medical:	536,844	125,142	23%	1,665	410,037

### Judicial

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	500,000	142,790	29%		357,210
501070	OTH PERS SVC	75,000	11,172	15%		63,828
512001	OTHER OPERATING	25,000				
5021020000	ATTORNEY FEES		-36			
5030070000	POSTAGE		4,000			
5050570000	TRNG-OUT-ST REG FEE		45			
	Total OTHER OPERATING:	25,000	4,009	16%	0	20,991
Total Judicia	al:	600,000	157,971	26%	0	442,029

### Fund 38440000 - EARMARKED FUND

### **Employer Contributions**

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
513000	EMPLOYER CONTRIB	719,818	222,124	31%	0	497,694
Total Employer Contributions:		719,818	222,124	31%	0	497,694
Total EARMARKED FUND:		5,607,845	903,395	16%	570,802	4,133,649

### South Carolina Workers' Compensation Commission Commitments FY 2023 As of 9/30/2022

### Fund 38440000 - EARMARKED FUND

### Administration

Commitment Item	Commitment Item Description	Vendor	Commitment
5030010004	SUBSCRIPTIONS	WEST PUBLISHING CORPORATION	9,111
5030067101	PRGM LIC - APP SUPP	PROGRESS SOFTWARE CORP	45,000
5030067101	PRGM LIC - APP SUPP	WEST PUBLISHING CORPORATION	33,962
5030067170	EQUIP&SUPP- PRINT EU	FORMS & SUPPLY INC	1,080
5040060000	ST RENT-NON ST BLDG	GALIUM 1333 MAIN LLC	6,087
5040490009	RENT PARKING	REPUBLIC PARKING SYSTEM INC	15,930
5041840000	LEASE BLDG PRINCIPAL	GALIUM 1333 MAIN LLC	351,965
5041850000	LEASE BLDG INTEREST	GALIUM 1333 MAIN LLC	1,766
Total Administration:			464,901

### Inform. services

Commitment Item	Commitment Item Description	Vendor	Commitment
5020077100	SERVICES- APP SUP	INSURANCE SERVICES OFFICE INC	62,640
5020077100	SERVICES- APP SUP	PROGRESS SOFTWARE CORP	10,368
5020077220	SERVICES- VOICENET	NWN CORPORATION	23,760
5030067170	EQUIP&SUPP- PRINT EU	US INK AND TONER INC	3,660
Total Inform. services:			100,428

Total EARMARKED FUND:	565,328
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