

A G E N D A

SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

1333 Main Street, 5th Floor
Columbia, South Carolina 29201
December 18, 2023 10:30 a.m.

Meeting to be held in Hearing Room A

The Commission's Business Meeting will be broadcast live on the Internet via Zoom. Interested parties may access the broadcast at the following link:

Join Zoom Meeting

<https://us02web.zoom.us/j/8249297108?pwd=akcwMkMxSnYzQWFxdEs4V2x6UWtyUT09&omn=87509310862>

Meeting ID: 824 929 7108

Passcode: 073988

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 DECEMBER 18, 2023 | CHAIRMAN BECK |
| 3. APPROVAL OF MINUTES OF THE REGULAR BUSINESS MEETING NOVEMBER 20 (Tab 1) | CHAIRMAN BECK |
| 4. GENERAL ANNOUNCEMENTS | MR. CANNON |
| 5. APPLICATIONS FOR APPROVAL TO SELF-INSURE (Tab 2) | MS. BROWN |
| 6. DEPARTMENT DIRECTORS' REPORTS | |
| Human Resources (Tab 3) | MS.MCREE |
| Information Services (Tab 4) | MR. PLUSS |
| Insurance and Medical Services (Tab 5) | MR. DUCOTE |
| Claims (Tab 6) | MS. SPANN |
| Judicial (Tab 7) | MS. BRACY |
| Self-Insurance (Tab 8) | MS. BROWN |
| 7. DEPARTMENT OF VOCATIONAL REHABILITATION Monthly Report (Tab 9) | MR. CANNON |
| 8. EXECUTIVE DIRECTOR'S REPORT (Tab 10) | MR. CANNON |
| 9. FINANCIAL REPORT (Tab 11) | MR. CANNON |
| 10. OLD BUSINESS | CHAIRMAN BECK |
| 11. NEW BUSINESS | CHAIRMAN BECK |
| APPROVAL OF AVERAGE WEEKLY WAGE - 2024 (Tab 12) | |
| 11. EXECUTIVE SESSION | CHAIRMAN BECK |
| 12. ADJOURNMENT | CHAIRMAN BECK |

Table of Contents

1	Approval of Minutes of Business Meeting of November 20, 2023
2	Self-Insurance
3	Human Resources
4	Information Services
5	Insurance & Medical Services
6	Claims
7	Judicial
8	Self-Insurance
9	Vocational Rehabilitation
10	Executive Director's Report
11	Financial Report
12	New Business

TAB 1

THE
SOUTH CAROLINA WORKERS'
COMPENSATION COMMISSION
BUSINESS MEETING
November 20, 2023

A Business Meeting of the South Carolina Workers' Compensation Commission was held in Hearing Room A of the Workers' Compensation Commission on Monday, November 20, 2023, 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
AVERY WILKERSON, COMMISSIONER
R. MICHEAL CAMPBELL, II, COMMISSIONER
MELODY JAMES, COMMISSIONER
CYNTHIA DOOLEY, COMMISSIONER
AISHA TAYLOR, COMMISSIONER

Present also were Keith Roberts, General Counsel; Christy Brown, Self-Insurance Director; Amy Bracy, Judicial Director; Kristen Mcree, HR Director, Wayne Ducote; Sonji Spann, Director of Claims; Douglas Mann, IT Consultant; Whitney Klauck, SC Injured Workers Advocates; Walt Barefoot, SC Employers' Advocacy Association and Mike Chase, SCEAA.

Chairman Beck called the meeting to order at 10:40 a.m.

AGENDA

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

APPROVAL OF MINUTES – BUSINESS MEETING OF NOVEMBER 20, 2023

Commissioner McCaskill moved that the minutes of the Business Meeting of November 20, 2023 be approved. Commissioner Dooley seconded the motion, and the motion was approved.

GENERAL ANNOUNCEMENTS

No general announcements.

APPLICATIONS FOR APPROVAL TO SELF-INSURE

Self-insurance applications were presented by Christy Brown, Self-Insurance Director. **Eight (8)** prospective members of **Two (2)** funds were presented to the Commission for approval. The applications were:

South Carolina Automobile Dealers Association
SAG SC2 LLC dba Volvo Cars Hilton Head

South Carolina Home Builders SIF

Bluebird Home Improvement LLC
Crete Co LLC
Dawson Lumber Company
Legacy 4 Construction LLC
MR Custom Tile & Carpentry
One of a Kind Environmental Services LLC
Say Jay Inc dba Anthony Johnson Construction

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 Dooley 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. Mcree presented the Human Resources report. Ms. Mcree introduced Jordan Mays as our new Staff Attorney. There were no comments or questions from the Commission.

INFORMATION TECHNOLOGY DEPARTMENT

Mr. Cannon presented the IT report in Kris Pluss absence. There were no comments or questions from the Commission.

INSURANCE AND MEDICAL SERVICES DEPARTMENT

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

CLAIMS DEPARTMENT

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

JUDICIAL DEPARTMENT

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

EXECUTIVE DIRECTOR'S REPORT

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

ADMINISTRATION – FINANCIAL REPORT

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

OLD BUSINESS

There was no old business.

NEW BUSINESS

Amendments to the Form 15

Mr. Walt Barefoot, President of the SC Employers' Advocates Association and Mr. Mike Chase, Legal Counsel for the SC Employers' Advocates Association addressed the Commission about change to Form 15. Mr. Stephen Samuels commented. No action was taken by the Commission.

Amendments to Regulation R67-1502

Commissioner Taylor made a motion to publish the proposed changes to R67-1502 prepared by Keith Roberts, General Counsel. Commissioner Campbell seconded the motion. Motion passed. Mr. Roberts advised a Public Hearing to receive comment on the proposed changes will be scheduled for the Commission Business Meeting on January 22, 2024.

EXECUTIVE SESSION

There was no executive session.

ADJOURNMENT

Commissioner Campbell made the motion to adjourn. Commissioner Dooley seconded the motion, and the motion was approved.

The November 20, 2023, meeting of the South Carolina Workers' Compensation Commission adjourned at 11:35 am.

Reported December 11, 2023
Arnisha Keitt
Executive Assistant

TAB 2

TAB 3

State of South Carolina

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Workers' Compensation Commission

To: Gary Cannon, SCWCC Executive Director
From: Kristen McRee, Director of Administrative Services
Date: December 18, 2023
Subject: Administrative Department November 2023 Full Commission Report

This report summarizes the Human Resources, Procurement, and Information Security operations and initiatives during November 2023.

I. Human Resources

Hiring and Recruitment

In November, the Commission conducted and concluded interviews for the Insurance Analyst position. There was a strong response to the job posting and we received approximately 28 applications. Of those 28 applications, 9 candidates were interviewed, and one was selected. The candidate began employment with the Commission just before Thanksgiving and is being trained. Onboarding procedures, including background checks, security protocols (such as the issuance of ID badges, parking and building access cards, and devices), introductory Commission trainings, and related SCEIS transactions are ongoing and are anticipated to conclude in December for the newly onboarded candidate.

In addition, due to an impending staff retirement after the new year, the Commission will commence recruiting efforts after the holidays for an administrative assistant position in the Insurance and Medical Services Department.

Reporting

Also in November, the Commission submitted the required Equal Employment Opportunity reports to the South Carolina Human Affairs Commission. The reports were reviewed, discrepancies were addressed, and timely submitted for review by SCHAC.

Benefits

Furthermore, at the close of the open enrollment period, member account reconciliations have been addressed as appropriate. As a reminder, any changes to contributions to 401k and 457 plans should be made before the end of the current month. HR is also currently processing leave pool requests and the appropriate SCEIS database year-end reconciliations.

II. Procurement

Implementation of the new Court Call virtual courtroom is tentatively scheduled to begin in the new year. Staff is working on scheduling the introductory training session. The session is tentatively scheduled to begin in January with a goal to begin using the platform to schedule hearings around February or March of 2024.

III. Information Privacy & Security

Kuma LLC has provided draft reports for Commission review and comment. The drafts outline Commission administrative processes and provide a listing of the legal requirements that apply to each data element retained in files. In the coming months, the Commission expects to receive recommendations for process improvements based upon the draft reports, written privacy notices for the website, and a written acceptable use policy. All deliverables are projected to be received in the first quarter of 2024.

TAB 4

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Workers' Compensation Commission

To: Gary Cannon, SCWCC Executive Director
From: Kris Pluss, IT Director
Date: December 8, 2023
Subject: IT Department November 2023 Full Commission Report

This report summarizes the activities and accomplishments for projects and initiatives in the IT Department during November 2023.

I. Systems Operations, Maintenance and Support

EDI

WCC IT and Verisk have re-scheduled the weekly working meetings. The first meeting is scheduled for December 12, 2023.

Security

No Phishing email was reported to the WCC IT Team during November.

Reporting

78 Service Desk tickets were received by WCC IT during November 2023.
62 Tickets were assigned a priority of Low.
11 Tickets were assigned a priority of Medium.
5 Tickets were assigned a priority of High.
0 Tickets were assigned a priority of Urgent.

II. Projects, Enhancements and Development

Legacy Modernization

Progress

WCC IT is currently working with Progress Professional Services to test the Protection Requests Enhancement for external stakeholders and additional display modifications that allow an Attorney to view the Case Caption and a confirmation that they have been released from a case.

SC.Gov – Filing of Forms

WCC IT attended 6 Virtual Meetings with SC.Gov (aka Tyler Technologies) in November. All of the No-Fee Filing Claims Forms and No-Fee Filing Judicial Forms are in production and being piloted. WCC IT worked with the State Treasurer's Office to review the ePay reconciliation process. Judicial Filings with a Hearing Fee are scheduled to be piloted in December. Claims Filings with an associated cost are in the final phase of testing. WCC IT will work with the Office of the Executive Director to coordinate an announcement for our external stakeholders.

TAB 5

State of South Carolina



Workers' Compensation Commission

To: Mr. Gary Cannon
SCWCC Executive Director

From: Wayne Ducote, Jr.
IMS Director

Date: 15-Dec-23

Subj: Insurance and Medical Services Department
November 2023 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 | <ol style="list-style-type: none">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. Contacted IIABSC to inquire about publishing article in their quarterly magazine.4. Met with the Law Enforcement, Criminal, and Civil Justice Subcommittee of the House Legislative Oversight Committee to present follow-up compliance information as requested. |
| Coverage Division | <ol style="list-style-type: none">1. Working with staff to review workflow processes and explore opportunities to enhance service provision.2. Lapse in Coverage (Progress): 83 new registrants; 0 notifications sent. |
| Medical Services | <ol style="list-style-type: none">1. Two medical bill pricing reviews were done in the month of November.2. Continue to have bi-monthly meetings with FAIR Health regarding the 2024 MSPM update. |

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.

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Workers' Compensation Commission **MEMORANDUM**

To: Gary Cannon, Executive Director

From: Sonji Spann, Claims Director

Date: December 18, 2023

Re: Claims Department December 2023 Full Commission Report

Attached is the Statistical Report for the Claims Department for the period July 1, 2023-November 30, 2023, for the Business Meeting on December 18, 2023.

Claims activities are in Column (a) with the totals for the period ending November 30, 2023 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 decrease 2% when compared to the same period from last fiscal year.

The number of cases Reviewed shows a 10% increase; cases Closed increased 2% the Fines Assessed reflects a 7% decrease; and the Total Fines Paid this fiscal year is 37% less than the amount paid for the same period last fiscal year.

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

Claims Department Statistical Report

FY2023-2024

July 1, 2023 - June 30, 2024

Claims Activities	July	August	Sept	Oct	Nov	FY23-24 Total	FY22-23 Total	% Diff from prev year
(a)	(b)	(c)	(d)	(e)	(f)	(o)	(p)	(q)
Forms 15-I	927	1,174	1,020	1,194	1,068	5,383	5,496	-2%
Forms 15-II/Forms 17	670	742	687	732	692	3,523	4,590	-23%
Forms 16 for PP/Disf	43	39	55	60	52	249	1,022	-76%
Forms 18	4,716	5,293	4,979	5,183	5,031	25,202	24,948	1%
Forms 20	514	624	503	578	543	2,762	2,881	-4%
Form 50 Claims Only	267	309	263	4		843	1,414	-40%
Form 61	628	756	670	772	700	3,526	3,362	5%
Letters of Rep	123	178	119	2	-	422	931	-55%
Clinchers	601	679	613	748	643	3,284	3,998	-18%
Third Party Settlements	17	21	22	28	24	112	130	-14%
SSA Requests for Info	44	39	36	46	33	165	137	20%
Cases Closed	1,927	2,270	2,132	2,314	1,984	10,627	10,371	2%
Cases Reviewed	1,947	2,479	3,407	4,430	3,340	15,603	14,146	10%
Total	12,424	14,603	14,506	16,091	14,110	71,734	73,426	-2%
						-	-	
Total Fines Assessed	241	444	290	291	252	1,518	1,626	-7%
Form 18 Fines	230	414	230	212	218	1,304	1,401	-7%
Total Amt Paid	\$33,200	\$33,400	\$30,050	\$45,000	\$40,000	181,650	289,750	-37%

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Workers' Compensation Commission

December 7, 2023

To: Gary Cannon
Executive Director

From: Amy A. Bracy
Judicial Director

RE: Monthly Judicial Report for November 2023

During the month of November, the Judicial Department processed two hundred twenty-one (221) claim only 50s, seven hundred thirty-two (732) requests for hearings (claimant and defense pleadings). Comparing the numbers from the same period last year, claimant pleadings are up 6% and defense pleadings experienced a 5% increase. The department received one hundred one (101) Motions, a 6% decrease compared to the same period last year and one hundred twenty-six (126) clincher conference requests, a 3% increase compared to the same time last year.

There were fifty-four (54) Single Commissioner Hearings conducted during the past month, two (2) pre-hearing conferences held, and eight (8) Full Commission hearings held. A total of five hundred eighteen (441) Orders (Single Commissioner Orders, Consent Orders and Administrative Orders) were served at the single Commissioner level, thirty (30) of those were Decision and Orders that resulted from hearings that went on the record and ninety-four (94) were Motion Orders that were a result of Motions ruled upon by Commissioners.

There were one hundred seventeen (117) Informal Conferences requested during November and one hundred twenty-nine (129) were conducted.

There were thirty (30) regulatory mediations scheduled and sixty-four (64) requested mediations. Totals are down 2% and up 18% in the respective categories for the same period last year. The Judicial Department was notified of sixty-one (61) matters resolved in mediation, with the receipt of Forms 70. This category's total is up 10% compared to this period last year. This does not include mediations that take place outside of what is reported to the Commission.

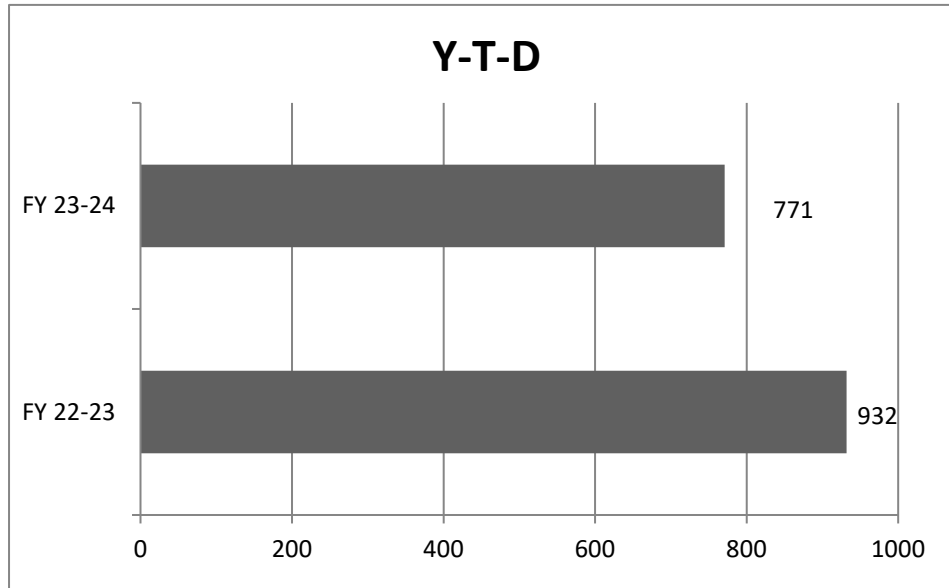
In the month of November, Judicial received zero (0) Notice of Intent to Appeal to the Court of Appeals and zero (0) to the Circuit Court.

**Judicial Department Statistical Report
Statistics For Fiscal Year 2023-2024**

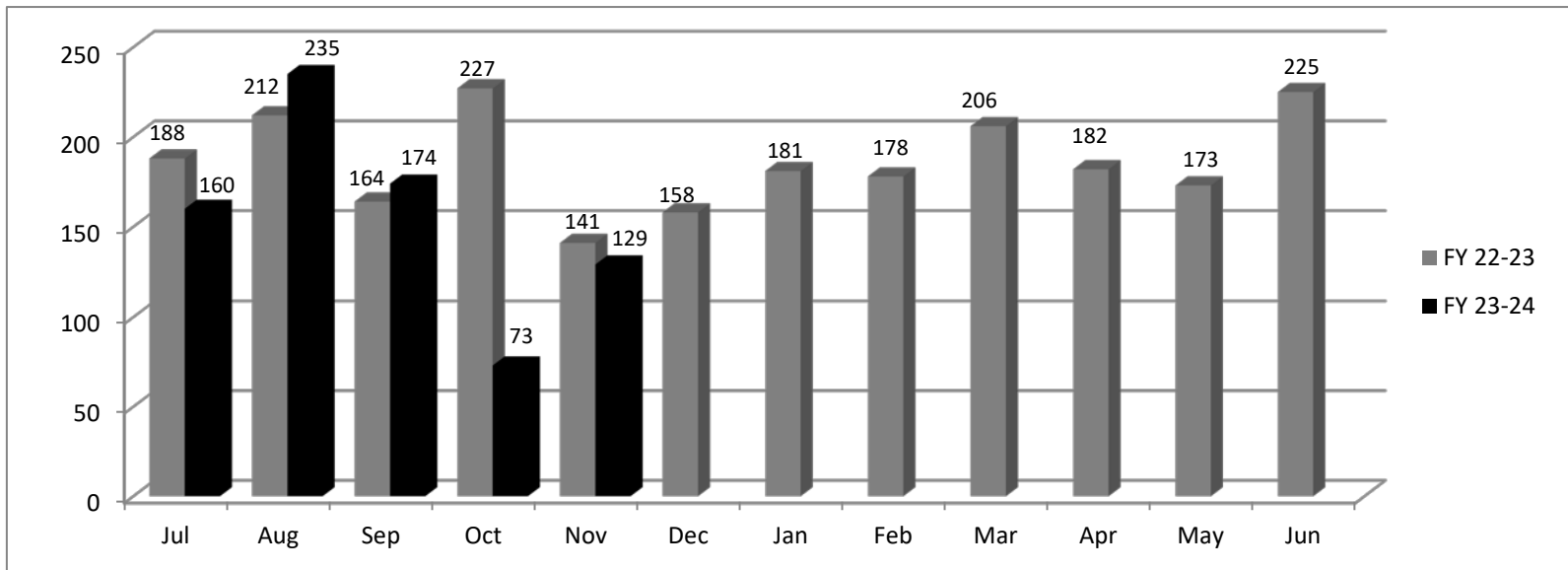
	July	Aug	Sept	Oct	Nov	Totals YTD 2023-2024	Totals YTD 2022-2023	% Diff from prev year	YTD Diff + (-)	FY23-24 Mth Avg	FY22-23 Mth Avg
Claimant Pleadings	516	702	619	636	529	3,002	2844	6%	158	600	569
Defense Response to Pleadings	432	556	569	500	558	2,615	2341	12%	274	523	468
Defense Pleadings	261	289	256	299	203	1,308	1240	5%	68	262	248
Form 50 - Claim Only (Oct. Begins Judicial #s)	267	309	263	302	221	1,362					
Letters of Representation				128	88	216					
Motions	90	90	105	133	101	519	555	-6%	(36)	104	111
Form 30	8	7	10	9	11	45	40	13%	5	9	8
FC Hearings Held	3	8	9	3	8	31	38	-18%	(7)	6	8
FC Orders Served	6	9	2	5	1	23	44	-48%	(21)	5	9
Single Comm. Hearings Held	46	66	56	48	54	270	247	9%	23	54	49
Single Comm. Orders Served	136	195	178	208	134	851	908	-6%	(57)	170	182
Single Comm. Pre-Hearing Conf Held	4	15	16	21	2	58	87	-33%	(29)	12	17
Consent Orders	239	286	284	299	298	1,406	1377	2%	29	281	275
Adminstrative Orders	3	10	9	11	9	42	61	-31%	(19)	8	12
Clincher Conference Requested	127	142	138	157	126	690	670	3%	20	138	134
Informal Conference Requested	219	233	263	251	117	1,083	1177	-8%	(94)	217	235
Informal Conference Conducted	160	235	174	73	129	771	932	-17%	(161)	154	186
Regulatory Mediations	37	36	34	25	30	162	166	-2%	(4)	32	33
Requested Mediations	60	83	45	64	64	316	268	18%	48	63	54
Ordered Mediations	1	2	0	1	0	4	1	300%	3	1	0
Mediation Resolved	33	77	48	46	61	265	242	10%	23	53	48
Mediation Impasse	7	32	10	12	16	77	55	40%	22	15	11
Mediation Held; Issues Pending	1	5	0	0	1	7	2	150%	5	1	0
Claim Settled Prior to Mediation	5	10	10	13	9	47	44	7%	3	9	9
Mediation Not Complete in 60 days	0	0	5	2	0	7	14	-50%	(7)	1	3

Informal Conf. Conducted

	FY 22-23	FY 23-24
Jul	188	160
Aug	212	235
Sep	164	174
Oct	227	73
Nov	141	129
Dec	158	
Jan	181	
Feb	178	
Mar	206	
Apr	182	
May	173	
Jun	225	
Total	2235	771

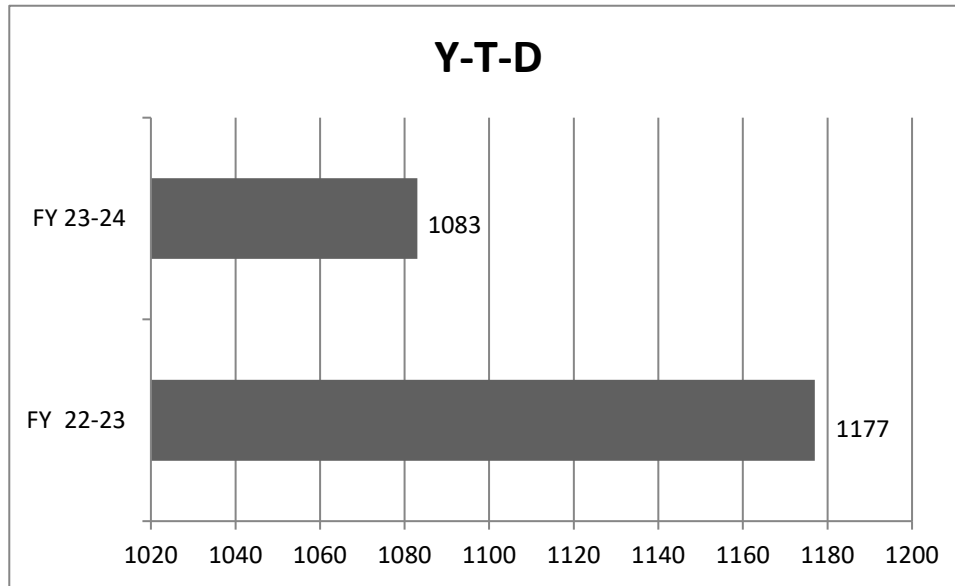


	FY 22-23	FY 23-24
Y-T-D	932	771

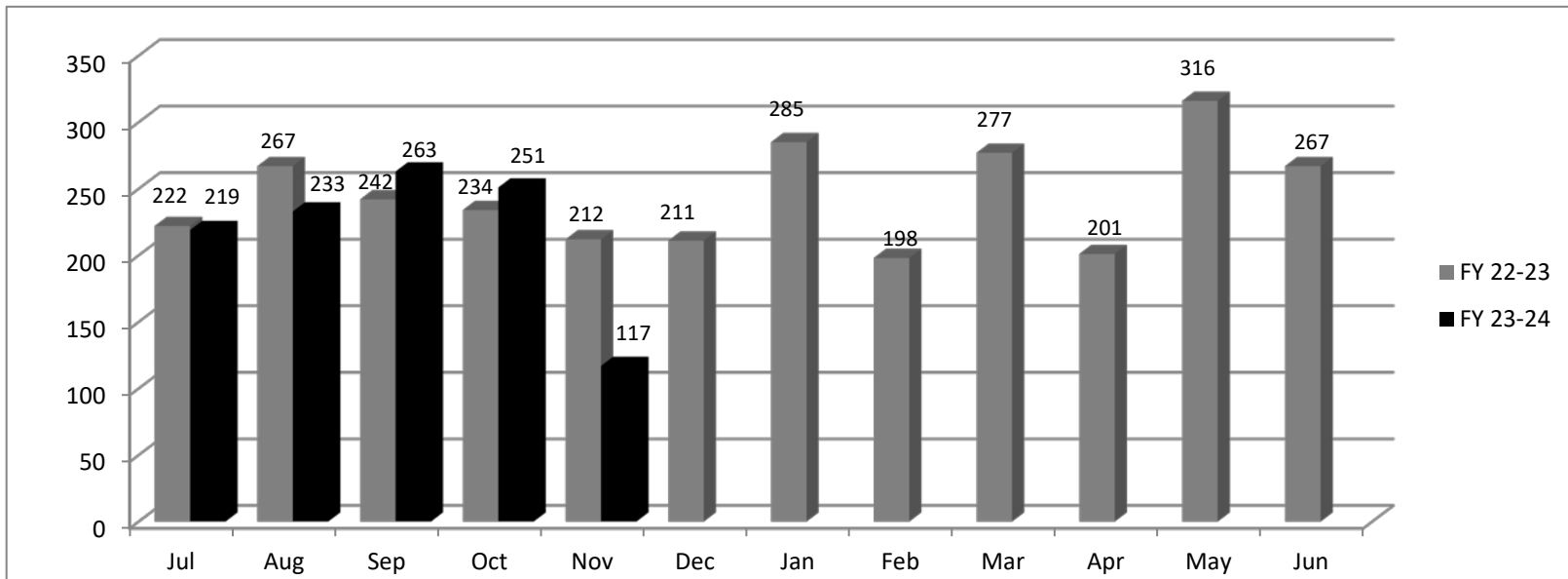


Informal Conf. Requested

	FY 22-23	FY 23-24
Jul	222	219
Aug	267	233
Sep	242	263
Oct	234	251
Nov	212	117
Dec	211	
Jan	285	
Feb	198	
Mar	277	
Apr	201	
May	316	
Jun	267	
Total	2932	1083



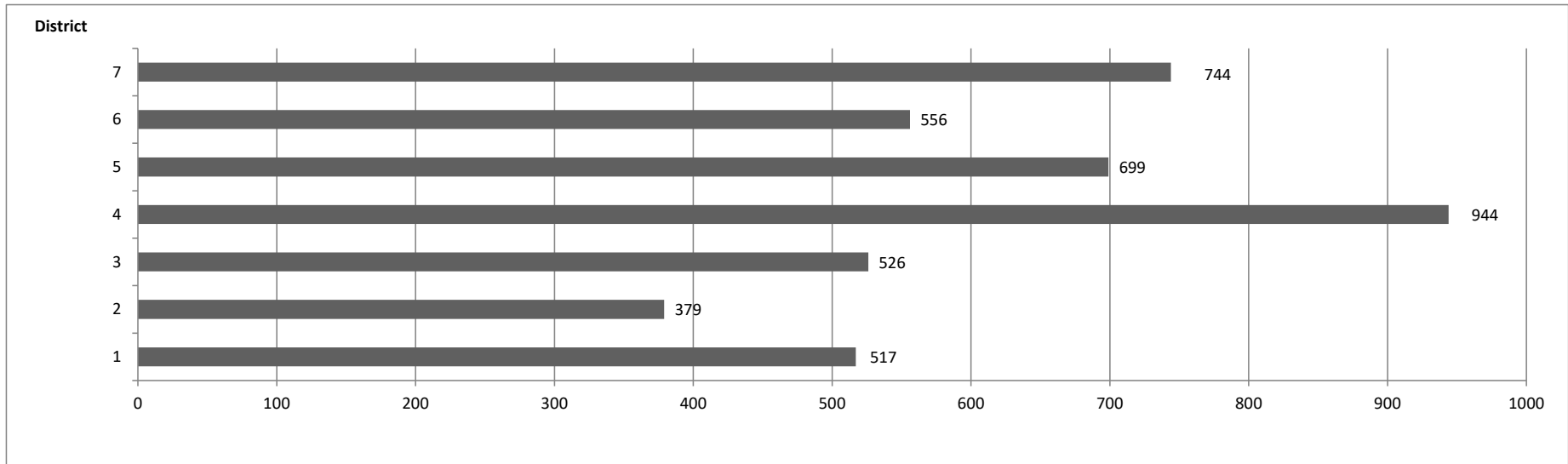
	FY 22-23	FY 23-24
Y-T-D	1177	1083



Pleadings Assigned - Three Year Comparison by Month

	District 1 Greenville			District 2 Anderson			District 3 Orangeburg			District 4 Charleston			District 5 Florence			District 6 Spartanburg			District 7 Richland		
	23-24	22-23	21-22	23-24	22-23	21-22	23-24	22-23	21-22	23-24	22-23	21-22	23-24	22-23	21-22	23-24	22-23	21-22	23-24	22-23	21-22
Jul	93	105	112	64	81	87	80	112	72	150	150	166	106	111	109	100	135	122	131	142	156
Aug	112	105	93	85	70	67	115	86	101	189	172	174	145	118	112	118	124	101	150	155	134
Sep	110	93	109	83	68	77	113	98	96	234	144	158	160	121	143	111	104	112	148	135	143
Oct	96	78	89	68	59	73	107	97	103	181	140	152	149	114	110	114	96	95	142	126	130
Nov	106	90	96	79	77	66	111	106	95	190	180	144	139	135	112	113	137	84	173	164	116
Dec		91	104		74	80		108	100		166	156		136	123		113	108		117	131
Jan		74	85		74	54		90	84		172	167		126	129		97	91		130	118
Feb		78	93		69	75		90	87		144	170		102	105		88	108		122	145
Mar		96	108		69	87		124	84		174	186		133	149		139	130		158	166
Apr		82	106		82	75		78	82		158	181		138	120		113	127		146	164
May		70	82		64	69		92	81		156	149		126	130		114	103		148	136
Jun		118	122		76	74		118	100		235	161		131	152		119	111		185	147
Totals	517	1080	1199	379	863	884	526	1199	1085	944	1991	1964	699	1491	1494	556	1379	1292	744	1728	1686

Pleadings Assigned by District Year to Date



TAB 8

State of South Carolina



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Workers' Compensation Commission

MEMORANDUM

To: Gary Cannon
Executive Director

From: Christy Brown
Self-Insurance Director

Date: December 18, 2023

Subject: Monthly Self-Insurance Report for the month of November 2023

During the month of November, the self-insurance department collected \$31,730 in self-insurance taxes from 1 self-insured. There were 4 audits conducted, all of which were individual employers. Year to date, the department has collected and deposited \$2,391,198 in self-insurance tax funds.

We received 9 applications for membership in 4 self-insured fund(s). The applications were reviewed, processed, and given a pre-approval the same day they were received. As a result, there are 1,161 additional employees who are now covered under the self-insurance program.

TAB 9

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Workers' Compensation Commission

TO: COMMISSIONERS
FROM: GARY M CANNON
DATE: DECEMBER 18, 2023
RE: SCVRD REPORT

Attached are the most recent reports from the SC Vocational Rehabilitation Department reflecting the year-to-date referral activities.

SC Vocational Rehabilitation Department
Workers Compensation Referrals - SFY 2024 through 11/30/2023



Referral Date

7/1/2023 11/30/2023

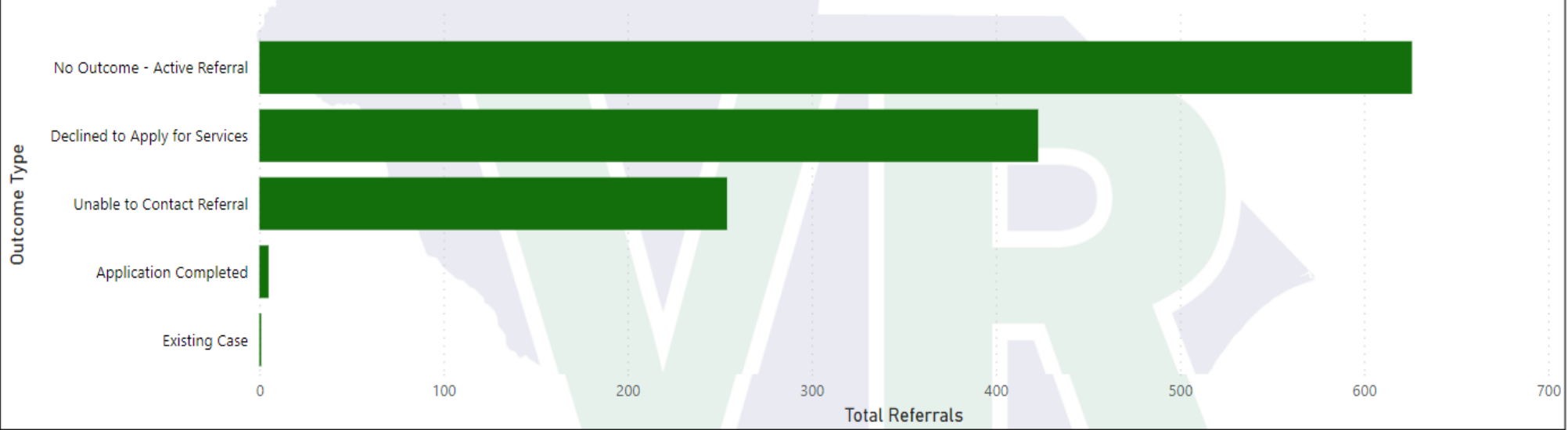
Area Office

All

Referring Organization

SC Workers Compensation

Total Referrals by Outcome Type



Referral Summary

Outcome Type	Total Referrals
Application Completed	5
Declined to Apply for Services	423
Existing Case	1
No Outcome - Active Referral	626
Unable to Contact Referral	254
Total	1309



Referral Date

7/1/2023

9/30/2023

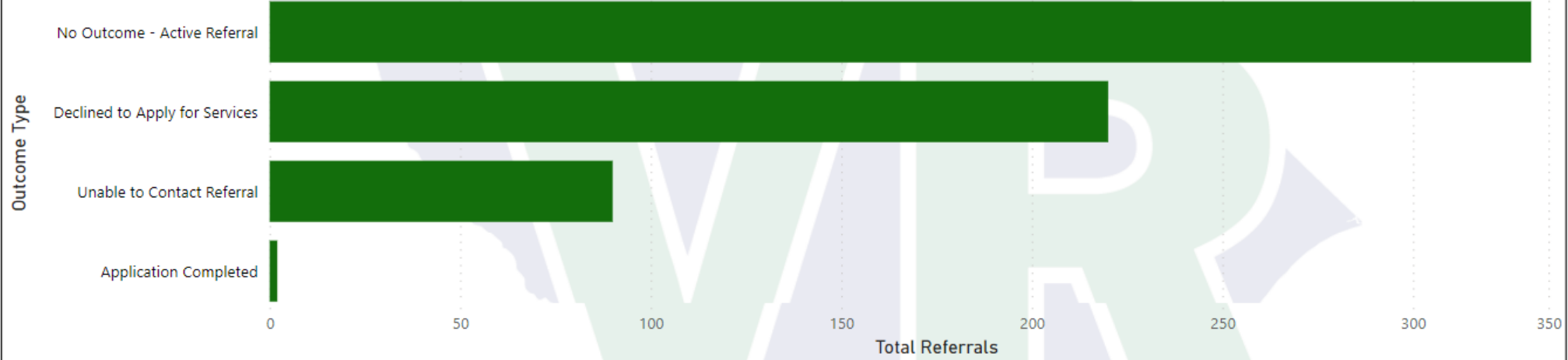
Area Office

All

Referring Organization

SC Workers Compensation

Total Referrals by Outcome Type



Referral Summary

Outcome Type	Total Referrals
Application Completed	2
Declined to Apply for Services	220
No Outcome - Active Referral	331
Unable to Contact Referral	90
Total	643



Referral Date

7/1/2023

9/30/2023

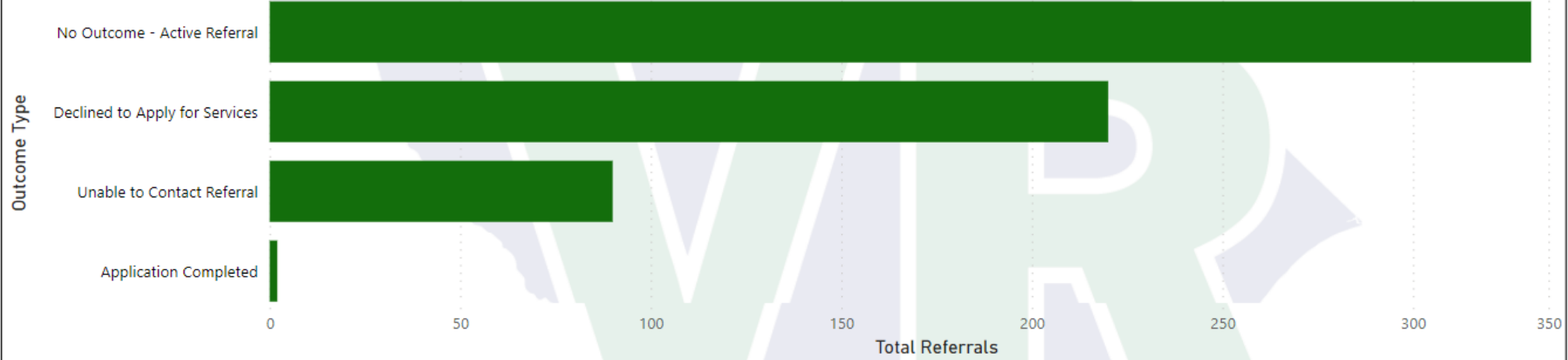
Area Office

All

Referring Organization

SC Workers Compensation

Total Referrals by Outcome Type



Referral Summary

Outcome Type	Total Referrals
Application Completed	2
Declined to Apply for Services	220
No Outcome - Active Referral	331
Unable to Contact Referral	90
Total	643

TAB 10

State of South Carolina



Workers' Compensation Commission

Executive Director's Report

December 18, 2023

Meetings and Other Activities

The Executive Director attended the IWA's annual conference; the SCWCEA annual conference; the SAWCA All Committee Conference; the House Legislative Oversight Committee (HLOC) on Fraud meeting; the HLOC Subcommittee meeting on the Commission's study; participated in interviews of applicants for an Insurance Analyst position; and met with staff to discuss the docketing of Rule to Show Cause Hearings and travel reimbursement procedures.

Constituent /Public Information Services

For the month of November, the Executive Director's and the General Counsel's offices had 76 contacts with stakeholders.

Financial Transactions Activity

During the month of November, the Director's office processed and approved 60 travel expense reports, 110 invoices and 44 deposits for DOA to process in the SCEIS system.

SCWCC Stakeholder Electronic Distribution List

For the month of November, the Office had two (2) deletions and one (1) addition to the email distribution list due to duplicates of inactive email accounts.

Advisory Notices

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

TAB 11

State of South Carolina

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



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

Workers' Compensation Commission

MEMORANDUM

TO: COMMISSIONERS

FROM: Gary Cannon, Executive Director

DATE: October 16, 2023

RE: FINANCIAL REPORT – FY Period ending November 30, 2023

Attached is the Budget vs. Actual Report for the General Fund and Earmarked Fund for the fiscal year period ending November 30, 2023. The benchmark for this period is 42%.

Expenditures – General Fund – Annual Budget \$2,985,961

The total expenditure for the General Fund for this period is \$1,154,016 or 39% of the annual budget. Page 3 and 4 reflects the balances of funds appropriated by the General Assembly for the IT System Modernization Project.

Expenditures – Earmarked Fund – Annual Budget \$5,607,845

The Earmarked Fund (38440000) financials begin on page 5 with the total expenditures found on page 9. The total expenditures for this period are \$1,772,221 which is 32% of budget.

Revenues – Earmarked Annual Budget \$3,157,092

The Commission posted \$1,212,444 in Earmarked Fund operating revenues for this period, which is 38% of the annual budget. The total revenue reported this month is less than the amount reported last month. Last month's report included \$332,512, which was payment from a death claim with no beneficiaries. Per the statute the funds were transferred to Second Injury Fund.

Self-Insurance Tax Funds

The amount budgeted from the Self-Insurance Tax for the Commission is \$2,500,000. The amount received for this period is \$2,391,198.

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 10010000 - GENERAL FUND - Operating Items

Administration

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501015	DIRECTOR	146,417	64,057	44%		82,360
512001	OTHER OPERATING	294,907				
Total OTHER OPERATING:		294,907				294,907
Total Administration:		441,324	64,057	15%	0	377,267

Claims

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	85,630	37,212	43%		48,418
Total Claims:		85,630	37,212	43%	0	48,418

Commissioners

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501026	CHAIRMAN	177,426	77,623	44%		99,803
501033	COMMISSIONER	1,033,541	452,170	44%		581,371
501050	TAXABLE SUBS	70,000	32,309	46%		37,691
501058	CLASSIFIED POS	370,000	161,546	44%		208,454
Total Commissioners:		1,650,967	723,648	44%	0	927,319

Insurance & Medical

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	35,000	15,625	45%		19,375
Total Insurance & Medical:		35,000	15,625	45%		19,375

Employer Contributions

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
513000	EMPLOYER CONTRIB	773,040	313,475	41%		459,565
Total Employer Contributions:		773,040	313,475	41%		459,565

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 10010000 - GENERAL FUND - Operating Items

Total GENERAL FUND - Operating Items:	2,985,961	1,154,016	39%	0	1,831,945
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South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

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 GENERAL FUND - Special Items:		1,695,084				1,695,084
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South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

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

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 38440000 - EARMARKED FUND

Administration

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	791,985	87,705	11%		704,280
501070	OTH PERS SVC	41,000				41,000
512001	OTHER OPERATING	2,256,948				
5020030000	PRINT / BIND / ADV		4			
5020077100	SERVICES- APP SUP		11,325		22,650	
5020077220	SERVICES- VOICENET		8,312		35,421	
5020077240	DP SERVICES – STATE		113,283			
5020080000	FREIGHT EXPRESS DELV		9			
5021010000	LEGAL SERVICES		1,523			
5021020000	ATTORNEY FEES		57,261			
5021330000	CONTR-GOVT/NONPRFIT		9,750			
5021430000	NON-ST EMP TR-NONRPT		16			
5021460000	GENERAL REPAIR		300			
5021490000	AUDIT ACCT FINANCE		113			
5021540001	PROF SRV-LANG INTER		74		122	
5030010000	OFFICE SUPPLIES		6,707			
5030010004	SUBSCRIPTIONS		3,635		8,467	
5030030000	PRINTED ITEMS		7,085			
5030067101	PRGM LIC - APP SUPP		14,165		65,630	
5030067110	EQUIP&SUPP- DATA NET		281			
5030067141	PLM- ITSD		9,590			
5030067170	EQUIP&SUPP- PRINT EU		3,973			
5030070000	POSTAGE		23			
5031010001	FURNISHINGS		939			
5031479203	JANITORIAL SUPPLIES		562			
5033030000	PROMOTIONAL SUPPLIES		51			
5033140002	CREDENTIAL SUPPLIES		5			
5033990000	OTHER SUPPLIES		117			
5040060000	ST RENT-NON ST BLDG				6,087	
5040070000	RENT-ST OWN RL PROP		120			
5040490003	RENT PO BOX		1,846			
5040490009	RENT PARKING		5,687		395	

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 38440000 - EARMARKED FUND

5040520000	INSURANCE-NON STATE		171			
5041010000	DUES & MEMBER FEES		4,200			
5041020000	FEES AND FINES		291		20	
5041840000	LEASE BLDG PRINCIPAL		167,807		-	
5041850000	LEASE BLDG INTEREST		9,306		694	
5050010000	IN ST-MEALS-NON-REP		45		65	
5050020000	IN ST-LODGING		453		1,052	
5050031000	HR-IN ST-AIR TRANS				471	
5050041000	HR-IN ST-AUTO MILES		388		22	
5050050000	IN ST-OTHER TRANS				65	
5050060000	IN ST-MISC TR EXP				130	
5050070000	TRNG-IN-ST REG FEES		275			
5050570000	TRNG-OUT-ST REG FEE		3,410			
5051540000	LEASED CAR-ST OWNED		10,339			
Total OTHER OPERATING:		2,256,948	453,441	20%	141,290	1,662,218
Total Administration:		3,089,933	541,146	18%	141,290	2,407,497

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 38440000 - EARMARKED FUND

Inform. services

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS		152,896			-152,896
5020050000	PHOTO & VISUAL SVCS				1,200	
5020077100	SERVICES- APP SUP				72,117	
5020077160	SERVICES- MGT ADMN		25,000		25,000	
5020077220	SERVICES- VOICENET		9,942		16,946	
5021469316	SECURITY ALARM SRVC		2,713			
5030050000	PHOTO & VISUAL SUPP				1,939	
5030067130	EQUIP&SUPP- EUC				10,800	
5030067170	EQUIP&SUPP- PRINT EU				3,660	
5040057000	CONTINGNT RENT - IT		731			
5050020000	IN ST-LODGING		334			
5050041000	HR-IN ST-AUTO MILES		223			
5060322000	TV/Radio Eq Acq (MA)				8,646	
Total OTHER OPERATING:			38,942		140,307	-179,249
Total Inform. services:			191,838		140,307	-332,145

Claims

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	280,850	92,061	33%		188,789
512001	OTHER OPERATING	19,700				
5050010000	IN ST-MEALS-NON-REP		117			
5050020000	IN ST-LODGING		936			
5050041000	HR-IN ST-AUTO MILES		210			
Total OTHER OPERATING:		19,700	1,263	6%	0	18,437
Total Claims:		300,550	93,324	31%	0	207,226

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 38440000 - EARMARKED FUND

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				
5020077112	NCV- DATA NET		2,167			
5020077113	MOBILE HOTSPOT SRVC		2,003			
5020120000	CELLULAR PHONE SVCS		6,446			
5021010003	LEGAL SRV-TRANSCRIPT		563			
5021010005	LEGAL SRV-REPORTER		37,405		425	
5021070000	ATTRNY FEES-AD LITEM		625			
5021540000	NON-IT OTHER PRO SRV		567			
5030067130	EQUIP&SUPP- EUC		1,057			
5030090000	COMMUNICATION SUPP		765			
5041020000	FEES AND FINES		75			
5050010000	IN ST-MEALS-NON-REP		1,439		424	
5050020000	IN ST-LODGING		7,596		1,720	
5050031000	HR-IN ST-AIR TRANS				585	
5050041000	HR-IN ST-AUTO MILES		14,391		891	
5050060000	IN ST-MISC TR EXP		512		231	
5050080000	IN ST-SUBSIST ALLOW		5,313			
Total OTHER OPERATING:		230,700	80,922	35%	4,275	145,502
Total Commissioners:		300,700	80,922	27%	4,275	215,502

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 38440000 - EARMARKED FUND

Insurance & Medical

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	459,463	200,829	44%		258,634
501070	OTH PERS SVC	22,881	7,911	35%		14,970
512001	OTHER OPERATING	114,500				
5020080000	FREIGHT EXPRESS DELV		20			
5021540000	NON-IT OTHER PRO SRV		6,115			
5024990000	OTH CNT-NON-IT & REA		150			
5030010000	OFFICE SUPPLIES		1,129			
5030010004	SUBSCRIPTIONS		1,500			
5041020000	FEES AND FINES		500		6,480	
5050010000	IN ST-MEALS-NON-REP		322		314	
5050020000	IN ST-LODGING		3,021		1,553	
5050031000	HR-IN ST-AIR TRANS				974	
5050041000	HR-IN ST-AUTO MILES		1,311		348	
5050050000	IN ST-OTHER TRANS				617	
5050060000	IN ST-MISC TR EXP		280		418	
5140010000	INDM CLAIMS & AWARDS		48,143		21,120	
Total OTHER OPERATING:		114,500	62,491	55%	31,823	20,185
Total Insurance & Medical:		596,844	271,232	45%	31,823	293,789

South Carolina Workers' Compensation Commission
Budget vs. Actual Report
FY 2024 As of 11/30/2023
42% of year elapsed

Fund 38440000 - EARMARKED FUND

Judicial

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
501058	CLASSIFIED POS	500,000	217,223	43%		282,777
501070	OTH PERS SVC	75,000	14,741	20%		60,259
512001	OTHER OPERATING	25,000				
5020010000	OFFICE EQUIP SERVICE		1,913			
5030070000	POSTAGE		12,000			
5040490008	RENT POSTAGE EQUIP		703			
5050010000	IN ST-MEALS-NON-REP		127			
5050020000	IN ST-LODGING		936			
5050041000	HR-IN ST-AUTO MILES		840			
5050060000	IN ST-MISC TR EXP		79			
Total OTHER OPERATING:		25,000	16,598	66%	0	8,402
Total Judicial:		600,000	248,562	41%	0	351,438

Employer Contributions

Commitment Item	Commitment Item Description	Current Budget	YTD Expenditures	% Used	Commitments	Remaining Balance
513000	EMPLOYER CONTRIB	719,818	345,196	48%	0	374,622
Total Employer Contributions:		719,818	345,196	48%	0	374,622
Total EARMARKED FUND:		5,607,845	1,772,221	32%	317,695	3,517,929

South Carolina Workers' Compensation Commission

Commitments

FY 2024 As of 11/30/2023

Fund 38440000 - EARMARKED FUND

Administration

Commitment Item	Commitment Item Description	Vendor	Commitment
5020077100	SERVICES- APP SUP	PROGRESS SOFTWARE CORP	22,650
5020077220	SERVICES- VOICENET	NWN CORPORATION	35,421
5021540001	PROF SRV-LANG INTER	GLOBAL INTERPRETING NETWORK INC	122
5030010004	SUBSCRIPTIONS	WEST PUBLISHING CORPORATION	8,467
5030067101	PRGM LIC - APP SUPP	INSURANCE SERVICES OFFICE INC	35,640
5030067101	PRGM LIC - APP SUPP	WEST PUBLISHING CORPORATION	29,990
5040060000	ST RENT-NON ST BLDG	GALIUM 1333 MAIN LLC	6,087
5040490009	RENT PARKING	REPUBLIC PARKING SYSTEM INC	395
5041020000	FEES AND FINES	REPUBLIC PARKING SYSTEM INC	20
5041850000	LEASE BLDG INTEREST	GALIUM 1333 MAIN LLC	694
Total Administration:			139,484

Inform. services

Commitment Item	Commitment Item Description	Vendor	Commitment
5020050000	PHOTO & VISUAL SVCS	SUMMIT SOLUTIONZ INC	1,200
5020077100	SERVICES- APP SUP	INSURANCE SERVICES OFFICE INC	62,640
5020077100	SERVICES- APP SUP	PROGRESS SOFTWARE CORP	9,477
5020077160	SERVICES- MGT ADMN	KUMA	25,000
5020077220	SERVICES- VOICENET	NWN CORPORATION	16,946
5030050000	PHOTO & VISUAL SUPP	SUMMIT SOLUTIONZ INC	1,939
5030067130	EQUIP&SUPP- EUC	DELL MARKETING LP	10,800
5030067170	EQUIP&SUPP- PRINT EU	US INK AND TONER INC	3,660
5060322000	TV/Radio Eq Acq (MA)	SUMMIT SOLUTIONZ INC	8,646
Total Inform. services:			140,307

Total EARMARKED FUND:	307,817
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Any items with vendor "Not assigned" are pending financial adjustments. Any commitment on the Budget vs. Actual Report that is missing from this list is a travel commitment.

South Carolina Workers' Compensation Commission
Earmarked Fund Revenues
FY 2024 As of 11/30/2023
42% of year elapsed

Account	Acct No.	Budget	YTD Actual Revenue	% of Budget
WORKERS COMPENSATION SELF INSURANC	4080100000		21,877	
WORKERS' COMPENSATION HEARING FEE	4110090000	1,091,322	472,525	43%
WORKERS COMP SELF INSURANCE APPLIC	4160040000	7,350	100	1%
WORKERS COMPENSATION FILING VIOLATIC	4223030000	1,985,476	692,057	35%
PARKING FEE	4350040000	12,790	2,365	18%
WORKERS COMPENSATION AWARD REVIEW	4350140000	32,251	6,000	19%
PHOTOCOPYING FEE	4380050000	25,300	16,070	64%
SALE OF LISTINGS & LABELS	4480060000	2,603	700	27%
REFUND OF PRIOR YEAR EXPENDITURES TF	4520010025		750	
RETURNED CHECKS	4530010000			
ADJUSTMENT TO AGENCY DEPOSITS	4530020000			
MISCELLANEOUS REVENUE	4530030000			
Total Revenues		3,157,092	1,212,444	38%

Self Insurance Tax		2,500,000	2,391,198	96%
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Total		5,657,092	3,603,643	64%
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TAB 12

State of South Carolina



Workers' Compensation Commission

TO: COMMISSIONERS
FROM: GARY M CANNON
DATE: DECEMBER 18, 2023
RE: AVERAGE WEEKLY WAGE

Attached is the letter from William Floyd, Director of the Department of Employment and Workforce with the average weekly wage for the period July 1, 2022 to June 30, 2023.

The recommendation is to approve \$1,093.67 as the AWW for 2024.

P.O. Box 8597
1550 Gadsden Street
Columbia, SC 29202
dew.sc.gov



Henry McMaster
Governor

William H. Floyd, III
Executive Director

November 21, 2023

Gary D. Cannon, Executive Director
Office of Executive Director
Workers' Compensation Commission
1333 Main Street, Suite 500
Columbia, South Carolina 29202

Re: Average Weekly Wage for July 1, 2022, through June 30, 2023

Dear Director Cannon,

I received your letter dated November 20, 2023, in which you requested the average weekly wage for the period July 1, 2022, through June 30, 2023. Please allow this letter to certify that the average weekly wage for this time period was \$1,093.67. The South Carolina Department of Employment and Workforce (SCDEW) computed this average weekly wage pursuant to S.C. Code Ann. § 41-27-10 et. al.

If you should have any questions or need further information, please contact Dr. Bryan Grady. Dr. Grady is the Labor Market Information Department Director for SCDEW and can be reached at (803) 737-2658.

Sincerely,


William H. Floyd, III
Executive Director