

**MINUTES OF THE ILLINOIS WORKERS' COMPENSATION
COMMISSION
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH STREET
ROOM 2-025
HELD ON DECEMBER 20, 2017 at 9:00 AM**

Present at the meeting:

Chairman Joann Fratianni
Michael Brennan
L. Elizabeth Coppoletti
David Gore
Kevin Lamborn
Joshua Luskin
Deborah Simpson
Thomas Tyrrell
Stephen Mathis
Charles DeVriendt

IWCC staff present at the meeting were:

Ronald Rascia, General Counsel
Annette Rotti, Confidential
Assistant to the Chairman
Cecelia Kasmierski, Assistant General Counsel

Chairman Joann Fratianni called the meeting to order at 9:00 a.m. and noted that a quorum was present. There was a motion by Commissioner Tyrrell, seconded by Commissioner Mathis, and unanimously carried to approve the minutes from the meeting held on September 25, 2017.

As there was no old business, Chairman Fratianni addressed new business. The Chairman advised that the public could sign a sign-in sheet for those wishing to speak. With no objection from the Board, the Chairman advised that the Board would proceed to hear public comments regarding the motion, before taking a vote. The sign in sheet contained nine names. The Chairman asked if anyone else would like to speak and be added. The Chairman advised that nine members of the public had signed the sheet for public comment. Each would be limited to three minutes per person. The Chairman asked if any other member of the public would like to be added to the sign in. No other members of the public signed in. Thereafter, the Chairman asked who would like to speak and public comment on the Medical Fee Advisory Board's recommendation for a 30% increase to six E and M codes was held.

After seven members of the public spoke, the Chairman asked if anyone else, whether they were on the sign-in sheet or not, would like to make any public comments. The Chairman asked if anyone had any further public comments, and with no answer, the Chairman advised that public comment was concluded.

Commissioner Brennan advised he had read the comments and the transcript, and found the Commission in a

difficult position with a 30% increase, as an all or nothing, with no lesser amount. Commissioner Brennan advised that he would accept the recommendation. Commissioner Tyrrell advised that he agreed with Commissioner Brennan and would accept the recommendation. Commissioner Coppoletti advised that the statute was clear, and the WCC could act only within the statute. The Commissioner advised that the issue needed to be addressed by the legislature. Commissioner Coppoletti advised that that it was not just limits on access to care, but on specific fields of health care services and the WCC had no authority to act across the entire state. Commissioner Simpson advised that she agreed with Commissioner Coppoletti.

There was a motion by Commissioner Brennan, seconded by Commissioner Tyrrell to bring to a vote: The Medical Fee Advisory Board's Recommendation to increase the E and M codes 30%.

The Chairman advised that the record would reflect the vote of each member:

Commissioner Brennan- yes

Commissioner Tyrrell- yes

Commissioner Mathis- no

Commissioner Lamborn- no

Commissioner Coppoletti- no

Commissioner Simpson- no

Commissioner Gore- yes

Commissioner DeVriendt- yes

Commissioner Luskin- no

The Chairman advised that with a vote of four- yes, five-no, the motion was defeated. The motion was not carried.

There was a motion by Commissioner Mathis, seconded by Commissioner Brennan, and unanimously carried to adjourn the meeting.