

# 10th Annual Kentucky Workers' Compensation Conference

June 26-27, 2013 Griffin Gate Marriott Resort & Spa, Lexington, Ky.



## 10th Annual Kentucky

## Workers' Compensation Conference

June 26-27, 2013 — Griffin Gate Marriott Resort & Spa — Lexington, Ky.



## This conference is for you ...

if you are responsible for controlling workers' compensation costs.

workers' compensation consultants

HR and personnel directors

safety coordinators

risk managers

benefits administrators safety and health directors and managers nurse case managers

claims handlers

## 10th Annual Kentucky Workers' Compensation Conference

Consider the advantages of attending a seminar led by expert speakers with years of combined experience. With highly qualified and informed speakers and a detailed agenda that covers both the basic and advanced concepts of workers' compensation, this is the one workers' compensation conference you can't afford to miss! You will learn how to avoid unnecessary claims and reduce/minimize the risk of 100 percent total disability claims. This workers' compensation conference will give you practical tips that will immediately help reduce exposure and costs.

# Continuing Education HRCI Recertification | CEU and CPE

This program has been pre-approved for credit toward PHR, SPHR and GPHR recertification through the HR Certification Institute. It may also be eligible for CEU and CPE credits. Contact your professional board to find out what's required.

## **Kentucky Chamber Membership**

It's not too late to take advantage of the Kentucky Chamber member discount. To learn more about membership, call 502-695-4700 and ask for a membership representative.

## **Moneyback Guarantee**

If you are not 100% satisfied with your seminar experience, we will refund your money.

## WEDNESDAY JUNE 26

#### 8 a.m

Registration and Continental Breakfast (provided)

#### 8:30 a.m.

What Every Employer Needs to Know to Survive Kentucky Workers Compensation H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC This interactive session will cover: identification of problem areas identified by attendees, with recommended strategies; what are work-related activities; what is medically related; pre-existing conditions vs. workrelated conditions; how to calculate average weekly wage and disability exposure; expert witnesses; medical cost containment strategies; risk management strategies; defenses that work; settlement strategies, including full and final settlements of all claims and future medicals; and global settlements, including ADA and FMLA.

#### Noon

Lunch (provided)

#### 1 p.m.

ADA/FMLA Update – Including Coordination of Workers' Compensation Claims and Global Claim Management Robert D. Hudson, Esq., Frost Brown Todd, LLC

This session will include an update of ADA and FMLA changes and relevant court decisions. We'll answer these questions: How long do I have to keep the job open? Do I have to keep the job open? Can I terminate an employee off work on workers' compensation disability? Can I settle ADA and workers' compensation claims "forever?"

#### 2:30 p.m.

#### Nurse Case Management

Susan Wallace, R.N., C.C.M., Medical Case Manager, Bradley Consulting & Management, Inc.

Does nurse case management work? Is it cost-effective? What claims need NCM? What can employers do to "manage" their own claims? How to control prescription costs and eliminate opioids.

#### 3:15 p.m.

Conclusion – What Every Employer Needs to Know . . .

H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC Get your questions answered. We'll provide solutions to your workplace problem areas in this roundtable discussion.

#### 4 p.m.

Day one adjourns

## THURSDAY JUNE 27

#### 8 a.m.

Registration and Continental Breakfast (provided)

#### 8:30 a.m.

#### Day Two Overview

H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC This session will provide an overview of problem areas associated with orthopaedic injuries and treatment; psychiatric/psychological overlays; a discussion of the fact pattern and case summary for the mock BRC and settlement negotiation session. We'll end by providing expert answers to your questions.

#### 9:30 a.m.

Cost Containment Strategies and Cost-Benefit Analysis – From the Perspective of an Orthopaedic Surgeon

Michael M. Best, M.D., The Assessment Center

Dr. Best will cover early medical and diagnostic intervention; treatment protocols; functional capacity evaluation (FCE); early return-to-work options, including work hardening and gradual re-introduction; productivity cost factors; and how to combat escalating fusion procedures.

#### 10:30 a.m.

A Critical Analysis of Psychiatric/Psychological Overlays – Separating Fact from Fiction

Walter R. Butler, J.D., M.D., Louisville Behavioral Health Systems

Dr. Butler will identify and discuss the most common "overlay" presentations, including objective testing, pre-existing vs. work related; impairment ratings; treatment protocols and return-to-work timelines; and work restrictions.

#### 11:30 a.m.

Round Table Discussion – Ask the Tough Questions

Michael M. Best, M.D. and Walter R. Butler, J.D., M.D.

This will be an interactive, round table format that will provide the opportunity for you to identity problem areas and discuss solutions, including effective treatment, return-to-work and defense strategies.

#### Noon

Lunch (provided)

#### 1 p.m.

Administrative Law Judge Panel/Round Table

Hon. J. Landon Overfield, Chief Administrative Law Judge; Hon. Robert L. Swisher, Administrative Law Judge and Hon. Jane Rice Williams, Administrative Law Judge

The Administrative Law Judges will provide practical recommendations for employers as relates to proper employer and claim handling protocols and practices. They will identify potential problem areas for employers and recommendations as to where caution should be exercised. This interactive presentation will include a discussion of medical fee disputes and an overview of the new procedures and protocols.

#### 2:45 p.m.

Mock Benefit Review Conference (BRC) and ALJ Opinions

This interactive session will include a mock BRC, including direct involvement by the attendees in the claim analysis, settlement evaluation and settlement negotiations. At the conclusion, each ALJ will render an opinion and discuss their analysis. This will be a lively session and a great learning experience.

#### 4:30 p.m.

10th Annual Kentucky Workers' Compensation Conference adjourns

# about the **Speakers**

### lead speakers

H. Douglas Jones, Esq., Member-in-Charge - Jones Howard Law PLLC Jones has over 30 years litigation experience, including the defense of employers in Kentucky workers' compensation claims. He has served as president of the Kentucky Bar Association, Workers' Compensation Section, as well as an adjunct professor at Salmon P. Chase College of Law. Jones has been selected as one of "The Best Lawyers in America" (2003-present) and as a Kentucky "Super Lawyer" 2008-present. He enjoys an "AV" (highest) rating from Martindale-Hubbell. Jones Howard Law PLLC is the sole Kentucky member firm of the National Workers Compensation Defense Network (NWCDN.com) where he serves on the Board of Directors (2007- 2010). He received a Bachelor of Arts degree from the University of Kentucky in 1978, and a Juris Doctor degree from the Salmon P. Chase College of Law in 1982. Jones has authored and coauthored numerous texts related to workers' compensation law, including three editions of Workers' Compensation in Kentucky. He has lectured nationally and internationally on workers' compensation topics.

#### Mark W. Howard, Esq., Member - Jones Howard Law PLLC

Howard's practice area of concentration is defending employers in Kentucky workers' compensation claims. He has over 30 years experience defending workers' compensation, personal injury and insurance coverage claims. He received his Bachelor of Business Administration degree with distinction and honors from the University of Kentucky in 1975 and a Juris Doctor from the University of Kentucky in 1978, at which time he was admitted to practice law in Kentucky. Howard is a member of the Kentucky Bar Association, the Northern Kentucky Bar Association, has served on the House of Delegates and currently serves as the Chair on the Client Security Fund Trustee. Howard has presented for the Cincinnati Bar Association and provided presentations for the Kentucky Bar District CLE. He is also a Kentucky A.O.C. trained civil Mediator.

### other speakers

Michael M. Best. M.D.

The Assessment Center

Walter R. Butler, J.D., M.D.

Louisville Behavioral Health Systems

Robert D. Hudson, Esq.

Frost Brown Todd, LLC

Hon. J. Landon Overfield Chief Administrative Law Judge

Hon, Robert L. Swisher Administrative Law Judge

Hon, Jane Rice Williams Administrative Law Judge

Susan Wallace, R.N., C.C..M.

Medical Case Manager, Bradley Consulting & Management, Inc.

# Registration form 10th Annual Kentucky Workers' Compensation Conference

Name

#### **Registration Fees**

\$495/Kentucky Chamber members \$595/Non-member



Special Offer: Send 3 and get the 4th registration FREE!\*

#### **Location and Lodging**

June 26-27 2013 (80896)

Griffin Gate Marriott Resort & Spa

1800 Newtown Pike

Lexington, Ky. 40511

Tel: 859-231-5100 Hotel Room Rate: \$119\*

Hotel Room Cutoff Date: June 13, 2013

\*The advertised Kentucky Chamber room rate cannot be guaranteed after the

When contacting hotel for lodging, please specify that you are with the Kentucky Chamber of Commerce's 10th Annual Kentucky Workers' Compensation Conference to receive the discounted rate.

#### Cancellations/Substitutions

Cancellations must be made no later than five business days prior to the program for a full refund. After this date, no cash refunds will be granted. Substitutions are welcome. Special accommodations made upon request.

#### Attendee Information

To process your order, the entire registration form must be complete. (Please copy for additional registrants.)

Title
Company
Address
City/State/Zip
Telephone Fax
Email
Principal Line of Business Number of Employees
*I understand that by providing the phone, fax number and e-mail information above on behalf of the person/company/organization specified above, I am authorized to and hereby consent for the person/company/organization to receive communication by or on behalf of the Kentucky Chamber Commerce.
Payment
☐ Bill me. PO# (not required)
☐ Check enclosed (payable to Kentucky Chamber of Commerce).
☐ Charge. ○ VISA ○ MC ○ American Express
Card #

Exp. date Security code

Name on card \_\_

Signature \_\_\_\_