

**Present:**

Michael D. Werier, Chairperson  
Winston Maharaj, President and CEO (Non-voting)  
Rob Plohman            Wendy Sol            Rob Labossiere  
Ron Hambley           Paul Challoner  
Bob Dewar             Jane MacKay

Being a quorum of the Board of Directors under *The Workers Compensation Act*.

**Also Attending:**

Lori Ferguson Sain, General Counsel & Corporate Secretary

**In Attendance for Specific Items:**

The Honourable Jennifer Howard, Minister of Family Services and Labour  
Dave Dyson, Assistant Deputy Minister  
Jeannine Kebernik, Special Assistant to the Minister  
Alice Sayant, Vice President, Prevention, Assessments and Customer Service  
Rick Rennie, Senior Research and Policy Analyst, Policy, Research and Quality Assurance  
Deana Martz, Fair Practices Advocate

**Regrets:**

Ken Sutherland, Director  
Colleen Seymour, Director

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**CALL TO ORDER**

The Chairperson called the meeting to order and confirmed the agenda.

**MINUTES OF PREVIOUS MEETING**

The minutes of the June 27, 2012 meeting were confirmed as a reasonable record.

**BUSINESS ARISING**

The Board received the information provided.

**FOR CONSIDERATION/DECISION**

**2013 AVERAGE ASSESSMENT RATE AND MAXIMUM ASSESSABLE EARNINGS**

(Board Order No. 19/12)

Rob Labossiere introduced this item on behalf of the Investment and Finance Committee.

The Board of Directors discussed the rate of return assumptions used in the calculation of the average assessment rate. The Manitoba WCB has one of the strongest reserves in Canada. With respect to the rate model review and the recommendations arising from the review, it was agreed that the Administration should consider how these decisions will be communicated.

On motion duly made and carried,

BE IT RESOLVED THAT the Board of Directors approve that:

1. The 2013 budgeted Class E average assessment rate remain at \$1.50; and
2. The 2013 maximum assessable earnings be set at \$111,000.

**DISCLOSURE OF EMPLOYER RECORDS**

Bob Dewar introduced this item on behalf of the Policy, Planning, Governance and Service Committee.

The Board discussed the opportunity to partner with Workplace Safety and Health to release individual employer's injury records. It was suggested that the size of the employer and the type of injury would need to be included for the statistics to be interpreted accurately.

The Vice President, Prevention, Assessments and Customer Service (PACS) joined the meeting.

The Board discussed the information that would be provided. The Board was advised that any information that would be provided could be accessed via a FIPPA request. The Board agreed to defer consideration on this matter to the next meeting. The Administration will provide examples from various sectors of what the reports would look like.

The Vice President, Prevention, Assessments and Customer Service (PACS) left the meeting.

**MEETING WITH THE MINISTER OF FAMILY SERVICES AND LABOUR**

The Chairperson welcomed and introduced The Honourable Jennifer Howard, Minister of Family Services and Labour and responsible for the Workers Compensation Board to the meeting. Dave Dyson, Assistant Deputy Minister Family Services and Labour and the Special Assistant, Jeannine Kebernik also joined the meeting.

The Minister noted the good work being done on prevention of injuries as well as the sound financial position of the WCB. She reviewed the prevention initiatives that are underway as well as the external review of the WCB rate model.

There was discussion about spreading the safety and prevention message. The Minister acknowledged the work being done with young workers to spread the word on prevention and safety. The Minister thanked the Board for their good work.

On behalf of the Board of Directors, the Chairperson thanked the Minister and her staff for attending the Board meeting.

The Minister Responsible and staff left the meeting.

**REQUEST FOR ADDITIONAL FUNDING, FUTURE STATE OF INDUSTRY BASED ILLNESS AND INJURY PREVENTION IN MANITOBA WORKPLACES**

(Board Order No. 20/12)

Jane MacKay introduced this item on behalf of the Policy, Planning, Governance and Service Committee.

On motion duly made and carried,

BE IT RESOLVED THAT the Board of Directors approve:

- 1) \$3,500 in additional funding for the cost of increasing the response rate for the stakeholder survey; and
- 2) That the Administration be delegated authority for a contingency of up to \$25,000 to support a reasonable expansion of the project scope.

Additional funding would be drawn from the Research and Workplace Innovation Program's (RWIP) Uncommitted and Unspent funds (U/U).

**AMENDMENT TO BY-LAW NO. 1 – GENERAL CONDUCT**

(Board Order No. 21/12)

Michael Werier introduced this item on behalf of the Policy, Planning, Governance and Service Committee.

On motion duly made and carried,

BE IT RESOLVED THAT the Board of Directors approve the amendment to By-law No. 1 Relating to the Conduct of the Affairs of the Board of Directors as set out in Attachment "A".

**AMENDMENT TO BY-LAW NO. 2 – CONFLICT OF INTEREST**

(Board Order No. 22/12)

Paul Challoner introduced this item on behalf of the Audit Committee

On motion duly made and carried,

BE IT RESOLVED THAT the Board of Directors:

1. Approve By-law No. 2 Relating to Confidentiality and Conflict of Interest as set out in Attachment “B”; and
2. Approve a Protocol - Use of Community Event Tickets on an interim basis pending a review by the Administration whether the Protocol aligns with and meets WCB requirements and policies.

**OTHER BUSINESS**

**DISCUSSION OF PREVENTION MODELS**

The Vice President, Prevention, Assessments and Customer Service (PACS) and the Senior Research and Policy Analyst, Policy, Research and Quality Assurance joined the meeting.

The Board adjourned to an *in camera* session.

The Vice President, PACS and the Senior Analyst left the meeting.

**REPORTS**

**COMMITTEE REPORTS**

The Board of Directors received the following Committee report as information:

Audit Committee Meeting - June 26, 2012

Investment and Finance Committee Meeting - September 6, 2012

Policy, Planning, Governance and Service Committee Meeting – September 12, 2012

**ADMINISTRATION REPORT**

The Board received the information provided with the agenda.

**MEETING WITH THE FAIR PRACTICES ADVOCATE**

The Fair Practices Advocate (FPA) joined the meeting.

The Board adjourned to an *in camera* session.

The FPA left the meeting.

**REPORT ON ADMINISTRATION OF SECTION 60.9 & JUDICIAL REVIEWS**

The Board received the information provided with the agenda.

**BOARD OF DIRECTORS WORK PLAN**

The Board received the information provided with the agenda.

**Rate Model Reviews:** The President and CEO reported that two reviews are taking place relating to the WCB rate model. An actuarial review is being conducted by WCB's actuarial consultant NEXUS and is expected to be completed in a few months. A second review announced by the Minister Responsible earlier this year is not yet underway.


Bob Dewar left the meeting.

**IN CAMERA DISCUSSION**

The Board adjourned to an *in camera* session.

**CONCLUSION**

As all matters coming before the Board had been dealt with, the Chairperson declared the meeting to be concluded at 2:45 p.m.

  
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Chairperson

  
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Corporate Secretary