

**MINUTES OF THE ILLINOIS WORKERS' COMPENSATION COMMISSION  
THOMPSON CENTER, 16<sup>th</sup> FLOOR, ROOM 504 CHICAGO  
HELD ON NOVEMBER 3, 2009  
OPEN SESSION**

Present at the meeting were:

Amy Masters, Acting Chairman  
Commissioner Mario Basurto  
Commissioner Yolaine Dauphin  
Commissioner James DeMunno  
Commissioner David Gore  
Commissioner Kevin Lamborn  
Commissioner Nancy Lindsay  
Commissioner Molly Mason  
Commissioner Paul Rink  
Commissioner Barbara Sherman

IWCC staff present at the meeting were:

Ms. Kathryn Kelley, General Counsel  
Ms. Bertha Parker, Acting Secretary  
Ms. Dora Shabazz, Commissioners' Support Supervisor

Chairman Masters called the meeting to order at 2:05 p.m.

Upon motion duly made, seconded and carried, the minutes of the Commission meeting held on May 7, 2009 were approved with two grammatical corrections. Commissioner Sherman abstained with regard to the closed session minutes.

The Commission discussed issues related to Injured Workers' Benefit Fund cases on review, including the potential of having an en banc hearing to address whether or not the Fund should pay petitioners with accident dates retroactive from the Fund start date. Commissioner Lamborn offered to circulate a previous decision issued by his panel on this matter. The Commission also discussed the Fund's statutorily required one-time payments in regard to benefits which have not yet been fully accrued, such as permanent total cases.

Chairman Masters provided an update about the rules process including organization of rules committee made up of petitioner and respondent attorneys, arbitrators, and commissioners (Commissioners Gore and Lindsay). The Commission discussed rules revisions related to review, oral arguments, judicial review, settlement contracts and lump sum petitions, disciplining of attorneys, agents, and insurance regulations.

Upon motion duly made, seconded and unanimously carried, the Commission went into closed session. The Commission reconvened in open session at 3:45 p.m.

Commissioners Sherman and Mason suggested a subsequent meeting be scheduled within the month of November to discuss the Rate Adjustment Fund and the Commission and Chairman agreed.

There being no further business, the meeting adjourned.