

State of Arkansas

A. WATSON BELL, CHAIRMAN
KAREN H. McKINNEY, COMMISSIONER
PHILIP A. HOOD, COMMISSIONER

D. ALAN McCLAIN
CHIEF EXECUTIVE OFFICER

DAVID GREENBAUM
CHIEF ADMINISTRATIVE LAW JUDGE



FORT SMITH DIVISION
616 GARRISON - ROOM 207
FORT SMITH, AR 72901
TELEPHONE 479-783-7970
TOLL FREE 1-800-354-2711

SPRINGDALE DIVISION
244 SOUTH 40TH
SPRINGDALE, AR 72762-3845
TELEPHONE 479-751-2790
TOLL FREE 1-800-852-5376

MIKE BEEBE, GOVERNOR
WORKERS' COMPENSATION COMMISSION

324 Spring Street
P.O. Box 950
Little Rock, Arkansas 72203-0950
Telephone 501-682-3930 / 1-800-622-4472
Arkansas Relay System TDD 1-800-285-1131
www.awcc.state.ar.us

April 30, 2011

Ms. Kim Baxter
Legislative Analyst
Arkansas General Assembly
State Capitol, Room 315
Little Rock, Arkansas 72201

Dear Ms. Baxter:

Enclosed please find the Quarterly Report for January, February, and March, 2011, as required by Act 1179 of 1999.

If I may provide any further information or assistance, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in cursive script that reads "Alan McClain".
D. Alan McClain
Chief Executive Officer

DAM:wd

Enclosure

cc: A. Watson Bell, Chairman
(W/Enclosure)

State of Arkansas

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April 30, 2011

QUARTERLY REPORT January, February, March, 2011

The following, as required by Act 1179 of 1999, is a report of activity by the Arkansas Workers' Compensation Commission's Health and Safety Division and the Medical Cost Containment Division.

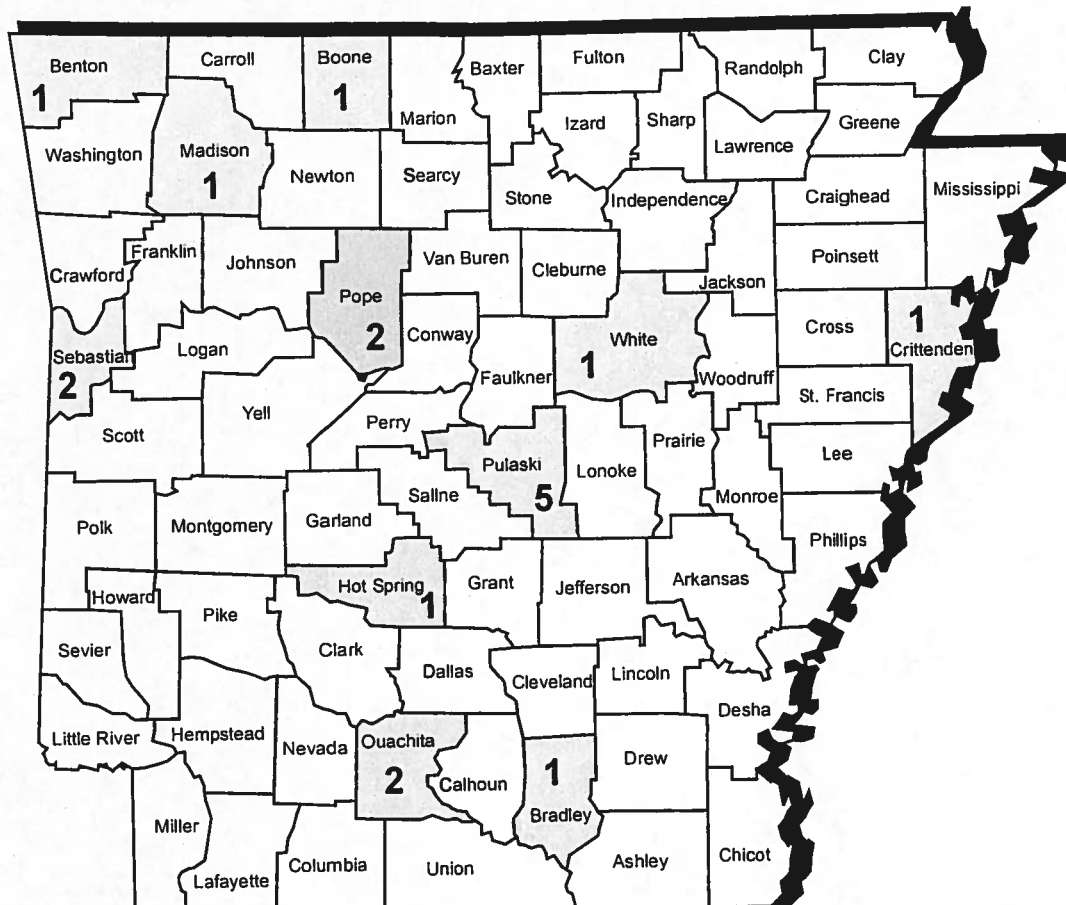
HEALTH AND SAFETY DIVISION

Ark. Code Ann. §11-9-409, as amended by Act 796 of 1993, established the Workers' Compensation Commission's Health and Safety Division to launch educational programs; collect injury data; identify hazardous employers; monitor their progress with follow-up inspections; and monitor accident prevention programs of insurance carriers.

MEDICAL COST CONTAINMENT DIVISION

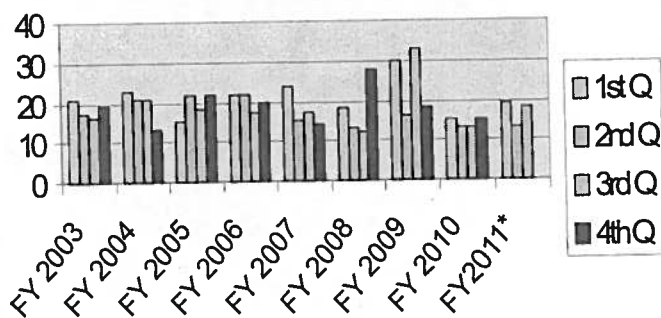
The Medical Cost Containment Division (MCCD) was established pursuant to Ark. Code Ann. §11-9-517 (1987) and is responsible for the implementation, revision, and compliance of Commission Rules 30, 33, and 34. Rule 30 consists of an inpatient and outpatient medical fee schedule. Rule 33 is our managed care rule, and Rule 34 refers to the Impairment Rating Guide.

**Arkansas Workers' Compensation Commission
Health and Safety Division
Workplace Fatalities Reported to AWCC
3rd Quarter, FY 2011**

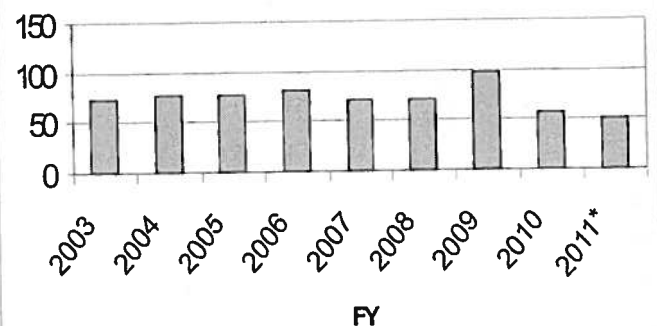


During the 3rd Quarter, FY 2011, 18 fatalities were reported to the Arkansas Workers' Compensation Commission, no accidents reported occurred to businesses located out of the state.

Workplace Fatalities by Quarter



ARC Workplace Fatalities, FY Totals



Arkansas Workers' Compensation Commission
Health and Safety Division
Workplace Fatalities Reported to AWCC
3rd Quarter, FY 2011

Rep. to AWCC	Employee	Employer	County of Employer	Length of Service (yrs.)	Type of Work	Type of Injury
01/11/11	Scottie Griggs	Springdale Hauling	Benton	0.4	Driver	MVA
01/10/11	Teddy Joe Pike	Harding University	White	20.3	Master Carpenter	Fall
01/17/11	Randolph C. Tedd	Lew Thompson & Son, Inc.	Madison	0.3	Driver	MVA
01/25/11	Fredrick Bogar	Prime Industrial Recruiters	Pulaski	0.4	Repair Crew	Struck by
01/03/11	Obdulia Bautista	Clanton Farms	Bradley	Not given	Not given	Heat Stroke
01/24/11	Karissa Underwood Posey	Perspectives Behavioral Health	Sebastian	0.3	Floater Mental Health	MVA
01/28/11	David Eason	City of West Memphis	Crittenden	0.1	Firefighter	Not given
02/02/11	Kellee Murphree	Arkansas Crime Information Center	Pulaski	0.0	Field Agent	MVA
01/31/11	Ojeda Cruz	Blackstone Construction, LLC	Pope	3.5	Not given	Struck by
02/10/11	Linda K. Sample	ConAgra Foods Packaged Foods, LLC	Pope	26.9	Controller	MVA
02/23/11	Gregory Riggins	UPS	Ouachita	23.1	Package driver	Heart attack
02/24/11	Donnie Moss	Rogers Logging	Ouachita	2.9	Topper	Struck by
02/28/11	Gerald Stephen Rinke	Pharis Broadcasting	Sebastian	6.8	News Director	Heart attack
03/03/11	Joseph Stephens	Central Arkansas Petroleum	Hot Spring	6.1	Driver	MVA
02/28/11	Jay Buford	Watts & Webb floor Covering	Boone	Not given	Office manager	Heart attack
03/04/11	William Riley	Meux Services, Inc.	Pulaski	3.5	HVAC	Heart attack
03/11/11	Gregorio M. Garcia	Carmarillo Ignacio Luna	Pulaski	Not given	Mason	Electrocution
03/24/11	Brandon Baldwin	Six Bridges Construction Co., LLC	Pulaski	Killed day of hire	Not given	Electrocution

Arkansas Workers' Compensation Commission
Health and Safety Division
Workplace Fatalities Reported to AWCC
3rd Quarter, FY 2011

Rep. to AWCC	Employer	County of Employer	Length of Service (yrs.)	Type of Work	Type of Injury
01/11/11	Springdale Hauling	Benton	0.4	Driver	MVA
01/10/11	Harding University	White	20.3	Master Carpenter	Fall
01/17/11	Lew Thompson & Son, Inc.	Madison	0.3	Driver	MVA
01/25/11	Prime Industrial Recruiters	Pulaski	0.4	Repair Crew	Struck by
01/03/11	Clanton Farms	Bradley	Not given	Not given	Heat Stroke
01/24/11	Perspectives Behavioral Health	Sebastian	0.3	Floater Mental Health	MVA
01/28/11	City of West Memphis	Crittenden	0.1	Firefighter	Not given
02/02/11	Arkansas Crime Information Center	Pulaski	0.0	Field Agent	MVA
01/31/11	Blackstone Construction, LLC	Pope	3.5	Not given	Struck by
02/10/11	ConAgra Foods Packaged Foods, LLC	Pope	26.9	Controller	MVA
02/23/11	UPS	Ouachita	23.1	Package driver	Heart attack
02/24/11	Rogers Logging	Ouachita	2.9	Topper	Struck by
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03/24/11	Six Bridges Construction Co., LLC	Pulaski	Killed day of hire	Not given	Electrocution

**Arkansas Workers' Compensation Commission
Health and Safety Division
Employers Placed in the Rule 32 Program
3rd Quarter, FY 2011**



During the 3rd Quarter, FY 2011, 54 places of employment were placed in the Rule 32 Program. Employers are identified for the Rule 32 Program if they have a higher-than expected number of compensable claims for their industry group. Employers placed in this program are encouraged to work with their workers' compensation insurance carrier, in-house staff, or other professional safety sources to develop management tools which will help them run safer workplaces and minimize workers' compensation costs through the use of such tools as return-to-work programs, drug-free workplace programs, claims management, etc.

**Arkansas Workers' Compensation Commission
Health and Safety Division
Employers Completing the Rule 32 Program
3rd Quarter, FY 2011**



During the 3rd Quarter, FY 2011, 49 employers successfully completed the Rule 32 Program.

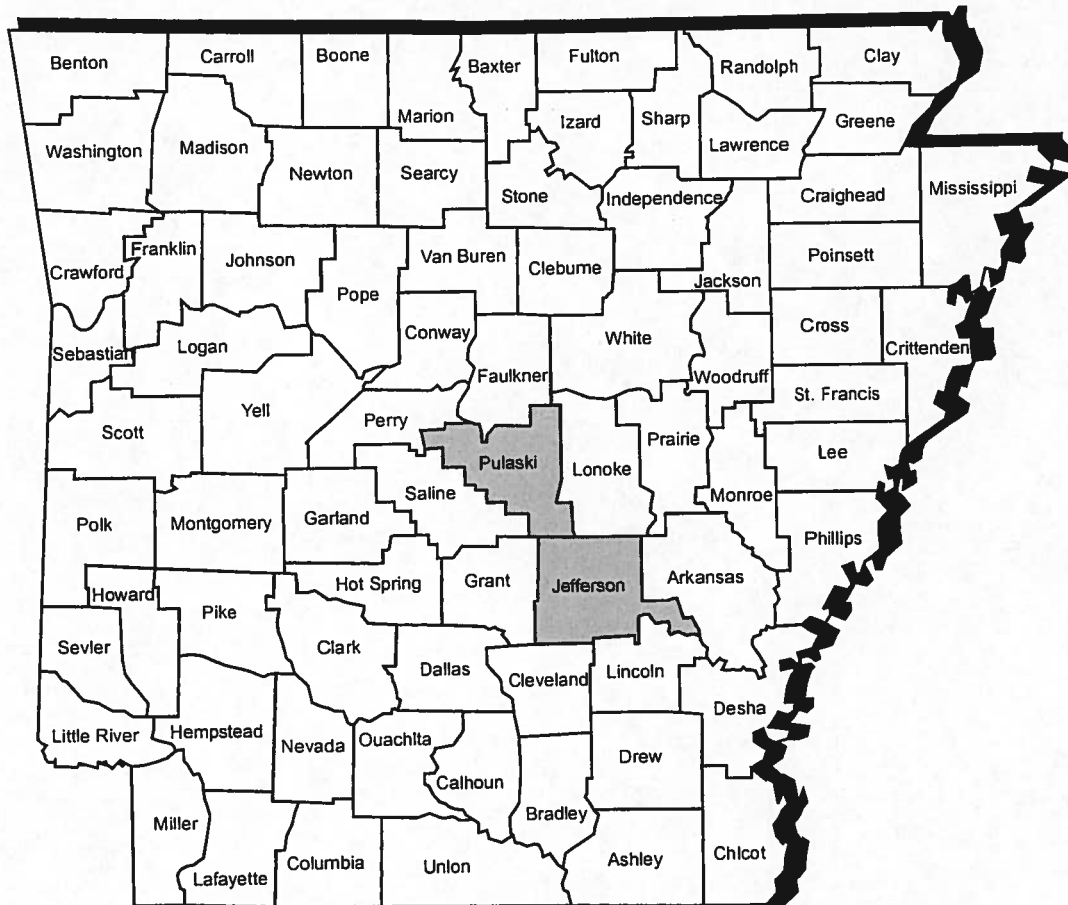
**Arkansas Workers' Compensation Commission
Health and Safety Division
3rd Quarter, FY 2011**

**Rule 31: Accident Prevention Services Program
Arkansas Workers' Compensation Insurance Companies**

The Accident Prevention Services (APS) group conducts audits of all insurance companies writing workers' compensation insurance policies in Arkansas. During the 3rd Quarter, FY 2011, the APS group inspected the following companies:

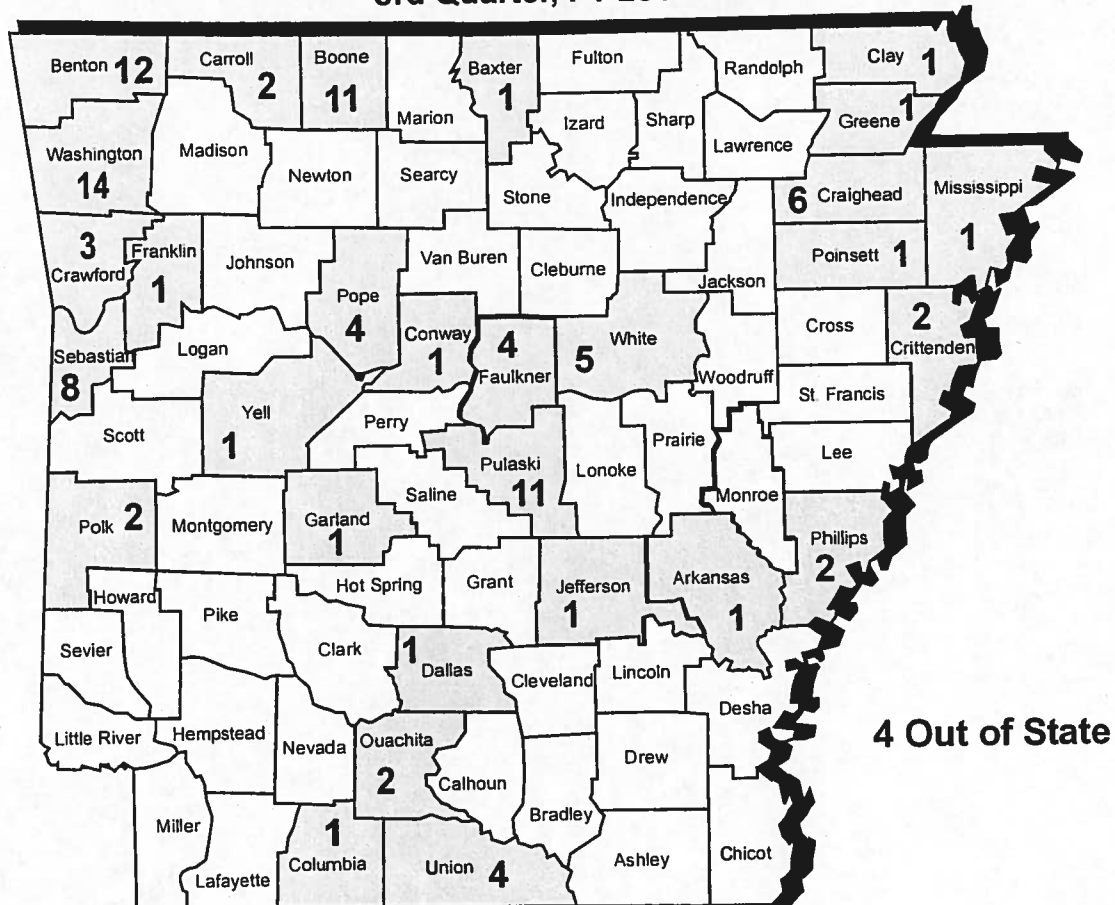
Company	Account Premiums	No. of Policyholders
Tokio Marine &	\$181,312.00	44
American Compensation	\$138,927.00	17
Cherokee	\$545,085.00	12
Brotherhood Mutual	\$349,109.00	339
Chubb Group	\$2,531,904.00	474
Pharmacists Mutual	\$316,118.00	196
XL America Group	\$2,094.00	1
Liberty Mutual	\$26,201,467.00	2,252
Nationwide Group	\$394,139.00	151
Utica National	\$29,590.00	14
American Alternative	\$3,635.00	5

**Arkansas Workers' Compensation Commission
Health and Safety Division
Presentations and Speaking Engagements
3rd Quarter, FY 2011**



The AWCC Health and Safety staff receive frequent requests to speak on a variety of topics related to loss control, drug-free workplace programs, and related topics. If your constituents would like to host a program by the Health and Safety staff on these or other subjects, please contact Patricia Burge at 501-682-2063 or pburge@awcc.state.ar.us.

**Arkansas Workers' Compensation Commission
Health and Safety Division
Voluntary Drug Free Workplace Program
New Approvals and Renewals
3rd Quarter, FY 2011**



During the 3rd Quarter, FY 2011, the following Arkansas companies received approval of their Voluntary Drug Free Workplace Programs:

Arkansas Workers' Compensation Commission
Health and Safety Division
Voluntary Drug Free Workplace Program
New Approvals and Renewals
3rd Quarter, FY 2011

COMPANY	CITY	COUNTY
Specialized Services Transportation	Stuttgart	ARKANSAS
Crawford Electric Inc.	Mountain Home	BAXTER
Crossland Construction	Rogers	BENTON
Insul-Bead Corporation	Gravette	BENTON
Central Research	Lowell	BENTON
Crosslands Heavy Contractors	Rogers	BENTON
Wil-Shar, Inc.	Rogers	BENTON
Pel-Freez Arkansas LLC	Rogers	BENTON
ACE Glass Construction Corp	Lowell	BENTON
Petro Mark W.O. #28	Bentonville	BENTON
Petro Mark W.O. #35	Rogers	BENTON
Petro Mark W.O. #36	Bentonville	BENTON
Bud Anderson Heating & Cooling	Lowell	BENTON
Petro Mark W.O. #32	Centerton	BENTON
Petro Mark W.O.#1	Harrison	BOONE
Petro Mark W.O.#2 Go Gas	Harrison	BOONE
Petro Mark W.O. #4	Harrison	BOONE
Petro Mark W.O.#7 Country Market	Lead Hill	BOONE
Petro Mark W.O.#7 Subway	Lead Hill	BOONE
Petro Mark W.O. #8	Harrison	BOONE
Petro Mark W.O.#15 Depot	Harrison	BOONE
Petro Mark W.O. #15	Harrison	BOONE
Petro Mark W.O. #15 Subway	Harrison	BOONE
Petro Mark W.O.#16	Harrison	BOONE
Petro Mark W.O.#25	Bergman	BOONE
Petro Mark W.O.#29	Berryville	CARROLL
First National Bank of Berryville	Berryville	CARROLL
J.W. Black Lumber Co.	Corning	CLAY
Deltic Timber Corp.	Waldo	COLUMBIA
Crow Paving Inc./JAY-PAC Inc.	Morrilton	CONWAY
Tate General Contractors, Inc.	Jonesboro	CRAIGHEAD
National Medtest, Inc.	Jonesboro	CRAIGHEAD
City Water & Light	Jonesboro	CRAIGHEAD
J.T. White Hardware & Lumber, LLC	Jonesboro	CRAIGHEAD
Sign Systems, Inc.	Jonesboro	CRAIGHEAD
Consolidated Youth Services	Jonesboro	CRAIGHEAD
Armstrong Tool, LLC	Van Buren	CRAWFORD
TL Services Inc.	Van Buren	CRAWFORD
Crawford Construction Company	Van Buren	CRAWFORD
Campbell's Welding LLC	Earle	CRITTENDEN
F.S. Sperry Company, Inc.	Memphis	CRITTENDEN
Freer Trucking, Inc.	Fordyce	DALLAS
Price Machine & Tool, Inc.	Damascus	FAULKNER
Dayco Construction	Damascus	FAULKNER
Lock-Wood Electric, Inc	Conway	FAULKNER
NBMC, Inc.	Greenbrier	FAULKNER
Precision Rathole, Inc.	Ozark	FRANKLIN
GTS Construction, Inc.	Hot Springs	GARLAND
Allen Engineering Corp.	Paragould	GREENE
Scott Systems	Pine Bluff	JEFFERSON
Blytheville Sheet Metal Inc.	Blytheville	MISSISSIPPI

Arkansas Workers' Compensation Commission
Health and Safety Division
Voluntary Drug Free Workplace Program
New Approvals and Renewals
3rd Quarter, FY 2011

COMPANY	CITY	COUNTY
Weatherly Truck Lines Inc.	Bearden	OUACHITA
D&D Forestry, Inc.	Camden	OUACHITA
Hoffinger Industries, Inc.	West Helena	PHILLIPS
Southern Hardware	West Helena	PHILLIPS
Greenway Equipment, Inc.	Weiner	POINSETT
F.M. Dix Co., Inc.	Mena	POLK
Brodix, Inc.	Mena	POLK
Source Logistics, Inc.	Russellville	POPE
RGC Glass, Inc.	Russellville	POPE
Kirby Specialties Corp	Russellville	POPE
Roto-Rooter	Russellville	POPE
Wilbert Burial Vault Co. Inc.	Alexander	PULASKI
Harrell Mechanical Contractors	North Little Rock	PULASKI
Chenal Properties	Little Rock	PULASKI
Harvey Sheetmetal, Inc.	North Little Rock	PULASKI
Century Industries, Inc.	Little Rock	PULASKI
Harrell Service Company	North Little Rock	PULASKI
Heslep Concrete Company	Little Rock	PULASKI
Fairway Lawns	Little Rock	PULASKI
Chenal Country Club	Little Rock	PULASKI
ACE Glass Construction Corporation	Little Rock	PULASKI
Handling Systems & Conveyor	Mabelvale	PULASKI
Rodebush Construction, Inc.	Fort Smith	SEBASTIAN
Dale Crampton Company	Fort Smith	SEBASTIAN
New Prospect Company	Fort Smith	SEBASTIAN
Lowvorn Trucking Corp.	Fort Smith	SEBASTIAN
Lowvorn Wholesale Lumber Corp	Fort Smith	SEBASTIAN
Manufacturers Transport, LLC	Fort Smith	SEBASTIAN
Heatherwood Homes, LLC	Fort Smith	SEBASTIAN
Bradley Machine Co	Fort Smith	SEBASTIAN
Mangum Contracting, Inc.	El Dorado	UNION
Lee's Trucking	El Dorado	UNION
Norman Transport, Inc	El Dorado	UNION
Delta Timber Corp	El Dorado	UNION
Fayetteville Mechanical Contractors, Inc.	Fayetteville	WASHINGTON
Fochtman Enterprises, Inc.	Fayetteville	WASHINGTON
Heartland Honda	Springdale	WASHINGTON
Petro Mark W.O. #14	Fayetteville	WASHINGTON
Mountain Mechanical Contractors, Inc.	Fayetteville	WASHINGTON
Multi-Craft Contractors, Inc.	Springdale	WASHINGTON
Petro Mark W.O. #12	Fayetteville	WASHINGTON
Maynard, Inc.	Fayetteville	WASHINGTON
Advanced Records Storage	Springdale	WASHINGTON
Petro Mark W.O. #27 Elect.	Springdale	WASHINGTON
Petro Mark W.O. #37	Fayetteville	WASHINGTON
Petro Mark W.O. #38	Springdale	WASHINGTON
Petro Mark W.O. #38 Subway	Springdale	WASHINGTON
Petro Mark W.O. #39	Farmington	WASHINGTON
Russell Construction Co., Inc.	Beebe	WHITE
Sunrise Motorsports	Searcy	WHITE
Caldwell Milling Co., Inc.	Rose Bud	WHITE
NLS Construction, LLC	RoseBud	WHITE
D&H Electrical Contractors Inc.	Searcy	WHITE
Deltic Timber Corp	Ola	YELL
Southeastern Property Management	Birmingham	Out of State
Group Steel Erectors	Dickson	Out of State
Clifford-Lee & Associates	Pine Mountain	Out of State
Dennis Electric, Inc.	Bartlett	Out of State

MEDICAL COST CONTAINMENT DIVISION

In the last quarter the following activities occurred regarding these rules:

Rule 30

Rule 30 was revised effective May 15, 2000. The AWCC adopted the Medicare RBRVS Medical Fee Schedule with Arkansas specific reimbursement multipliers. The new Medical Fee Schedule is available electronically from the AWCC Home Page. Since the Medical Fee Schedule is available electronically, we are no longer printing a medical fee schedule.

Administrative Review

Rule 30 contains an **Administrative Review Process**. This process allows providers or carriers to request assistance from the Medical Cost Containment Division regarding disputes. Each administrative review requested consists of an investigation, desk audit by department staff, and the issuance of an order, which determines the disputed issue. During this quarter there were 35 review requests processed, 14 review requests granted, and 10 orders issued. The ongoing issues in dispute consist of nonpayment, untimely payment, penalty request, and reimbursement disputes.

Balance Billing

Rule 30 also contains a prohibition against **balance billing** by providers. The balance billing process involves: receipt of an allegation of balance billing by a claimant, carrier, employer, self-insured, etc.; notice being sent to all involved parties; an investigation; an audit; and a determination order being issued. During this quarter, the MCCD received three (3) balance billing allegations.

Investigations

Investigations: There were approximately 135 investigations conducted this quarter.

Rule 33

We currently have 11 certified Managed Care Organizations.

Medical Reports

This quarter we received four (4) cases involving disputes about obtaining the medical records.

Change of Physicians

This quarter the MCCD received 135 COP requests. MCCD issued 145 orders, and 32 requests were either returned to open general files, withdrawn, controverted, resolved, or returned to the Clerk of the Commission's office for other action.

Audits

Requests are received from the ALJ Division as well as outside entities (i.e., caseworkers, attorneys, etc.) for medical bill audits.

This quarter the MCCD received and processed one (1) audit.

Rule 34

There have been no changes at this time in Rule 34.

Speaking Engagements

During this quarter there were no engagements/activities attended.