

STATE OF KANSAS - STATE EMPLOYEES HEALTH CARE COMMISSION

Meeting Minutes

March 10, 2021, 12:00 pm

The State of Kansas Employees Health Care Commission (HCC) meeting was called to order on Wednesday, March 10, 2021 at 12:02 pm. The meeting was conducted virtually using Zoom following publication to the State of Kansas's Public Square web portal.

The following members were present:

- Chair DeAngela Burns-Wallace
- Commissioner Steve Dechant
- Commissioner Jose Castillo
- Commissioner Vicki Schmidt

The following staff and presenters were present:

- Janet Stanek, SEHP Director
- Mike Michael, SEHP Deputy Director
- John Yearly, DofA Chief Counsel
- Tracy Diel, DofA Legal Counsel
- Cynthia Sheppard, outside legal counsel
- Courtney Fitzgerald, SEHP

Welcome

Secretary Burns-Wallace welcomed the commissioners and those listening in. She called roll and took some time to be sure all of the commissioners were able to see and hear each other. She reminded all commissioners to please identify themselves when speaking for those listening on the phone.

Secretary Burns-Wallace notified the Commission of Commissioner Garcia's resignation that was received on March 9, 2021 due to her acceptance of a position that would disqualify her from serving as the representative from the general public.

1. **Litigation discussion - *Boyle v. Kansas State Employees Health Care Commission*, Riley County, Kansas District Court Case No. 2018-CV-000251**

Commissioner Dechant made a motion to enter into Executive Session.

"I move that the open meeting of the Health Care Commission, being held by Zoom, be recessed for a closed, executive meeting via Zoom breakout room pursuant to K.S.A. 75-4319(a), for consultation with an attorney for the Health Care Commission which would be deemed privileged in the attorney-client relationship under the justification listed in K.S.A. 75-4319(b)(2), because discussion of such matters in an open meeting would waive attorney-client privilege; that the Health Care Commission resume the open meeting, being held by Zoom, at

12:35 pm; and that this motion, if adopted, be recorded in the minutes and be maintained as a part of the permanent records of the Health Care Commission.”

Commissioner Castillo declared a second.

All in favor, none against.

The commissioners returned from Executive Session at 12:36 pm.

Commissioner Schmidt made a motion to authorize counsel to explore resolution of the matter.

Commissioner Dechant declared a second.

All in favor, none against.

The meeting was adjourned at 12:37 pm.