

**State and School Employees' Life and Health Insurance Plan  
Health Insurance Management Board  
Regular Monthly Meeting  
May 22, 2013**

The regular monthly meeting of the State and School Employees Health Insurance Management Board convened on Wednesday, May 22, 2013, in Room 139 in the Woolfolk Building located at 501 North West Street in Jackson, Mississippi, at 9:00 a.m. The presiding officer was Mr. Kevin J. Upchurch, Chairman of the Board. A quorum was present.

**Members Present:**

Voting

Mr. Kevin Upchurch  
Dr. Eric Clark  
Mr. Mike Chaney (*Designee, Ms. Michelle Partridge*)  
Mr. Larry Fortenberry  
Mr. Christopher Burkhalter  
Ms. DeAnne Mosley

Non-Voting

The Honorable Videt Carmichael

**Members Absent:**

Ms. Pat Robertson  
Mr. Liles Williams  
Dr. Lynn House (*Represented by Ms. Gracie Sanders*)  
Dr. Hank Bounds

The Honorable Eugene Clarke  
The Honorable Herb Frierson  
The Honorable Gary Chism

**Department of Finance and Administration Staff Present:**

Mr. Richard Self  
Ms. Cindy Bradshaw  
Ms. Cheryl Turner  
Mr. Steve May  
Ms. Stephanie Ivy  
Ms. Tina Davis  
Ms. Lisa Crumpton  
Ms. Susan Lancaster

**Attorney General's Office Staff Present:**

Ms. Romaine Richards, Esquire  
Mr. Wilson Minor, Esquire

### **Call to Order**

The meeting was chaired and called to order by Mr. Kevin J. Upchurch, Chairman of the Board, who opened the meeting with prayer.

### **Approval of the Minutes of the Regular Meeting on April 24, 2013**

The minutes of the Board's regular monthly meeting of April 24, 2013, were provided to all Board members for their review prior to the meeting. A motion was made by Mr. Larry Fortenberry to approve the minutes as presented. Dr. Eric Clark seconded the motion. The motion passed by a 5 – 0 vote, with members Burkhalter, Clark, Fortenberry, Mosley and Partridge (designee for member Chaney) voting affirmatively.

### **Specialty Drug Program Litigation Update**

Chairman Upchurch recognized Mr. Wilson Minor, Special Assistant Attorney General, with the Attorney General's Office, who had been asked to provide the Board with an update regarding the litigation involving the Plan's Specialty Drug Program. Chairman Upchurch advised the Board that since the matter to be discussed is under litigation, the Board may want to consider entering into an executive session.

A motion was made by Dr. Eric Clark to enter into a closed session to discuss whether there was a need to go into executive session so that the Attorney General's Office could provide Board members with an update on litigation concerning the Plan's Specialty Drug Program. Mr. Christopher Burkhalter seconded the motion. The motion passed by a 5 – 0 vote, with members Burkhalter, Clark, Fortenberry, Mosley and Partridge (designee for member Chaney) voting affirmatively.

The public was excused from the room while the Board went into closed session. Board members, staff of the Department of Finance and Administration, and staff from the Attorney General's Office remained in the room.

In closed session, the Board discussed whether the matter before them would warrant an executive session. Mr. Christopher Burkhalter made a motion to enter into executive session so that the Attorney General's Office could update Board members on litigation concerning the Plan's Specialty Drug Program. The motion was seconded by Mr. Larry Fortenberry. The motion passed by a 5 – 0 vote, with members Burkhalter, Clark, Fortenberry, Mosley and Partridge (designee for member Chaney) voting affirmatively.

Chairman Upchurch reopened the meeting and announced publicly that the Board had voted to enter into executive session so that the Attorney General's Office could update Board members on the litigation concerning the Plan's Specialty Drug Program. The public was excused from the room and the Board entered into executive session at approximately 9:05 a.m. Board members, staff of the Department of Finance and Administration, and staff from the Attorney General's Office remained in the room.

No action was taken by the Board in executive session. A motion to adjourn the executive session and reopen the meeting was made by Dr. Eric Clark. The motion was seconded by Mr. Christopher Burkhalter and passed by a 5 – 0 vote — members Burkhalter, Clark, Fortenberry, Mosley and Partridge (designee for member Chaney) voting affirmatively.

The executive session ended at approximately 9:15 a.m., and members of the public returned to the room. Chairman Upchurch announced that the Attorney General's Office had updated Board members on the litigation concerning the Plan's Specialty Drug Program and that no action was taken during executive session.

### **Financial Statements**

Chairman Upchurch recognized Mr. Steve May, Director of Accounting and Analysis with the Office of Insurance, who briefly reviewed the financial statements for the State and School Employees' Life and Health Insurance Plan for the month of April 2013. Copies of the financial statements were provided to Board members for their review prior to the meeting.

### **General Schedule**

Chairman Upchurch recognized Mr. Richard Self, State Insurance Administrator with the Office of Insurance, who reviewed the schedule of major activities and actions to be taken by the Board for the next several months.

### **Old Business**

Chairman Upchurch reported that he had recently received a response from the Attorney General's Office to his request for an official opinion on whether or not the Board can provide non-identifiable Plan claims data to the University of Mississippi Medical Center (UMMC), without being legally obligated to make the same information available to any other non-state entities. Chairman Upchurch reminded the Board that UMMC had recently requested that the Board provide them with non-identifiable Plan claims data relative to services rendered by out of state facilities to Plan participants, and that action on this request had been tabled at last month's meeting until such time as an official Attorney General's opinion could be obtained and considered. Chairman Upchurch reported that while the Attorney General's Office offered no opinion as to whether or not the Board was obligated to honor UMMC's request, they concluded that once information is de-identified such that applicable exemptions to the Public Records Act are no longer applicable, the data becomes a normal public record that must be produced if properly requested. After a brief discussion, no action was taken by the Board on UMMC's request and the matter remained tabled.

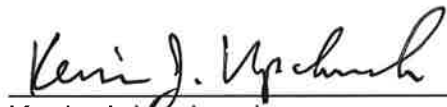
In other old business, Chairman Upchurch suggested that the Board's wellness subcommittee may want to consider reviewing the services provided by on-site clinics among possible resources for participants under the Plan's wellness program. Chairman Upchurch advised that he had recently attended a presentation by a company that currently provides on-site health clinics located in private and public sector workplaces in Mississippi.

Chairman Upchurch explained that these clinics provide a variety of basic wellness services, in addition to minor medical care for accidents and illnesses. He advised that these clinics are typically funded by the employer, the employee, or some combination of the two, usually on a fixed, per person per month basis. Chairman Upchurch stated that although this service is considered an employer-sponsored benefit and not a Plan benefit, there may nonetheless be some opportunity for leveraging the resources of on-site clinics to improve access and engagement of Plan participants in wellness and preventive services. No action was required nor taken on this matter.

### **Adjournment**

Chairman Upchurch announced that the next regular meeting of the State and School Employees Health Insurance Management Board is scheduled for 9:00 a.m., June 26, 2013, in Room 139, located at the Woolfolk Building.

As there was no further business, the meeting was adjourned at 9:26 a.m.

A handwritten signature in cursive script, reading "Kevin J. Upchurch", is written over a horizontal line.

Kevin J. Upchurch

Chairman

State and School Employees Health Insurance Management Board