

John R. Kasich, Governor
Thomas H. Bainbridge, *Chairman*
Jodie M. Taylor, *Member*
Karen L. Gillmor, Ph.D., *Member*
Tim Adams, *Executive Director*

Meeting Minutes

Aug. 22, 2018
10:00 A.M.

TYPE OF MEETING Commission Meeting

ATTENDEES Chairman Thomas H. Bainbridge
Commissioner Jodie M. Taylor
Commissioner Karen L. Gillmor
Tim Adams, Executive Director
Rachael T. Rentas-Black, Chief Legal Counsel
Steven Kramer, Administrative Assistant
Kim Ferkany, Administrative Assistant
Debbie Fodey, Administrative Assistant
Julia Smythe, Administrative Assistant
Greg Hickman, Assistant Legal Counsel
Laura Schank, Hearing Officer Trainer

CALL TO ORDER

Chairman Bainbridge called the meeting to order.

ACTION BY

Mr. Adams called the roll.

ROLL CALL

Commissioner Gillmor	Present
Commissioner Taylor	Present
Chairman Bainbridge	Present

OLD BUSINESS

Chairman Bainbridge indicated there was no old business.

NEW BUSINESS

Resolution Project – Chairman Bainbridge indicated that he would like to expedite the process. The resolutions to be rescinded are obvious. Chairman Bainbridge congratulated Greg Hickman on this lengthy project and also Tom Connor, Bob Cromley, Scott Zalenski, Jayne Beachler, and the interns, who were also involved in this project.

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Resolution R18-1-01 – Rescinding Resolutions

MOTION

Chairman Bainbridge moved that the Industrial Commission adopt Resolution No. R18-1-01, which rescinds resolutions that are no longer valid due to changes in the Ohio Revised Code, the Ohio Administrative Code, Ohio case law, and other policies adopted by the Industrial Commission. The effective date is to be August 23, 2018.

Commissioner Taylor seconded the motion.

DISCUSSION

Greg Hickman indicated that all resolutions that could be found were added to the Legal Resource Center. He further indicated the binder titled Volume 1 consisted of easily identifiable resolutions recommended for rescission. Volume 2 consisted of more difficult resolutions. In regard to the joint resolutions, there has been no official action as we are still awaiting approval from the Bureau of Workers' Compensation.

Rachael Black indicated that Kevin Abrams of the Bureau would review the joint resolutions.

Commissioner Gillmor thanked everyone who worked on this project for their very hard work. Commissioner Gillmor indicated that she had concerns with R83-6-50. She questioned whether the resolutions repealed by the resolution should also be rescinded.

Greg Hickman responded that it was not necessary. There has already been official action.

Commissioner Gillmor pointed out that R87-1-94 also repeals prior resolutions.

Commissioner Gillmor noted R94-1-5 addresses ethical standards for employees and representatives and that R07-1-03 and R96-1-06 address the same issue and questioned whether R07-1-03 should be retained. Commissioner Gillmor recommended that R07-1-03 be discussed later.

Commissioner Taylor agreed the resolutions should be discussed at a later date as there may be additional questions.

Commissioner Gillmor questioned whether, in addition to the rescission of R95-1-14, R98-1-04, R95-1-02, and R95-1-14 should also be rescinded.

Commissioner Gillmor also asked that the Commission review the resolution concerning reconsiderations, R08-1-01.

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Debbie Fodey explained the resolution provides that requests for reconsideration that do not meet the criteria set forth within the resolution will be denied by a Staff Hearing Officer without presentation to the Commissioners. The current practice is for all reconsideration requests, with one exception, be presented to the Commissioners. The only reconsideration requests that are dismissed without presentation to the Commissioners are those filed by non-attorneys. Ms. Fodey recommended this resolution be tabled for future discussion.

Commissioner Taylor indicated this resolution contained instructions to the hearing officers.

Greg Hickman indicated that he would place the reconsideration resolution in the amend pile to discuss further.

Commissioner Gillmor questioned whether the document dated August 23, 1993 in Section VII was a resolution or memo.

Commissioner Taylor questioned how this resolution project would be communicated to the outside parties.

Greg Hickman indicated that he would have Lyndsay Boyd put this announcement on the website with instructions that any further questions be directed to the office of Chief Legal Counsel Rachael Black.

ACTION BY

Mr. Adams called the roll.

ROLL CALL

Commissioner Gillmor	Yes
Commissioner Taylor	Yes
Chairman Bainbridge	Yes

Discussion

Greg Hickman indicated that the joint resolutions would be discussed at the next commission meeting.

Commissioner Taylor asked Mr. Hickman how many resolutions remain.

Greg Hickman responded that there are 250 resolutions left that need to be modified or rescinded.

Commissioner Gillmor congratulated Mr. Hickman, Ms. Black, and her team.

Chairman Bainbridge also congratulated Mr. Hickman, Ms. Black, and her team.

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Rachael Black indicated that she was very happy with Mr. Hickman and Keith Carpenter on their involvement with the resolutions project.

ADJOURNMENT

Chairman Bainbridge moved to adjourn.

Commissioner Taylor seconded the motion.

ACTION BY

Mr. Adams called the roll.

ROLL CALL

Commissioner Gillmor	Yes
Commissioner Taylor	Yes
Chairman Bainbridge	Yes

Respectfully submitted,



Tim Adams
Executive Director