

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING
April 19, 2018

The Arkansas State Police Commission met on Thursday, April 19, 2018 at the Arkansas State Police Headquarters, Little Rock, Arkansas.

Commission Chairman Allison called the meeting to order at 10:01 a.m.

MEMBERS PRESENT:

Commissioner John Allison, Chairman
Commissioner Bob Burns, Vice-Chairman
Commissioner Jane Christenson, Secretary
Commissioner Bill Benton
Commissioner Steve Edwards
Commissioner Neff Basore

MEMBERS ABSENT:

Commissioner Jeffery Teague

STATE POLICE PERSONNEL ATTENDING:

Colonel Bill Bryant	Lt. Colonel Tim K’Nuckles
Lt. Colonel Shawn Garner	Major Mike Foster
Major Forrest Marks	Major Mark Hollingsworth
Major Lindsey Williams	Major Charles Hubbard
Sherry Woods	Jenna Castleberry
Emma French	Major Jeff Drew
Phyllis Huitt	Jackie Baker
Elizabeth Johnson	Robin Gifford
Captain Randall Dias	Sergeant Tiffany Dycus
Mary Claire McLaurin	Captain Wesley Smithee
Lieutenant Ronnie Qualls	Captain Brady Gore
Captain David Lafferty	Lieutenant Scott Woodward
Captain Paulette Ward	Elaine Lee
Lieutenant Mike Moyer	Lieutenant Todd Shaw
Corporal Benjamin Harrison	TFC Christopher Garner
Trooper Matthew Wade Schanzlin	Lieutenant Jamie Gravier
Corporal Billy Martin	Trooper Jason Hutcheson
Sergeant Ted Jones	Sergeant Scott Joe
Sergeant Jeff Plouch	Sergeant Kevin Steed
Caitlin Teague	Sergeant Alex Krneta
Greg Downs	Bill Sadler

OTHERS PRESENT:

Randy Lann, ASP Foundation	Emily Lamm, ASP Foundation
Olan Reeves, Governor’s Office	Sara Farris, Attorney General’s Office
Kari Sawyer	Bobette Leggett
Alan Gardner	

PLEDGE OF ALLEGIANCE:

Commissioner Basore led the pledge of allegiance.

NOTIFICATION OF MEDIA:

The media was notified of this meeting on April 09, 2018.

MINUTES:

Commissioner Christenson made a motion to approve the minutes of the March 15, 2018 monthly Commission Meeting. Commissioner Burns seconded and the motion passed.

Commission Chairman John Allison stated he would like to introduce to all of you, Emily Lamm, the Executive Director of the Arkansas State Police Foundation. We welcome you and look forward to working with you.

WEAPON RESOLUTION:

Major Forrest Marks presented the following resolutions for consideration by the ASP Commission.

R E S O L U T I O N

WHEREAS: Corporal Gregory Lingar efficiently and effectively served the Arkansas State Police for a period of eight years, six months, and five days;

WHEREAS: Corporal Gregory Lingar retired from this department February 28, 2018;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: Corporal Gregory Lingar has made formal request that his service weapon be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, April 19, 2018, in accordance with Act 547 of 2003, awards him his Glock Model 21, Serial Number PKS315, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

Commissioner Basore made a motion to approve the above weapon resolution presented to the Commission. Commissioner Benton seconded and the motion passed.

R E S O L U T I O N

WHEREAS: Corporal Gregory Lingar efficiently and effectively served the Arkansas State Police for a period of eight years, six months, and five days;

WHEREAS: Corporal Gregory Lingar retired from this department February 28 2018;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: Corporal Gregory Lingar has made formal request that his shotgun be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, April 19, 2018 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number D578660M, that Corporal Gregory Lingar has carried be affixed at \$100.00, and that Corporal Gregory Lingar be permitted to purchase the shotgun for his personal use.

Commissioner Christenson made a motion to approve the above weapon resolution presented to the Commission. Commissioner Edwards seconded and the motion passed.

NALOXONE AWARDS:

Major Mike Foster stated for those of you who do not know Naloxone is also known as Narcan, it is a medicine that has been given to all of the troopers, they carry them and can be used in lifesaving events where someone appears to be under the influence of opioids and are having a medical issue. These troopers have all used these and have resulted in aiding the

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people to recover from being under the influence. So they are being recognized by the Office of the State Drug Director.

Colonel Bryant presented the Naloxone Awards to Trooper Matthew Schanzlin, TFC Chris Garner, Sergeant Jeff Plouch, Trooper David Evans and Corporal Benjamin Harrison.

CERTIFICATES OF APPRECIATION - Tennessee Bureau of Investigation

Major Mark Hollingsworth explained in November 2017, two troopers from Troop I and two agents from Company E were involved in a fugitive arrest of a top ten accused in the State of Tennessee. Since that time the fugitive was taken into custody. The Tennessee Bureau of Investigation Director Mark Gwinn wrote a letter of appreciation and also sent certificates of appreciation for the troopers involved in assisting the State of Tennessee.

On November 29, 2017 the U. S. Marshal Service requested assistance from the Arkansas State Police to locate a fugitive, who was wanted out of the State of Tennessee for Criminal Homicide. Officers conducted surveillance of a residence in northern Boone County without any confirmed sightings of the fugitive. They continued surveillance until November 30 and then conducted a search of the fugitive's house without positive results. More information developed that indicated the fugitive had moved to another residence in northern Boone County. Arkansas State Police and the U. S. Marshall Service personnel conducted a pre-arrest conference at Troop I and then moved to the residence to locate the fugitive. Just after midnight on December 1, the fugitive was arrested at a residence in northern Boone County. He was taken into custody without incident.

Colonel Bryant presented the appreciation certificates to Sergeant Ted Jones, Corporal Billy Martin, and Trooper Jason Hutcheson. Major Hollingsworth stated Corporal Jeff Stone is on extended sick leave and unable to attend today to receive his certificate.

Commission Chairman Allison stated congratulations to all honorees.

DIVISION REPORTS:

Fiscal Section – Emma French

Ms. French gave an overview of the reports which were distributed to the Commission. She stated we don't have a whole lot to tell you today, we are at 75% which is where we should be. We started our process to end the year and analyzing what steps we are going to take to wrap this year up. We have started our budget for next year.

Commission Chairman Allison asked how much the budget was cut this year. Ms. French stated we did not have a budget cut this year, we did not have any increase. Commission Chairman Allison stated you were just flat and Ms. French stated correct.

Administrative Services – Major Charles Hubbard

Major Hubbard presented an oral summary of the written report distributed to the Commission. He began by reporting the Human Resources/Personnel transactions for the month; the civilian transactions include six new hires, one promotion, two voluntary resignations, and three retirements. The commissioned transactions included one reinstatement, five lateral transfers, eight voluntary resignations, six promotions, and two disciplinaries. We currently have five military deployments. We currently have 38 recruits in Troop School.

Regarding the ASP Health Plan, March paid claims were \$755,138.00 with a decrease of \$70,654 from last month, the fund balance is \$91,571 lower than last month for a total fund balance of \$5,285,512.00. The average discount savings for the month of March was 80%.

Commission Chairman Allison asked how much did you say the balance was down. Major Hubbard stated \$70,654.

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The ASP Insurance Oversight Committee for the health plan held a meeting on Tuesday, April 10. The committee nominated a new member, Lieutenant Stacie Rhoads from the Criminal Investigation Division, Company A as a new member of the Insurance Oversight Committee replacing retired member Major Ron Stayton who retired March 1, 2017. I would like to submit to the ASP Commission the committee's recommendation of Lieutenant Stacie Rhoads as a new member of the Insurance Oversight Committee.

Commissioners Christenson/Edwards made a motion that Lieutenant Stacie Rhoads be approved to replace Major Ron Stayton on the ASP Health Insurance Oversight Committee. Commissioner Basore seconded the motion and the motion passed.

Major Hubbard stated the committee also nominated Lieutenant Mike Moyer from Regulatory and Building Operations Division to replace retired member Captain Alex Finger who retired July 1, 2017. I would like to submit to the ASP Commission the committee's recommendation of Lieutenant Mike Moyer as a new member of the Insurance Oversight Committee.

Commissioners Basore made a motion that Lieutenant Mike Moyer be approved to replace Captain Alex Finger on the ASP Health Insurance Oversight Committee. Commissioner Benton seconded the motion and the motion passed.

Additional business from the Insurance Oversight Committee Meeting held earlier this month, RxResults presented some additional drugs to be added to our current reference pricing which you should have a copy of provided earlier. At this time I would like to introduce Mr. Alan Gardner who will provide an overview of what RxResults provided for the ASP Health Plan and will answer any questions.

Alan Gardner stated he is the Senior Vice President of Operations for RxResults. Just to give you a brief overview of who RxResults is, we started our business in 2008 after UAMS started doing some work for the State Employees Benefit Division and State Medicaid and over the course of approximately four years they made some recommended plan changes for the state and resulted in close to 100 million dollars in savings. So the Chancellor at that time at UAMS decided that this program that UAMS was doing for the state should be offered to private businesses and other state agencies and as a result of that RxResults was formed. I was one of the first members of that organization and to date we started doing, I guess we had a contract with the state police starting in January 2016. Prior to January 2016 the plan paid for the state police program was \$1,336,000, after one year of implementing some of the RxResults recommendations for plan changes the annual spent was \$702,000 and then last year it was further reduced to \$477,000 so quite a significant drop in plan spend. We have made some recommendations presented April 10 to Major Hubbard and the Insurance Oversight Committee that represents an estimate of another \$60,000 in reduction for 2018 that would be effective July 1. I would be glad to answer any questions from you.

Commission Chairman Allison ask for him to tell the Commissioners what they are reading. Mr. Gardner stated since 2016 we have made numerous recommendations for certain drug classes and particular drugs, either we have put some restrictions on those drugs for example if, I will pick a drug class we call proton pump inhibitors, that's the gastric acid reducers like Nexium and Prilosec, we made recommendations that the generic versions of those drugs are just as good, the evidence shows that the \$10.00 version of that drug is just as good as the \$300.00 version of that drug. So we have put restrictions on the plans to convert people from the high cost drugs to the lower cost drugs. We have done that across 20 something different drug categories and then there is also some miscellaneous drugs, there are some drugs out there where they have reformulated ibuprofen which is the old Advil and capsaicin which is made from chili peppers. Both of those products you can get over the counter for under \$10.00 probably and these new formulations are about \$6,000, so we are trying to protect the plan from spending money on those types of drugs when there is a low cost alternatives.

Commission Chairman Allison asked so is RxResults are you a separate entity? Mr. Gardner stated yes, we have partnered with UAMS, actually UAMS is part owner in

RxResults, and we have operationalized their business and also created a marketing plan to take it nationally. We have customers in about 30 states.

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Commission Chairman Allison stated that is good, you have to be self-supported, how do you make your money to pay your salary? Mr. Gardner stated we charge an administrative fee for each prescription that is filled on your plan.

Commissioner Basore asked if the savings numbers are reflective of that. Mr. Gardner stated no, this is not reflective of our fee, so it is not net of our fee. The last time I checked it was about a 12 to 1 return on investment.

Commission Chairman Allison stated good job, we need the help. So we are getting a lower price drug and saving substantial money and you have to get paid somehow so good stuff. Mr. Gardner stated we also want your plan to be a good solid benefit for you and your troopers and their families as well. It is, we are not cost shifting to the patients it is just a better well managed plan. Commission Chairman Allison asked where RxResults is based. Mr. Gardner stated it is based here in Little Rock. Commission Chairman Allison stated you serve 27 states is that what you said? Mr. Gardner stated it is 27 to 30, we added several states this year. Commission Chairman Allison stated so you are constantly researching a drug to see if it will fit the bill for a more expensive drug? Mr. Gardner stated correct and UAMS College of Pharmacy has served as our back office for our clinical recommendations and we have pharmacists as well. They have a pharmacy and therapeutics committee at UAMS, they meet monthly they bring their recommendations to us and we determine how we can best put that with the plans that we serve. Commission Chairman Allison asked if he would be able to run us a P & L statement at a year and tell us how much money you have saved us? Mr. Gardner stated yes I have some of that with me today. Commission Chairman Allison can you go ahead and share a little bit of that with us. Mr. Gardner stated I presented some of it just a minute ago. We measure things by your plan spent and also your average cost of drugs. Another perimeter I did not mention earlier is that the average plan paid per prescription filled, so you take all of your thousands and thousands of prescriptions, before RxResults the average plan paid was \$63.96 per prescription and in 2017 it was \$24.76 so it is a pretty big reduction. To be honest with you this plan is probably the poster child for RxResults, you have taken all of our recommendations to date and your plan has benefited from that and a significant plan cost reduction.

Commissioners Basore made a motion to approve the recommended mid-year drug changes from the Insurance Oversight Committee and RxResults for the ASP Health Plan. Commissioner Burns seconded the motion and the motion passed.

Commissioner Christenson asked if Major Hubbard could update them on Troop School. Major Hubbard stated they are in firearms this week and they have some tactical medicine training this week. We are at 38 recruits currently and they are dominating the training and are an excellent group. They are working well on their drill and ceremony and looking sharp when they are coming down the hall. The date for graduation is July 19, 2018.

EXECUTIVE SESSION:

Commission Chairman Allison asked Colonel Bryant if there was a need to go into Executive Session and Colonel Bryant stated we have personnel matters to discuss. Commission Chairman Allison asked if there was a motion. Commissioner Basore made a motion to go into Executive Session for the purpose of considering employment, appointment, promotion, demotion, disciplining, or resignation of an employee, Commissioner Edwards seconded and the motion passed. The Commission went into Executive Session at 10:30 a.m.

Commission Chairman Allison called the meeting back to order at 11:06 a.m. and stated we have been in executive session discussing personnel matters.

Commissioner Chairman Allison stated he would turn it over to Colonel Bryant for any recommendations. Colonel Bryant stated the first order of business is a vacant ASP Captain position in Troop B in Newport. My recommendation to the Commission would be

Lieutenant Noah Shaw for the position of Captain in the Highway Patrol Division, Troop B. Commissioner Basore made a motion that Lieutenant Shaw be promoted to Captain, Commissioners Benton/Burns seconded and the motion passed.

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Colonel Bryant stated the next order of business is a vacant ASP Captain position in Troop F in Warren. My recommendation to the Commission would be Lieutenant Scott Woodward for the position of Captain in the Highway Patrol Division, Troop F. Commissioner Burns made a motion that Lieutenant Woodward be promoted to Captain, Commissioner Christenson seconded and the motion passed.

Colonel Bryant stated the last promotion to consider today, is a vacant ASP Sergeant position in Troop G in Howard, Little River and Sevier Counties. My recommendation to the Commission would be Corporal Zach Owens for the position of Sergeant in the Highway Patrol Division, Troop G. Commissioner Edwards made a motion that Corporal Owens be promoted to Sergeant, Commissioner Christenson seconded and the motion passed.

Commission Chairman Allison congratulated each of the newly promoted.

Commission Chairman Allison explained to the Commissioners there was some additional information in front of them on the drug plans by month and how it has progressed over months and years. You can take that with you to read at some point.

NEXT MEETING:

Commission Chairman Allison stated the May Commission Meeting will be held on Thursday, May 10, 2018 at 10:00 a.m. The June meeting will be held on Thursday, June 21 at 10:00 a.m. and the July meeting will be held on Thursday, July 19 at 3:00 p.m.

With no more business, Commission Chairman Allison asked for a motion to adjourn. Commissioner Basore made a motion to adjourn the meeting, Commissioner Burns seconded and the motion passed. Commission Chairman Allison adjourned the meeting at 11:10 a.m.

Commission Chairman

Commission Secretary