

**NEW MEXICO PUBLIC SCHOOLS INSURANCE AUTHORITY
BOARD OF DIRECTORS MEETING MINUTES**

**In-Person: Poms & Associates
201 3rd Street, Suite 1400
Albuquerque, NM 87102**

**Virtual: <https://meet.goto.com/732050325>
Dial in +1 (872) 240-3311
Access Code: 732-050-325**

Thursday, June 08, 2023

1. Call to Order

Mr. Al Park, NMPSIA Board President, called the NMPSIA Board Meeting to order at 9:03 a.m. on Thursday, June 08, 2023.

2. Roll Call

Ms. Charlette Probst called roll.

Board Members Present:

Al Park, President	In-Person
Chris Parrino, Vice-President	In-Person
Trish Ruiz, Secretary	Virtual
Denise Balderas	Virtual
Tim Crone	Virtual
K.T. Manis	Virtual
David Martinez Jr.	Virtual
Sammy Quintana	Virtual

Board Members Absent:

Vicki Chavez
Pauline Jaramillo
Bethany Jarrell

NMPSIA Staff Members Present:

Patrick Sandoval, Executive Director	In-Person
Martha Quintana, Deputy Director	In-Person
Phillip Gonzales, Chief Financial Officer	In-Person
Charlette Probst, Financial/HR Manager	In-Person
Maria Lugo, Chief Procurement Officer	In-Person
Claudette Roybal, Risk Program Coordinator	Virtual
Cyndi Archuleta, Benefits/Wellness Operations Manager	In-Person
Kaylei Jones, Benefits/Wellness Program Coordinator	In-Person
Leslie Martinez, Benefits Analyst	Virtual

Audience Present:

Denise Hernandez	BCBSNM	In-Person
Katheryn Hull	BCBSNM	Virtual
Lisa Sullivan	BCBSNM	Virtual
Maureen Sergel	BCBSNM	In-Person
Samantha Mensay	BCBSNM	Virtual
Christopher Baker	BCBSNM	Virtual
Steve Vanetsky	CCMSI	In-Person
Jerry Mayo	CCMSI	In-Person
Vanessa Devine	CCMSI	In-Person
Louise Carpenter	CCMSI	Virtual
Rich Cangiolosi	CCMSI	In-Person
Loretta Garcia	CES	In-Person
Daniel Warner	Cigna	In-Person
Ryan Bond	Cigna	In-Person
David Lauck	CVS	Virtual
Marianna Sandoval	Davis Vision	In-Person
Rich Bolstad	Delta Dental	In-Person
CS Hwa	Erisa Administrative Services	Virtual
Kathy Payanes	Erisa Administrative Services	In-Person
Amy Bonal	Erisa Administrative Services	Virtual
Michelle Alarid	Erisa Administrative Services	Virtual
Nate McKeever	Esquivel & Howington	In-Person
Martin Esquivel	Esquivel & Howington	In-Person
Rick Garcia	New Mexico School for the Deaf	In-Person
David Poms	Poms & Associates	In-Person
Julie Garcia	Poms & Associates	In-Person
Kevin McDonald	Poms & Associates	In-Person
Grant Banash	Poms & Associates	In-Person
Rika Martinez	Poms & Associates	Virtual
James Vautier	Poms & Associates	In-Person
Steve Valdez	Presbyterian	In-Person
Nura Patani	Segal	In-Person
Melissa Krumholz	Segal	Virtual
Jennifer Oswald	The Standard	Virtual
Debby Holt	United Concordia	In-Person
Stephanie Anthony	United Concordia	Virtual

3. Introduction of Guests

Mr. Patrick Sandoval, Executive Director NMPSIA, introduced Mr. Rick Garcia, Director of Human Resources for NM School for the Deaf, Ms. Loretta Garcia, TAP Coordinator for Cooperative Educational Services, Mr. James Vautier, Safety and Security Counsel Consultant Team Lead for Poms and Associates, Dr. Nura Patani with Segal, Ms. Maureen Sergel and Ms. Denise Hernandez with BCBS, Mr. Daniel Warner and Mr. Ryan Bond with Cigna, Mr. Steve Valdez with Presbyterian, Ms. Vicki Chavez, Superintendent Deming Public Schools, and Mr. Nate McKeever with Esquivel and Howington.

4. Citizens to Address the Board (Five-Minute Limit)

There were no citizens to address the Board.

5. Approval of Agenda (Action Item)

Mr. Sandoval asked to amend the Agenda and remove item 11.B, Approval of Amendment to Erisa Administrative Services Inc. Agreement.

A motion was made to approve the agenda with amendment.

MOTION: T. Ruiz

SECONDED: D. Martinez Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

6. Approval of May 2023 Minutes (Action Item)

A motion was made to approve the May 2023, NMPSIA Board Minutes as presented.

MOTION: T. Ruiz

SECONDED: S. Quintana

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Abstained
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

- 7. **Executive Session to Discuss Competitive Sealed Proposals Solicited Pursuant to the Procurement Code Pursuant to §10-15-1 H (6) NMSA 1978 (Action Item)**
- 7. **A. RFP# 342-2023-11 Facility Maintenance Services**
- 7. **B. RFP# 342-2023-08 Student Athletic and Vocational Accident Insurance**
- 7. **C. RFP# 342-2023-13 Capital Asset Valuation Services**
- 7. **D. RFP# 30-34300-22-00522 Group Basic Life and AD&D, Group Voluntary Life and AD&D, and Group Long Term Disability Coverage**

A motion was made to go into Executive Session to discuss Competitive Sealed Proposals Solicited Pursuant to the Procurement Code Pursuant to §10-15-1 H (6) NMSA 1978.

MOTION: D. Martinez, Jr.

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes

Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

A motion was made to come out of Executive Session. No action was taken during the Executive Session. Only items listed on the agenda were discussed.

MOTION: D. Martinez, Jr.

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

7. E. Any action on the Discussion of Competitive Sealed Proposals Solicited Pursuant to the Procurement Code Pursuant to §10-15-1 H (6)NMSA 1978 (Action Item)

7. A. RFP# 342-2023-11 Facility Maintenance Services

A motion was made to approve the committee's selection of vendor A, enter into contract negotiations, and bind a contract. Executive Director, with approval from General Counsel, has the authority to enter into the contract before the end of the fiscal year and bring it back for retroactive approval by the board in July.

MOTION: D. Martinez, Jr.

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

7. B. RFP# 342-2023-08 Student Athletic and Vocational Accident Insurance

A motion was made to approve the committee's selection of vendor A, enter into contract negotiations, and bind a contract. Executive Director, with approval from General Counsel, has the authority to enter into the contract before the end of the fiscal year and bring it back for retroactive approval by the board in July.

MOTION: D. Martinez, Jr.

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

7. C. RFP# 342-2023-13 Capital Asset Valuation Services

A motion was made to approve the committee's selection of vendor A, enter into contract negotiations, and bind a contract. Executive Director, with approval from General Counsel, has the authority to enter into the contract before the end of the fiscal year and bring it back for retroactive approval by the board in July.

MOTION: D. Martinez, Jr.

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

7. D. RFP# 30-34300-22-00522 Group Basic Life and AD&D, Group Voluntary Life and AD&D, and Group Long Term Disability Coverage

A motion was made to approve the committee's selection of vendor A, enter into contract negotiations, and bind a contract. Executive Director, with approval from General Counsel, has the authority to enter into the contract before the end of the fiscal year and bring it back for retroactive approval by the board in July.

MOTION: D. Martinez, Jr.

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent

K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

8. Administrative Matters

8. A. Staff Update

Mr. Sandoval provided the staff update. NMPSIA has hired Ms. Dominique Williams, Accountant Auditor, starting June 12, 2023.

8. B. COVID-19 Update

Ms. Martha Quintana, Deputy Director NMPSIA, provided the COVID-19 update. Ms. Quintana stated at the May 4th meeting it was advised that NMPSIA would be extending the no-cost share mandate through June 20, 2023. After June 20, vaccines would be covered in-network as preventative, and over-the-counter (OTC) testing would no longer be covered. Mr. Patrick Sandoval sent a letter to the Office of the Superintendent (OSI) requesting guidance on how the OSI was expecting the fully funded plans to cooperate; the response was that the OSI does not have jurisdiction over our plans. The legislation is a permanent regulation not subject to the public health order. For plans that OSI has authority over and are subject to the legislation, they will monitor for filings and compliance.

NMPSIA also contacted the New Mexico Retiree Health Care Authority (NMRHCA), part of the IBAC, to confirm what decisions had been made regarding the regulation. The difference was that the NMRHCA would cover 4 Over the Counter (OTC) tests through June 20, 2023. NMPSIA will also cover 4 OTC tests, and this update will be communicated to members with CVS.

Ms. Quintana reported that the Covid-19 numbers through April 30, 2023, were 248,933 claims totaling \$48,306,422.

8. C. Annual Meeting Update

Ms. Kaylei Jones, Benefits/Wellness Program Coordinator NMPSIA, provided the Annual meeting update. Ms. Jones reminded the Board that the next meeting will not be held on the month's first consecutive Wednesday and Thursday. The meetings will be held on Wednesday, July 19th, and Thursday, July 20th, at Hotel Encanto in Las Cruces, New Mexico. The final meeting meal and itinerary will be provided two weeks before the meeting.

8. D. Approval of Contract for Facilities Maintenance Services (Action Item)

Mr. Sandoval clarified to the Board that he indicated the contract would have to be returned for retroactive approval; however, just one vendor replied to the Request for Proposal so the contract could be approved. Staff is bringing the contract for approval with vendor A. The contract has been reviewed by staff and General Counsel.

A motion was made to approve the Contract for Facilities Maintenance Services.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

8. E. Approval of Contract for General Legal Counsel Services (Action Item)

Mr. Sandoval explained staff is bringing the contract for approval to the board. A contract has been negotiated with vendor A and reviewed by staff and Mr. David Poms.

A motion was made to approve the Contract for General Legal Counsel Services.

Mr. Sandoval announced that the awarded vendor was Esquivel & Howington.

MOTION: C. Parrino

SECONDED: D. Martinez Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes

Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

9. Financial Matters

9. A. Financial Reports - April 2023 (Action Item)

Mr. Phillip Gonzales, Chief Financial Officer NMPSIA, presented the Statement of Revenues and Expenditures for the period ending April 30, 2023, for the Employee Benefits Fund. He reported revenue of \$29,464,235.72 and expenses of \$28,789,068.10, which resulted in a gain of \$675,167.62 for April.

Mr. Gonzales presented the Statement of Revenues and Expenditures for the period ending April 30, 2023, for the Risk Fund. He reported revenue of \$8,213,793.43 and expenses of \$10,676,171.13, which resulted in a loss of \$2,462,377.70 for April.

Mr. Gonzales presented the Statement of Revenues and Expenditures for the period ending April 30, 2023, for the Program Support Fund. He reported revenue of \$126,673.00 and expenses of \$113,567.73, which resulted in a gain of \$13,105.27 for April.

Mr. Gonzales presented the Balance Sheet for the Agency for the period ending April 30, 2023. Program Support had total assets of \$1,000,531.69, total liabilities of \$114,904.61, and total fund equity of \$885,627.08. Employee Benefits had total assets of \$51,298,759.49, total liabilities of \$29,081,811.73, and total fund equity of \$22,216,947.76. Risk had total assets of \$116,783,090.01, total liabilities of \$108,290,509.34, and total fund equity of \$8,492,580.67. The total combined fund equity for the agency was \$31,595,155.51.

A motion was made to approve the Financial Reports for April 2023 as presented.

MOTION: D. Martinez Jr.

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Absent for vote
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes

Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

9. B. New Business

1. Fiscal Year 2023 Certification of Capital Assets (Action Item)

Mr. Gonzales reviewed the FY2023 Certification of Capital Assets, which certifies that a physical inventory of the capital assets owned by NMPSIA has been conducted and that the listed Capital Assets is true and correct.

A motion was made to approve Fiscal Year 2023 Certification of Capital Assets.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

2. Disposal of Inventory Items (Action Item)

Mr. Gonzales reviewed the disposal listing of inventory items that are obsolete, broken, or unused items that are not capital. The first right of refusal will be given to the General Services Division.

A motion was made to approve the Disposal of Inventory Items.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. Risk Matters

10. A. Approval of Contract for Driving Record Information, Retrieval and Dissemination Services (Action Item)

Mr. Sandoval explained staff is bringing the contract for approval to the board, and the contract has been reviewed by staff, Mr. Esquivel, and Mr. Poms. The vendor can be announced after the contract is approved.

A motion was made to approve the Contract for Driving Record Information, Retrieval, and Dissemination Services.

MOTION: T. Ruiz

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent

Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

Mr. Sandoval announced that the awarded vendor was Embark Safety.

10. B. Approval of Contract for Anonymous Reporting System (Action Item)

Mr. Sandoval explained staff is bringing the contract for approval to the board, and the contract has been reviewed by staff, Mr. Esquivel, and Mr. Poms. The vendor can be announced after the contract is approved.

A motion was made to approve the Contract for Anonymous Reporting System.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

Mr. Sandoval announced that the awarded vendor was STOPit.

10. C. Approval of Contract for Workers' Compensation Third-Party Dedicated Claims Administration Services (Action Item)

Mr. Sandoval explained staff is bringing the contract for approval to the board, and the contract has been reviewed by staff, Mr. Esquivel, and Mr. Poms. The vendor can be announced after the contract is approved.

A motion was made to approve the Contract for Workers' Compensation Third-Party Dedicated Claims Administration Services.

MOTION: T. Ruiz

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

Mr. Sandoval announced the awarded vendor was CCMSI.

10. **D. Approval of Contract for Insurance Broker, Consulting, Administrative Services and Loss Prevention Services (Action Item)**

Mr. Sandoval explained staff is bringing the contract for approval to the board, and the contract has been reviewed by staff and Mr. Esquivel. The vendor can be announced after the contract is approved.

A motion was made to approve the Contract for Insurance Broker, Consulting, Administrative Services and Loss Prevention Services.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes

Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

Mr. Sandoval announced the awarded vendor was Poms and Associates.

10. E. Approval of New Mexico School for the Deaf to Join Risk Coverages (Action Item)

Mr. Sandoval informed the board that NMPSIA and Poms and Associates met with Dr. Jennifer Herbold, Superintendent, Mr. Rick Garcia, Director of Human Resources, and Administrative Staff from the New Mexico School for the Deaf (NMSD) on January 23, 2023, to discuss the Risk and Insurance Services offered through the Authority.

On April 10, 2023, NMPSIA, Mr. Esquivel, and Poms and Associates were invited to the New Mexico School for the Deaf Board Meeting, where the NMSD Board of Directors took action to petition the NMPSIA Board of Directors to join the Risk Program.

The NMSD currently participates in NMPSIA Benefits, and Staff is requesting approval for the NMSD to join the Risk Program.

A motion was made to approve New Mexico School for the Deaf to join Risk Coverages.

MOTION: D. Martinez Jr.

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. F. 2023-2024 MOC L026 General and Automobile Liability (Action Item)

Mr. David Poms, Poms and Associates, reviewed the changes made to the 2023-2024 MOC L026. He stated that the MOC has been in existence for 26 years and the document is reviewed yearly. The policy period changed from July 1, 2023, to July 1, 2024. Some changes are made based on claim situations and changes in coverages. It remains a fluid document and requires one or two changes a year.

Under Section II Exclusions #22, clarification to include statutory deadlines according to the New Mexico Inspection of Public Records Act was added.

A motion was made to approve 2023-2024 MOC L026 General and Automobile Liability.

MOTION: T. Ruiz

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. G. 2023-2024 MOC P026 Property, Automobile, Physical Damage, Crime and Cyber Coverage (Action Item)

Mr. Poms reviewed the changes made to the 2023-2024 MOC P026. He stated that the only changes made to this document were the MOC number and coverage dates.

A motion was made to approve 2023-2024 MOC P026 Property, Automobile, Physical Damage,

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. H. Approval of Property, Liability, Equipment Breakdown, Crime, Deadly Weapons and Workers' Compensation Excess Coverage Renewal (Action Item)

Mr. Poms addressed the Board regarding the property marketplace changes. It is the worst market he has seen. He reported many catastrophic losses in the last ten years. In 2022, \$360 billion were contributed to catastrophic losses alone. This amount is triple that of a normal year. Property renewals are increasing by 150% for accounts with minimal loss history. Accounts that include hurricane and hail states, which includes New Mexico, have seen up to 300% increases. Mr. Poms explained that there have been close to \$60,000,000 in losses in two years. One of the factors that went into this year's renewal was a later reporting claim for a Lovington hail loss of \$30,000,000 and another Hail loss estimated to be \$30,000,000 on May 24, 2023, that involved Clovis, Tucumcari, Grady, and Mesa Lands Community College.

Mr. Poms reviewed the coverages starting with Property. There is a \$750,000,000 limit per occurrence, with earthquake and flood limits of \$100,000,000 and \$50,000,000 in the 100-year flood zone. The hail deductible increased from \$2,500,000 to \$10,000,000 with a \$25,000,000 annual aggregate. After the annual aggregate is met, the self-insured retention would revert to \$2,500,000 per occurrence. Mr. Poms explained that he is also looking at alternative policies to bring down the self-insured retention. These will be discussed at a special board meeting. Cyber liability coverage is also included with a \$25,000,000 annual aggregate for all members with a \$5,000,000 limit for each of the Higher Educational Institutions and \$2,000,000 for K-12 members. There is also a crime policy with a limit of \$2,250,000. There is also a large terrorism limit available over \$1,000,000,000.

The premium has increased by 40%; however, considering the 9.98% in values, the net effective rate increase is 30%.

On the liability side, there were some increases due to sexual abuse claims. The premium increased by about 17% over last year. The limit for sexual abuse claims is per perpetrator and not per victim, limiting the authority to one retention. The retention is \$1,000,000 for all liability coverages, except for sexual abuse claims the retention is \$4,000,000.

Under worker's compensation, the exposure to payroll increased by 10.33%. The premium increased by over 19%. Equipment breakdown coverage increased by 12.3% due to property values increasing by 9.98%. Deadly weapons coverage has a limit of \$3000,000 with a deductible of \$10,000. The premium is \$260,000.

Mr. Park stated that while the 40% increase is not great, it could be worse as entities on the coast have increased by 150%. We must stick to the perspective that we are still saving money by comparison. Mr. Sammy Quintana proposed a task force and involve the LFC because he feels employers are not appreciative or aware of the cost of negligence.

Mr. Quintana recommended that NMPSIA establish a committee involving the LFC and other entities to help entities understand the importance of facility maintenance. Mr. Quintana also acknowledged that he was having technical difficulties and voted yes to all items.

A motion was made to approve Property, Liability, Equipment Breakdown, Crime, Deadly Weapons and Workers' Compensation Excess Coverage Renewal.

MOTION: T. Ruiz

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. I. Approval of Property and Liability Claims Procedures (Action Item)

Mr. Sandoval reviewed the changes made to the Property and Liability Claims Procedures recommended by NMPSIA staff, Poms and Associates, CCMSI and Mr. Esquivel. Updates made were to reflect the performance measures in the contract between NMPSIA and CCMSI.

A motion was made to approve Property and Liability Claims Procedures.

MOTION: T. Ruiz

SECONDED: D. Martinez Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. J. Approval of Workers' Compensation Claims Procedures (Action Item)

Mr. Sandoval reported that staff from NMPSIA, Poms and Associates, CCMSI, and Mr. Esquivel reviewed the Workers' Compensation Claims Procedures. The only change was on page 3, item number 9, a provision of notifying and obtaining approval from the NMPSIA Executive Director or Deputy Director when assigning an attorney to a workers' compensation claim. CCMSI currently practices this provision, and now it is written into the procedures.

A motion was made to approve Workers' Compensation Claims Procedures.

MOTION: T. Ruiz

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes

Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

10. K. TAP 2022-2023 End of Year Report

Ms. Loretta Garcia, Cooperative Educational Services, gave an annual update on the Technical Assistance Program (TAP). This is the ninth year the program has been in place. TAP was a collaboration with NMPSIA and CES to decrease Special Education litigation across the state. TAP consultants specialize in a variety of highly-requested topics. TAP has provided 189 total presentations on special education-related topics to over 7,000 attendees across the state.

10. L. TPA Reports

1. Property & Liability Monthly Claims Report

Mr. Steve Vanetsky, CCMSI, reported on the Property & Liability Monthly Claims Report for April 2023. Property had 83 open claims, seven new claims, and eight claims were closed. Liability had 396 open claims, 47 new claims, and 51 claims were closed. Reserves were at \$59,422,648.19, and payments were \$39,634,707.50 for a total of \$99,057,355.69.

2. Property & Liability Large Losses

Mr. Vanetsky reported large losses. On the property side, one large loss at Eastern New Mexico, a hail loss that occurred on May 24, 2023, impacted four schools that we know of, Clovis Municipal Schools, Grady Municipal Schools, Tucumcari Public Schools, and Mesalands Community College. A claim from Albuquerque Bilingual Academy, a break-in, and vandalism. Clean-up and repairs have been reported to the excess carrier. On the Liability side two claims. The first was an IPRA violation from Alamogordo Public Schools for failing to provide information in compliance with the law. The second claim, out of the West Las Vegas School District, was a notice of a Tort Claim from an attorney of student on student misconduct.

3. Workers' Compensation Monthly Claims Report

Mr. Jerry Mayo, CCMSI, provided the Workers' Compensation Monthly Claims Report for employers as of April 30, 2023. During the month of April, there were 958 open claims, 248 new claims, 24 claims were re-opened, and 244 claims were closed. Reserves were at \$14,436,930.86, and payments were \$47,759,816.67 for a total of \$62,196,747.53.

4. Workers' Compensation Large Losses

Mr. Mayo reported a large loss at Lovington Municipal School District. A custodian injured their lower back lifting heavy trash, and they were given permanent restrictions. The school could not accommodate when the employee was released from care post the maximum medical improvement. CCMSI initiated modifier benefits which resulted in a large reserve increase of \$103,402.33.

10. M. Loss Prevention Update

Ms. Julie Garcia, Poms and Associates, presented the Loss Prevention Abatement Report for April 2023. In April, there was a 64.44% abatement for non-capital recommendations. There were 306 total recommendations, total capital recommendations 22, and total non-capital recommendations 284. Corrected non-capital was 183, and corrected capital was 1, for 184 corrected. The corrected recommendations percentage for April was 60.13%.

Ms. Garcia gave a list of legislative topics to push through the legislature. 1) Automated External Defibrillator (AED) drills. One student dies every 3 to 4 days because of heart failure. An AED machine could have saved that child's life. 2) Address Chapter 30, Criminal Offenses, a fourth-degree felony for sexual penetration by an educator. Mr. Park added that a fourth-degree felony has a maximum sentence of 18 months. 3) Poms and Associates will send out a survey asking how schools deal with volunteers regarding who approves them and what the vetting process is for volunteers.

10. N. Update on School Safety and Security Efforts

Mr. James Vautier, Poms and Associates, gave an update on safety and security efforts. He has had 26 different trainings in the last four months in several schools. The number one requested training has been the active shooter training. The second requested training is restorative practices, which emphasizes violence prevention. The goal is to avoid instead of mitigate.

11. Benefits Matters

11. A. Approval of Amendment to Cigna Agreement (Action Item)

Ms. Quintana presented the Amendment to the Cigna Agreement. The Schedule of Financial Charges will be replaced in its entirety to coincide with the January 1, 2023 renewal. Some updates include clarifying language and additional language for the No Surprises Act guidelines. Minor increases for Care Management/Cost Containment Program Fees, and added language for the final rule on transparency in coverage.

Exhibit B of the Schedule of Financial Charges under Reporting was updated with language around Individual Stop Loss Reporting for clarity and transparency about what Cigna will provide, and under Medical Management Services, an updated description of its LifeSOURCE Transplant Network to reflect ongoing network expansion.

Lastly, Ms. Quintana reported that the Performance Guarantee Agreement is reviewed annually as a separate document. This year one correction was made to Section 7, Applicable Law to document that the State of New Mexico laws shall govern the Agreement. The Performance Guarantee Agreement is also being added to the Schedule of Financial Charges as Exhibit H. Ms. Quintana advised that staff is recommending this amendment's approval with the presented updates.

A motion was made to approve the Amendment to Cigna Agreement.

MOTION: C. Parrino

SECONDED: D. Martinez Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

11. C. Approval of Amendment to Segal Agreement (Action Item)

Ms. Quintana presented the Amendment to the Segal Contract. Segal will conduct a post-implementation audit of CVS. The audit will include a financial review, benefits administration, clinical program review, and report of the findings. This audit will be paid for from implementation credits NMPSIA has within the CVS contract. Staff is recommending approval of this amendment.

A motion was made to approve Amendment to Segal Agreement.

MOTION: C. Parrino

SECONDED: D. Martinez, Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes

Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

11. D. Approval of Amendment to Group Life and AD&D, Group Voluntary Life and AD&D, and Group Long-Term Disability Coverage Agreement (Action Item)

Ms. Quintana presented the Amendment to Group Life and AD&D, Group Voluntary Life and AD&D, and Group Long-Term Disability Coverage Agreement. Long-Term Disability and Additional Life are fully insured programs, and premiums are paid monthly based on the annual salaries reported and recorded on January 1st of each year. The significant increase in annual salaries at the beginning of the school year has increased premiums for The Standard. Staff recommends approving this agreement to increase the total compensation from \$9,300,000 to \$10,300,000, effective 7/1/2022 to 6/30/2023. This increase is needed to accommodate payment through the end of this fiscal year.

A motion was made to approve Amendment to Group Life and AD&D, Group Voluntary Life and AD&D, and Group Long-Term Disability Coverage Agreement.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

11. E. Approval of Albuquerque Charter Academy Resolution to Increase Basic Life Benefit Coverage

Ms. Quintana presented the Albuquerque Charter Academy's resolution to increase Basic Life benefit coverage for approval. Albuquerque Charter Academy passed a resolution to increase the Basic Life benefit from \$10,000 to \$50,000, effective August 1, 2023. Staff is recommending approval.

A motion was made to approve Albuquerque Charter Academy Resolution to Increase. Basic Life Benefit Coverage.

MOTION: C. Parrino

SECONDED: D. Martinez, Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

11. F. Approval of Deming School Employees Credit Union Petition to join Benefits Coverages

Ms. Quintana presented the request from Deming School Employees Credit Union (DSECU) to join NMPSIA benefits coverages. A resolution was passed to offer a \$10,000 basic life, medical, dental, vision, long-term disability, and additional life. They have two employees and have agreed to adhere to NMPSIA Rules and Regulations and employer premium contribution schedules. DSECU has requested a 7/1/2023 effective date, and staff is recommending approval to allow DSECU to join the NMPSIA benefits program. Ms. Quintana advised that we have two other Credit Unions, Quay Schools Federal Credit Union and Los Alamos Schools Credit Union.

A motion was made to approve Deming School Employees Credit Union Petition to join Benefits Coverages.

MOTION: C. Parrino

SECONDED: D. Martinez, Jr.

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

11. G. Approval of Part-Time Resolutions - Effective July 1, 2023 (Action Item)

Ms. Cyndi Archuleta, Benefits/Wellness Operations Manager NMPSIA, presented the Part-Time Resolutions for the 2023-2024 school year. To date, NMPSIA has received 35 Part-Time Resolutions from our participating schools and charters. These resolutions extend offering health benefits to employees who work up to 20 hours per week but not less than 15 hours per week. Of the 35 resolutions received 31 schools and charters are adopting the “standard” recommendation. Four schools have customized the resolution for a specific class of employee or have altered the minimum qualifying number of hours worked per week but not less than 15 hours. For instance, Chama Valley Independent Schools requires 20 hours but no less than 16 hours per week, Deming Public Schools is requiring 20 hours but not less than 18.75 hours per week, Floyd Municipal Schools offers coverage to Bus Drivers Only, and Las Cruces Public Schools is offering to part-time employees hired for a .5 full-time equivalent position.

These resolutions are approved annually as schools evaluate their budgets each year to confirm they can continue to offer this benefit. Staff is recommending approval of the 35 Part-Time Resolutions received to date for the 2023-2024 school year, effective July 1, 2023. NMPSIA is awaiting Resolutions from 3 schools meeting with their Boards this month (Bernalillo Public Schools, Horizon Academy West Charter, and Roswell Independent School District). One school has opted out (Raton Public Schools), and one may be closing (La Tierra Montessori School of the Arts and Sciences).

A motion was made to approve Part-Time Resolutions - Effective July 1, 2023.

MOTION: D. Martinez, Jr.

SECONDED: C. Parrino

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Yes
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

11. H. Preventative Care Vaccines-Texas Ruling Update

Dr. Nura Patani, Segal provided an update on the Braidwood Management Inc. v. Becerra ruling. In this case, the Plaintiffs challenged the legality of the Affordable Care Act (ACA) preventive services mandate. Northern District of Texas ruling stated that Part of the ACA preventive services mandate violates the Constitution and vacated all action to implement or enforce preventive care requirements on or after March 23, 2010. The Department of Labor, Health and Human Services, and Treasury disagreed with the Texas District Court’s ruling, and the Department of Justice filed a notice of appeal on March 31, 2023, and a motion for a stay on April 12, 2023. Plan sponsors of non-grandfathered plans, such as NMPSIA, do not have to take any action in response to the decision. If, after discussing the issue with legal counsel, a plan sponsor wishes to modify preventive services coverage, it would likely be considered a material reduction in benefits, requiring a 60-day advance notice if the change is made mid-year. Other things to remember at the State level include New Mexico Preventive Service Protections. Dr. Patani added that state law mirrors federal law and will likely not change despite this ruling.

Dr. Patani concluded that NMPSIA does not need to take any action in response to the decision. If the Braidwood decision is ultimately upheld, NMPSIA could still cover preventive services with no cost-sharing for members. Any decision to impose cost-sharing for preventive services should consider New Mexico's preventive service protections.

11. I. Primary Care Provider Network Updates

1. Blue Cross Blue Shield

Ms. Denise Hernandez and Ms. Maureen Sergel, Blue Cross Blue Shield (BCBS), provided the Primary Care Physician (PCP) network update. BCBS reported that as of May 1, 2023, 505 primary care providers are accepting new patients. This figure is up 39 providers from January 2023. For Blue Preferred Network PCPs, 1,462 providers are accepting new patients, four more than in January 2023. The BCBS team will be able to provide information on the number of rural area providers at a later date. Provider recruitment efforts are also underway. Ms. Sergel shared that BCBS has partnered with Babylon Health, which provides primary virtual care. This resource is an attempt to make PCPs more available as well as reduce the wait times patients have until they are able to get an appointment.

2. Cigna

Mr. Daniel Warner and Mr. Ryan Bond, Cigna Healthcare, provided the PCP network update. To date, Cigna has 3,968 PCPs in New Mexico. If a PCP decides to close their panel to new participants with Cigna coverage, they must notify Cigna 30 days in advance of the closure, and they must have closed the practice to all new patients. Since January of 2023, there have been no material changes to Cigna's network size. Cigna has a competitive overall network offering when it comes to reimbursement rates and network size. Cigna partners with MDLive. Cigna works to expand medical network access through the Provider Services Unit (where a provider can contact Cigna directly to join the network), through Client Services (where a customer can request recruitment for access to a provider), and through one of many local network contracting teams.

3. Presbyterian

Mr. Steve Valdez, Presbyterian, provided the PCP network update. Out of 2,418 total PCPs, 2,316 are accepting new patients. As of May 18, 2023, 95.7% of all network Primary Care Providers have an open panel. Mr. Valdez reported that provider counts have remained relatively the same since the beginning of 2023. As of May 22, 2023, 96.9% of all Presbyterian Medical Group (PMG) Primary Care Providers have an open panel. Mr. Valdez also added that as of January 1, 2023, 32 PCPs have started, and nine have provided a notice of termination. Recruitment efforts focus primarily on rural areas, counties with no PCPs contracted, border areas (El Paso, Durango, etc.), and areas with longer appointment wait times. Presbyterian aims to grow the PMG network by 10% within the next three years.

Presbyterian recruits medical residents within local universities aggressively, looking for providers who have ties to NM and the community. Provider onboarding can take a long period of time due to State Licensing challenges.

11. J. IBAC Update

Ms. Archuleta provided the IBAC update. The IBAC met on Wednesday, May 10th. The committee heard a presentation from Dr. Allan, Chief Dental Officer of United Concordia Dental, regarding the Dental Industry Trends and the Future of Dentistry. Main influencers in the industry trends include COVID, Workforce Shortages, Inflation & Economy, Whole Health, Patient Convenience, Technology & Innovation, and Emotional Dentistry. With more people working remotely and having more video calls, they are focused a lot more on their smile. How someone feels about themselves plays a role in their overall mental health. The next IBAC meeting is scheduled for June 14th.

12. General Discussion

Mr. Park advised that with the Public Health Emergency lifted, there is a movement toward returning to fully in-person meetings. Ms. Trish Ruiz stated that other boards keep the virtual option available to avoid travel. Ms. Ruiz proposed two separate meeting links for the executive session to prevent outside interruption. Mr. Martinez Jr. proposed hybrid virtual meetings to reduce travel times during busy times. Mr. Parrino favors in-person meetings, as we have been doing virtually for three years and are still experiencing technical difficulties.

Mr. Sandoval asked the board to assign someone to the big bid for medical, dental, and vision. APS is running the RFP. Mr. Park assigned Mr. Parrino to assist.

**13. Next Meeting Date and Location: Thursday, July 20, 2023
Location: Hotel Encanto de Las Cruces, 705 S Telshor Blvd, Las Cruces,
NM 88011 and a virtual option.**

14. Adjournment (Action Item)

A motion was made to adjourn the meeting at 11:55 a.m.

MOTION: C. Parrino

SECONDED: T. Ruiz

A roll call vote was taken.

Ms. Charlette Probst called roll.

Al Park, President	Yes
Chris Parrino, Vice-President	Yes
Trish Ruiz, Secretary	Yes
Denise Baldares	Yes
Vicki Chavez	Absent
Tim Crone	Yes
Pauline Jaramillo	Absent
Bethany Jarrell	Absent
K.T. Manis	Absent
David Martinez Jr.	Yes
Sammy Quintana	Yes

Vote carried unanimously.

DocuSigned by:
APPROVED:
Alfred Park
7A5C4B245034497

7/25/2023

Mr. Alfred Park, President

Date