



# **AGENCY OPERATIONS REPORT FY22Q1 TO THE SORM BOARD OF DIRECTORS**

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**January 25, 2022**



### EXECUTIVE OFFICE

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#### **I. PROPERTY INSURANCE NEGOTIATIONS**

Property Insurance Program negotiations are fully underway for March renewal. Scheduled market travel has been voluntarily limited due to the pandemic. All meetings will be conducted in Austin and Atlanta. Follow-up international market meetings are under active consideration pending lessening concerns/restrictions.

#### **II. COVID PROTOCOLS**

Combinations of holiday gatherings and the Omicron variant have resulted in an increase in COVID exposures and positives across multiple agencies, including SORM. All health and safety protocols remain in place, in addition to obtained rapid antigen tests for on-site use. Four primary testers are in place, with additional backups, all trained and certified through TDEM.

#### **III. TEXAS ENTERPRISE RISK MANAGEMENT GUIDELINES**

The Texas Enterprise Risk Management (TERM) Guidelines are complete. This is the first complete revision of the Guidelines since the inception of the Office, and a significant milestone for the statewide implementation of the Enterprise Risk Management (ERM) framework and standards. Pending final review, the Guidelines will be fully promulgated online and via email blast by the close of January 2022. The existing RMTSA Guidelines will be deprecated but will remain available for ongoing reference by participating entities.

#### **IV. TALENT MANAGEMENT PROPOSAL**

Pending the upcoming formal Survey of Employee Engagement, the Office has undertaken an agencywide review of staff needs and identified three factors for immediate review and action, including work schedules, staff training, and salary. Talent Management has identified specific recommendations for scheduling policies and internal training support, along with new proposed DE&I and internal dispute resolution functions, and an integrated 360 evaluation protocol within the CAPPS platform. All leadership have undertaken immediate actions for recognition of deserving staff through pending one-time merit actions using available funding and will follow over the next months with COL/living-wage analysis for any recurring salary recommendations.

## PROJECT MANAGEMENT

### I. RMIS IMPLEMENTATION PROJECT UPDATE

#### A. PROJECT EXECUTION

The Project Execution Phase for Phase 1 is in progress. We are focused on finalizing the User Acceptance Testing for the data conversion, requirements solutions, security, and user profile configurations. Current projections are to have the User Acceptance Testing completed by mid-February with a projected production target of February 28, 2022.

#### B. PROJECT MONITOR AND CONTROL

We are actively managing our Scope, Budget, and Timeline utilizing our internal Project Monitor and Control processes.

In addition to the RMIS project, the Project Management Team is charged with facilitating other SORM project activity. The SORM project activity statistics are presented below. Our project numbers did decrease in FY22Q1 from the prior quarter. Out of the 4 projects initiated in FY22Q1, 3 of them are directly supporting the Origami system implementation. We are intentionally minimizing new project activity to ensure we have sufficient resources to support the Origami implementation.

#### Quarterly Statistics by Status

		Opened	Complete	Withdrawn	In Progress	On Hold	Pending Approval	Not Started
FY19	Prior to FY20Q1	7	0	1	1	0	0	0
FY20	Q1	57	6	9	10	9	0	1
	Q2	23	24	0	0	1	1	0
	Q3	21	17	1	1	1	0	0
	Q4	7	17	1	0	1	1	1
FY21	Q1	21	9	8	1	2	0	2
	Q2	9	7	0	1	0	2	1
	Q3	9	8	0	2	1	0	0
	Q4	13	10	1	3	0	0	0
FY22	Q1	4	5	0	3	0	0	1
TOTAL		171	103	21	22	15	4	6

### Quarterly Statistics by Category

		External Audit Finding	Legislative Requirement	New RMIS	SORM Must Have	Other
FY19	Prior to FY20Q1	2	1	1	2	1
FY20	Q1	3	12	9	13	20
	Q2	0	2	0	12	9
	Q3	1	1	14	3	2
	Q4	0	0	3	1	3
FY21	Q1	0	1	6	5	9
	Q2	0	1	3	4	1
	Q3	0	0	5	3	1
	Q4	0	1	10	2	0
FY22	Q1	0	0	3	1	0
TOTAL		6	19	54	46	46

## PUBLIC RELATIONS

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### I. TRAINING

In FY22Q1, Public Relations expanded our internal training course catalog in our Learning Management System (LMS). New courses include Continuity of Operations (COOP) 101 and Cybersecurity Awareness Training. While the department is still dependent on older systems to track instructor led training, we hope to completely migrate all instructor led training to the LMS where all training will be monitored and tracked.

#### Instructor Led Agency Training for FY22Q1

Virtual Course	Classes Taught	Students
Additional Duty Safety Officer (ADSO) Orientation	1	14
Anger Management	1	18
Conflict Resolution	2	8
Driving Safety	7	286
GHS/HazCom/SDS	1	1
Heat Stroke and Heat-Related Illness	1	18
Personal Safety and Situational Awareness	1	11
Stress Management	3	25
<b>TOTAL</b>	<b>17</b>	<b>381</b>

#### Self-Paced LMS Training FY22Q1

Virtual Course	Students
Driving Safety	126
<b>TOTAL</b>	<b>126</b>

## II. STATEWIDE CONTINUITY OF OPERATIONS (COOP) PROGRAM

During FY22Q1, our Continuity Specialist led regular Continuity Council meetings focusing on education and offering guidance for the continuity community. The Committee that guides the Council, which includes representatives from state, local, schools, federal, and private organizations, adopted an official charter for the Council posted on the SORM website. In addition to adopting the charter, the Committee also chose an acting Chair, Co-Chair, and Secretary until the Committee further clarifies voting.

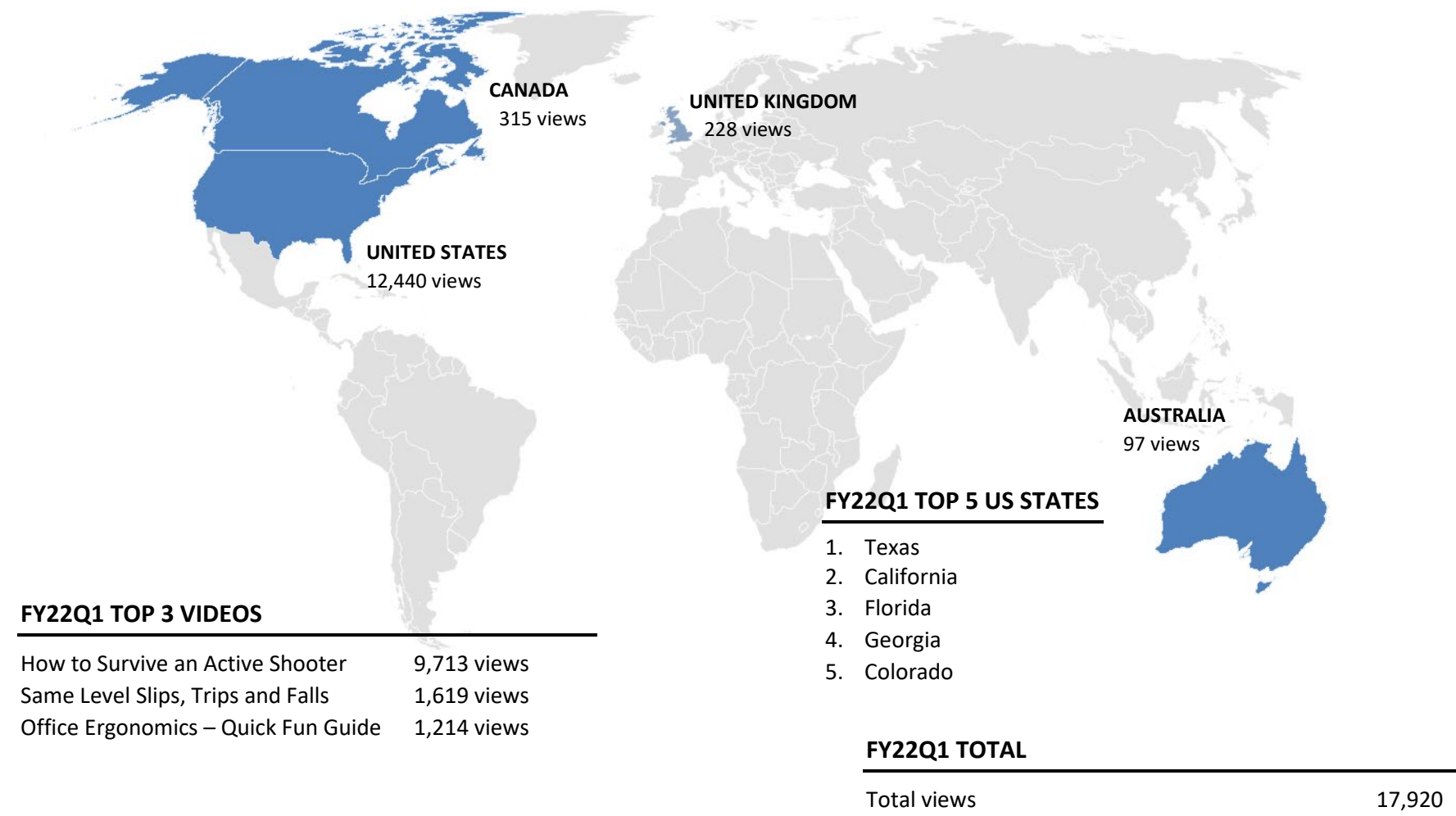
Our Continuity Program continues to strengthen as we reach out to other state agencies to ensure they are prepared and have appropriate resources to update their COOP plans. The newly created Capital Complex Emergency Planning and Preparedness (CCEPP) group is working on plans to gather all capital complex agencies for a tabletop exercise. This will focus on Emergency Action Plans and evacuating the Capitol area in the event of an emergency.

FY22Q1 COOP Activity	
Plans Evaluated	2
Exercises Evaluated	8
Outreach/Presentations	8
Individual Consultations	8
Continuity Council and Committee Meetings	7
Internal SORM COOP Meetings	8

## III. PUBLIC RELATIONS OUTREACH

The Office monitored the Texas Legislature during the third special session. SB22 authorized SORM to employ eight (8) additional employees. The legislature did not provide appropriations from the American Rescue Plan Act of 2021 (ARPA), Pub. L. No. 117-2, as it relates to requesting federal funds to help offset the cost of fulfilling those FTEs and COVID-19 claims and expenses.

IV. YOUTUBE ANALYTICS

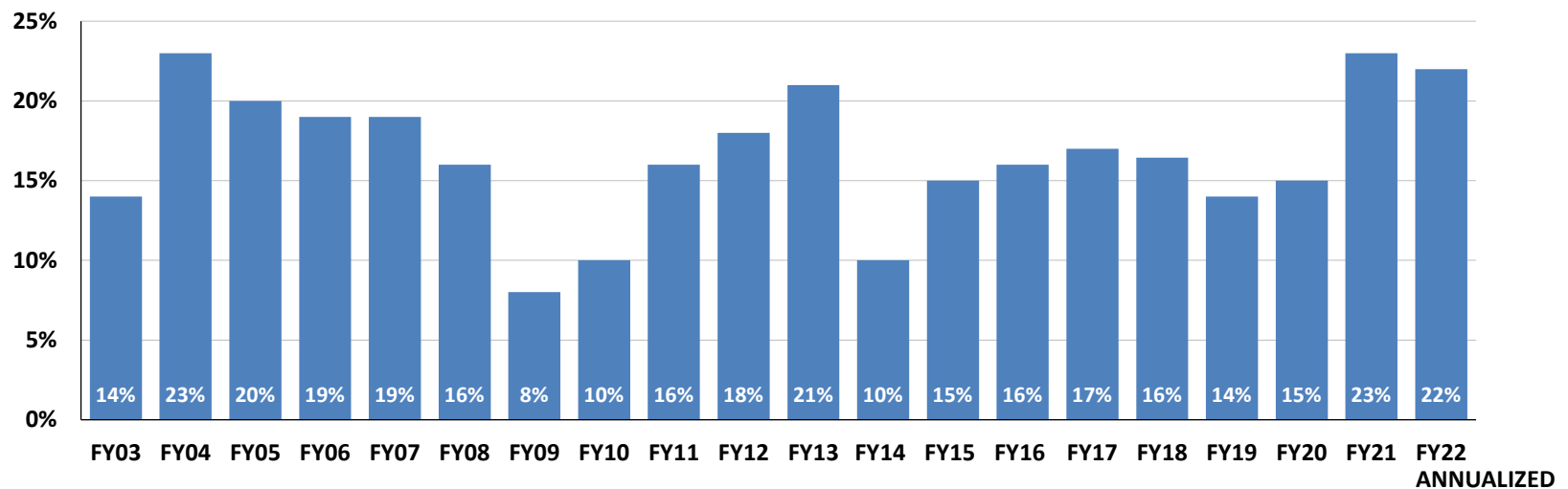




### TALENT MANAGEMENT

New Hires	Vacancies
Lee Downing, Systems Analyst	Systems Analyst
Kacee Holler, Adjuster	Systems Administrator
Kevin Dawson, Receptionist	Web Systems Administrator
Sally Velasquez, Public Relations Liaison	Enterprise Risk Specialist, Insurance Account Manager
Leonor Matano, Senior Claims Adjuster	Enterprise Risk Specialist, Insurance Services
Andy Neal, Director of Litigation Management	Senior Claims Adjuster (2)
	Claims Adjuster (6)
	Lead Cost Containment Specialist
	Cost Containment Specialist
	Medical Clean Bill Specialist
	Document Specialist
	Receptionist

### Annual Turnover Rates





## FINANCIAL MANAGEMENT

### FY22 AGENCY (CONSOLIDATED) BUDGET

November 30, 2021

Objects of Expense	Initial Budget:	Adjustments Transfers (+ In, - Out)	Revised Budget:	Expenditures Year to Date @ 11/30/2021	Encumbrances @ 11/30/2021	Remaining Budget @ 11/30/2021	Unpaid Expenses Incurred	Percent of Budget Expended/Incurred	Percent of Fiscal Year Elapsed
Salaries & Wages	7,557,391	0	7,557,391	1,085,265	0	6,472,126	532,603	21.4%	25.0%
Other Personnel Costs	400,000	0	400,000	31,722	0	368,278	27,636	14.8%	25.0%
Professional Services	1,650,000	405,000	2,055,000	497,638	847,312	710,050	182,907	33.1%	25.0%
Consumable Supplies	40,000	0	40,000	29	8,620	31,351	0	0.1%	25.0%
Utilities	5,600	0	5,600	880	4,037	682	304	21.1%	25.0%
Travel	90,350	0	90,350	6,074	0	84,276	1,610	8.5%	25.0%
Rental of Space	720	0	720	180	0	540	0	25.0%	25.0%
Rental of Equipment	24,000	0	24,000	1,763	3,587	18,651	0	7.3%	25.0%
Operating Costs	3,024,916	(405,000)	2,619,916	567,663	40,794	2,011,458	629,487	45.7%	25.0%
Capital Expenditures	99,000	0	99,000	0	0	99,000	0	0.0%	25.0%
<b>TOTAL</b>	<b>12,891,977</b>	<b>0</b>	<b>12,891,977</b>	<b>2,191,215</b>	<b>904,350</b>	<b>9,796,412</b>	<b>1,374,547</b>	<b>27.7%</b>	<b>25.0%</b>

Objects of Expense	Initial Budget:	Adjustments Transfers (+ In, - Out)	Revised Budget:	Expenditures Year to Date @ 11/30/2021		Remaining Budget @ 11/30/2021		Percent of Budget Expended/Incurred	Percent of Fiscal Year Elapsed
Indemnity	19,390,817	0	19,390,817	4,486,151		14,904,666		23.1%	25.0%
Medical	21,176,933	0	21,176,933	4,425,375		16,751,558		20.9%	25.0%
Total Exps.	<b>40,567,750</b>	<b>0</b>	<b>40,567,750</b>	<b>8,911,527</b>		<b>31,656,223</b>		<b>22.0%</b>	<b>25.0%</b>
Subrogation and Restitution	(567,750)	0	(567,750)	(63,150)		(504,600)		11.1%	25.0%
<b>NET TOTAL</b>	<b>40,000,000</b>	<b>0</b>	<b>40,000,000</b>	<b>8,848,377</b>		<b>31,151,623</b>		<b>22.1%</b>	<b>25.0%</b>

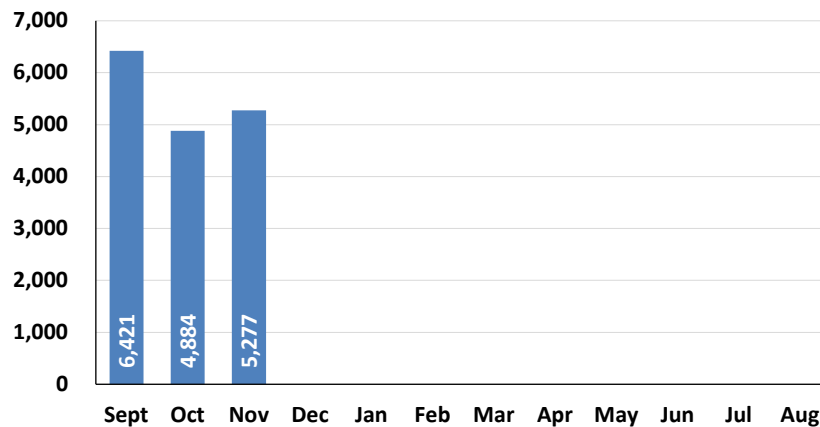
## FY22 PROJECTION

Actual Costs as of 12/31/21 12 Months	Based on even distribution	Based on 15 year avg. (FY2007 - FY2021)	Based on 10 year avg. (FY2012 - FY2021)	Based on 5 year avg. (FY2017 - FY2021)	Worst Case Assumed
Indemnity	33.42%	33.91%	33.98%	34.14%	33.42%
Medical	33.42%	34.27%	35.26%	36.39%	33.42%
Recovery	33.42%	35.57%	27.89%	29.45%	100.00%

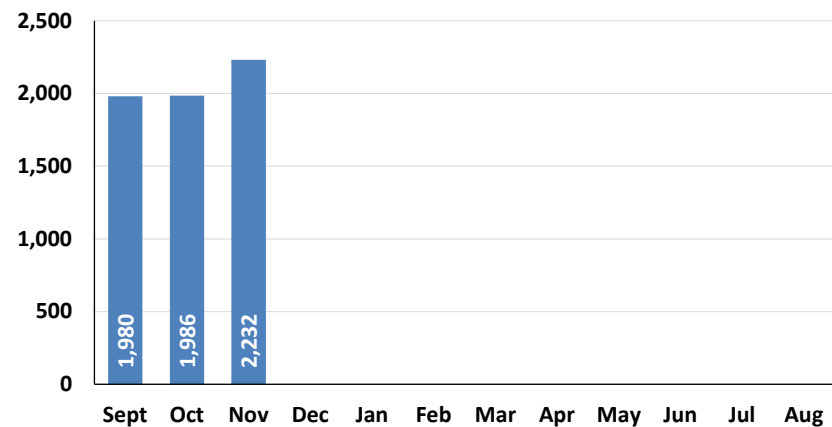
### FY22 Projections

Indemnity	5,975,599	17,877,816	17,623,592	17,587,540	17,505,288	17,877,816
Medical	5,693,153	17,032,794	16,611,995	16,145,857	15,646,772	17,032,794
Recovery	(158,855)	(475,263)	(446,637)	(569,521)	(539,462)	(158,855)
	11,509,897	34,435,348	33,788,950	33,163,877	32,612,597	34,751,755
Average of four different projection bases and "worst case"						33,750,505
Gross costs only	11,668,752	34,910,610	34,235,587	33,733,397	33,152,060	34,910,610
Average of four different projection bases and "worst case"						34,188,453

**Medical Bills Processed FY22**  
**16,582 Total**



**Indemnity Bills Processed FY22**  
**6,198 Total**



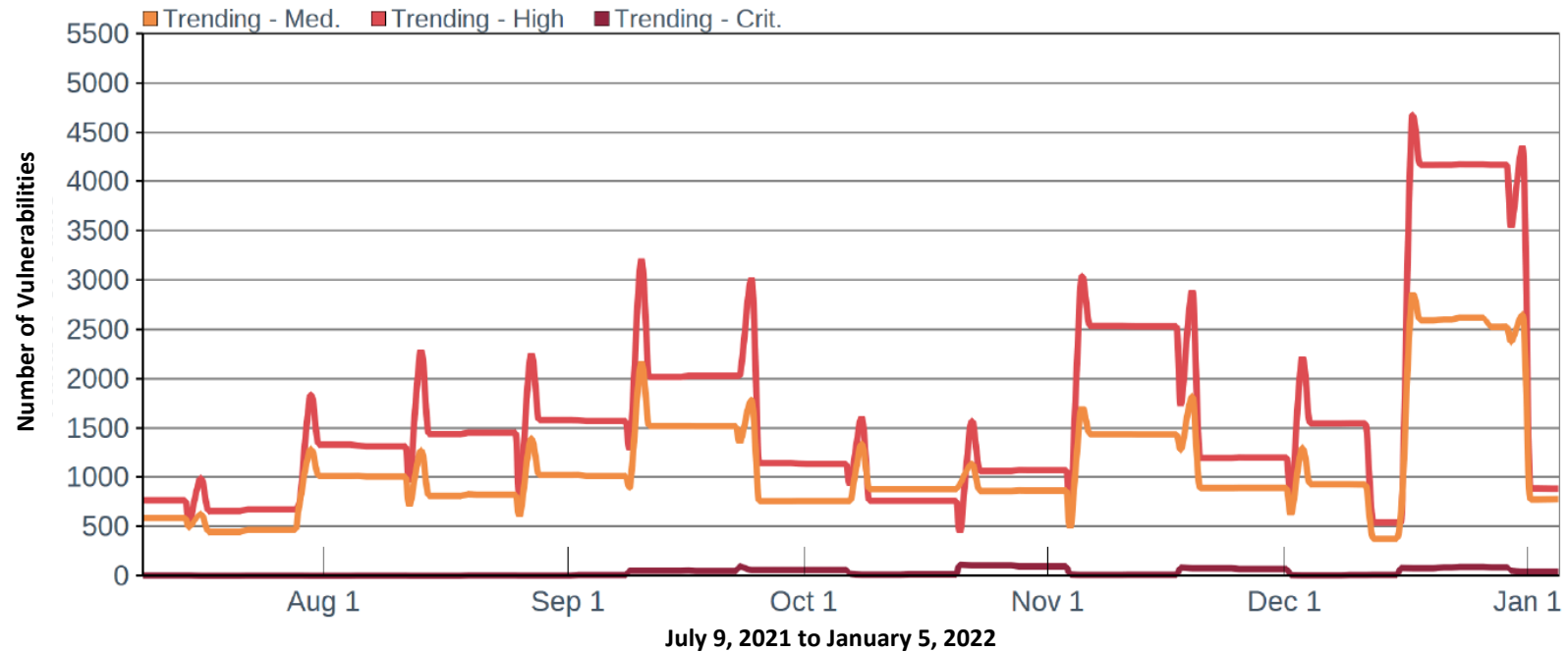
## INFORMATION TECHNOLOGY

### I. ONGOING AGENCY SUPPORT

Information Technology (IT) continues to support the agency operations through infrastructure support, processing, and reporting. Significant areas of activity in FY22Q1 include:

Area	Task
Equipment – Servers, desktops, laptops, and peripherals	<ul style="list-style-type: none"><li>• Replaced malfunctioned parts for servers and workstations</li></ul>
Software changes (mainframe, web, client/server, and PC applications)	<ul style="list-style-type: none"><li>• Completed code and process improvements for SORM applications</li><li>• Updated web/mainframe development projects in Team Foundation Sever (TFS)</li></ul>
Projects for Business Owners	<ul style="list-style-type: none"><li>• Identified and documented the processes, procedures, tasks, and effort necessary to extract, prepare, and deliver relevant SORM data to Origami</li><li>• Worked with OAG, Origami, and the Comptroller’s Office to migrate the payment process and data to the new Origami RMIS system</li><li>• Extracted and converted CMS data from multiple repositories and transmitted to Origami as part of the Origami RMIS project implementation</li><li>• Worked with OAG, Origami, and the vendor to extract, encrypt, and transmit SORM FileNet data to Origami</li><li>• Continued testing high-capacity scanners for compatibility with the Origami RMIS system</li><li>• Tested and documented user access, modules, and processes within Origami</li><li>• Analyzed current reports and workflows for migrating to the new Origami RMIS system</li><li>• Coordinated a plan with project management and Origami for the new system to go-live</li></ul>
Cybersecurity	<ul style="list-style-type: none"><li>• Setup cybersecurity training in LMS to be deployed to all SORM staff</li><li>• Reviewed scheduled Vulnerability Scan Reports for SORM computers and servers<ul style="list-style-type: none"><li>○ Installed updates on computers and servers to address vulnerabilities and comply with cybersecurity standards</li></ul></li><li>• Met with OAG’s Cybersecurity team to assess current and future vulnerabilities and plan for addressing possible cyber threats<ul style="list-style-type: none"><li>○ SORM vulnerabilities continue decreasing at a steady rate for all our devices, including desktops, laptops, tablets, and printers</li></ul></li></ul>
Other Items	<ul style="list-style-type: none"><li>• Provided desktop, email, and application support to SORM staff</li><li>• Managed and supported server and PC infrastructure</li><li>• Supported the external website server and/or database changes</li><li>• Supported Microsoft Teams and SharePoint, including the Intranet</li></ul>

### Vulnerabilities Trending Per Month (6 Months)



#### Current Vulnerabilities

	Low	Medium	High	Critical
< 7 Days	1	55	21	22
8 - 14 Days	0	14	4	7
15 - 21 Days	0	29	42	12
22 - 30 Days	0	14	4	5

#### Mitigated Vulnerabilities

	Low	Medium	High	Critical
< 7 Days	2	9	6	15
8 - 14 Days	1	2	0	4
15 - 21 Days	0	4	6	3
22 - 30 Days	0	0	6	0

## **II. ANTICIPATED ACTIVITY**

In addition to routine support functions congruent with operations for the Office, we anticipate the following activities during FY22Q2 and beyond:

- A.** Provide final data, update computer processes, and coordinate with Origami implementation of Phase 1 of the new RMIS System
- B.** Conduct post-implementation tasks, including validation of modules, data, and automated processes
- C.** Provide support to SORM staff for the new Origami RMIS system
- D.** Update computer/software frameworks to improve our security posture post Origami implementation
- E.** Begin Origami Phase 2 Implementation
- F.** Coordinate with OAG Disaster Recovery Server options for SORM
- G.** Build the new Employee Checklist with Talent Management as the champion
- H.** Continue supporting external website and intranet server/database
- I.** Continue supporting the new Learning Management System (LMS) server/database



## STRATEGIC PROGRAMS

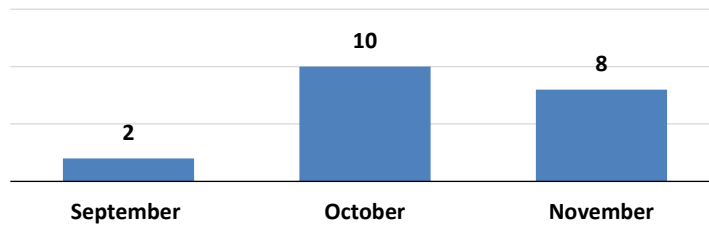
### ENTERPRISE RISK

#### I. STATEWIDE RISK MANAGEMENT PROGRAM

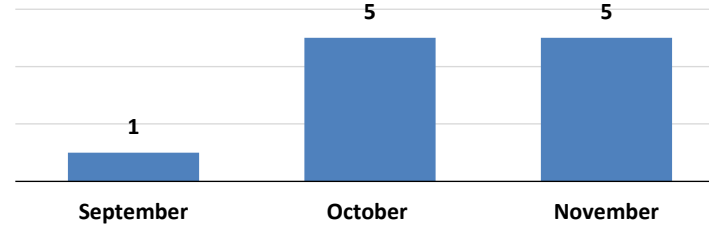
##### On-Site Consultations (OSCs) and Risk Management Program Reviews (RMPRs)

	Sept	Oct	Nov	
OSCs	18	14	14	20.1% of annual goal of 229 OSCs
RMPRs	0	0	2	8% of annual goal of 25 RMPRs

##### Recommendations Given FY22Q1



##### Closed Recommendations FY22Q1

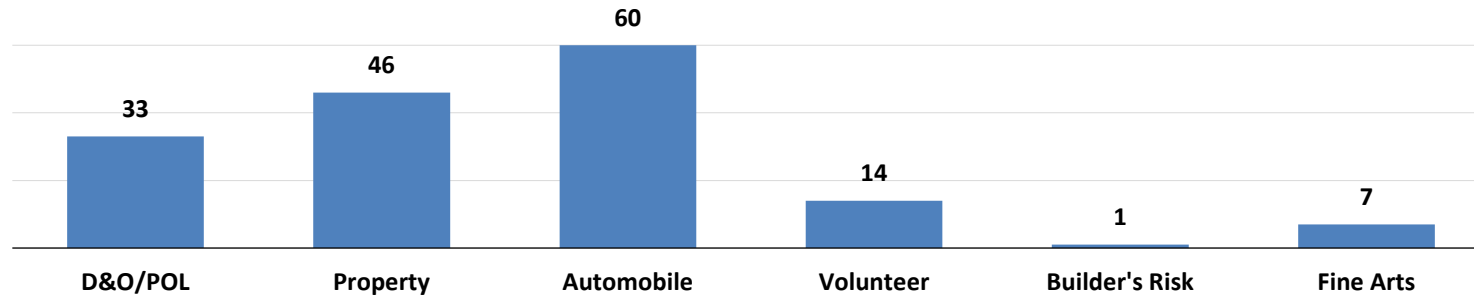


##### Category of Recommendations FY22Q1

COOP	2
Environmental	1
Insurance	2
Risk Management	4
Safety	9
Policy/Procedure/Training	2

## II. STATEWIDE INSURANCE PROGRAM

### A. PARTICIPANTS IN STATEWIDE INSURANCE LINES FY22Q1



### B. MONITORING

456 notary applications were processed during FY22Q1

### C. INSURANCE PURCHASES

SORM 201s processed: 6  
SORM 201s approved and premium paid: 6 for \$349,521

#### SORM 201s FY22Q1

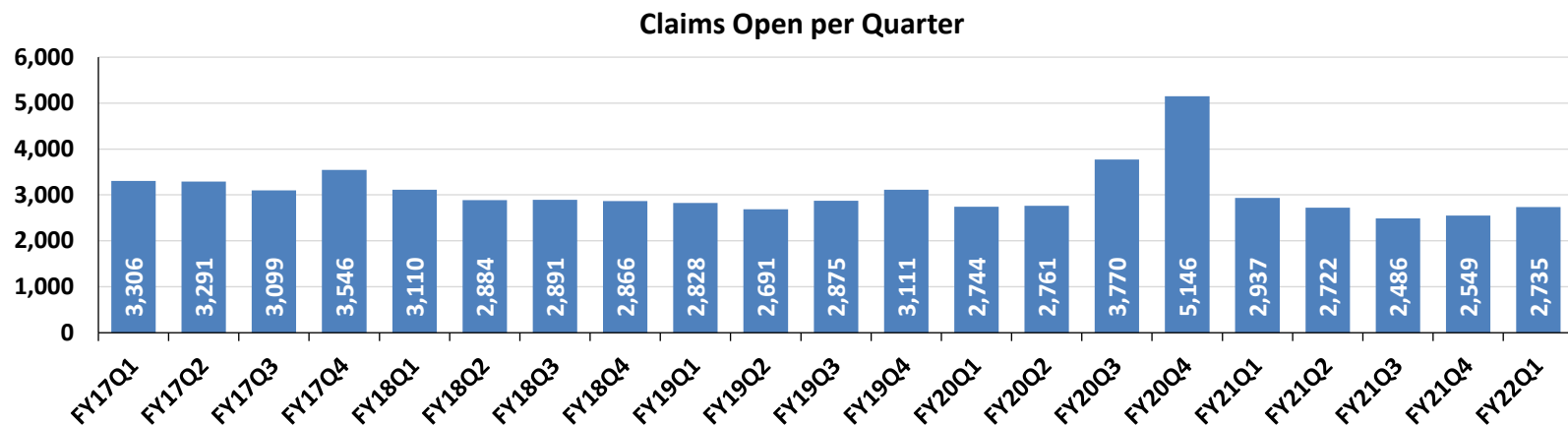
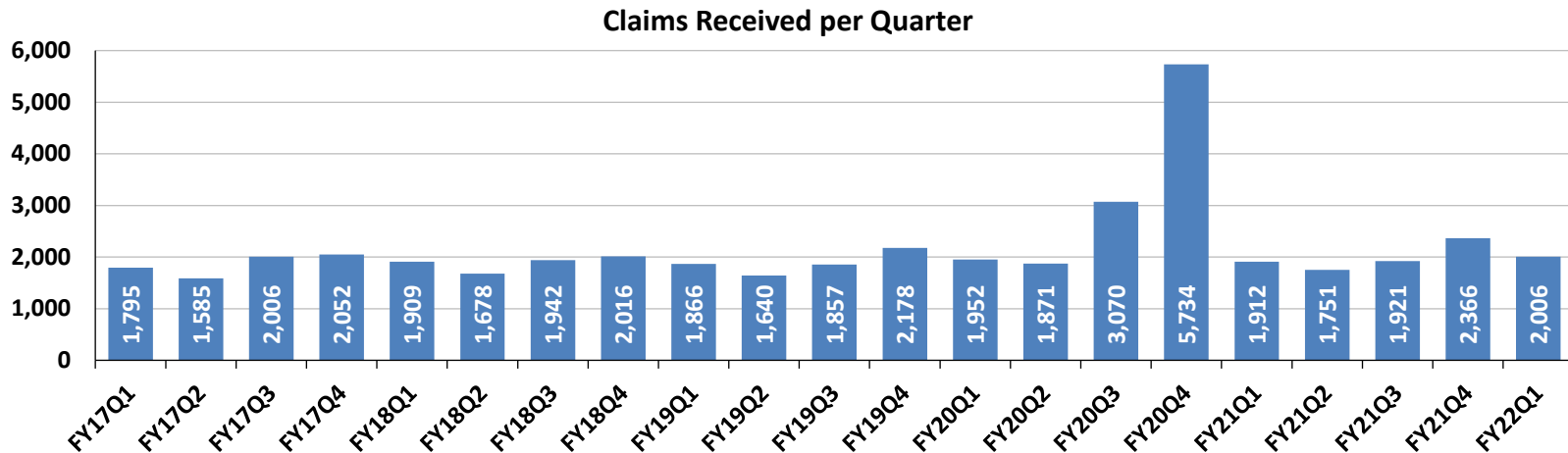
Line of Insurance	Approved	Comments	Premium
General Liability	✓	General Liability insurance is designed to protect an organization against liability claims for bodily injury or property damage that they may be held responsible for. This policy is a requirement of the lease agreement.	\$31,217
Aviation	✓	Insurance coverage for state owned aircraft was transferred to TXDOT in 2003. The procurement and purchase of the insurance policy is conducted by TXDOT, who is then reimbursed by the agencies that are in the aircraft pool for their portion of the premium. This policy covers aircraft for various agencies.	\$277,450
Extra Territorial WC	✓	This coverage provides workers compensation insurance for employees who work on behalf of the State of Texas but operate or live outside of Texas	\$10,385
Medical professional	✓	A professional liability policy designed to cover the insured for financial liability if they commit an error or omission (E&O) in performance of professional duties by students.	\$8,117
Crime	✓	A Crime Insurance policy for potential crime hazards due to employees handling money in the form of cash, checks, and credit cards. This commercial crime policy is designed to mitigate potential exposure from criminal acts.	\$15,816
Inland Marine	✓	This coverage is to protect a unique collection, while on display and in storage.	\$6,536
<b>TOTAL</b>			<b>\$349,521</b>

## CLAIMS OPERATIONS

### I. CLAIMS OPERATIONS ACTIVE WORKLOAD FY22Q1

Claims Operations continues to conduct thorough investigations in the initial stages and focuses on maintaining active follow up.

- A. SORM received 2,006 injury reports (claims) in FY22Q1, which is a decrease from the number of injury reports received in FY21Q4 (2,366)
- B. 1,631 claims were accepted
- C. 1,991 claims were inactivated
- D. SORM had 2,735 open claims at the end of FY22Q1

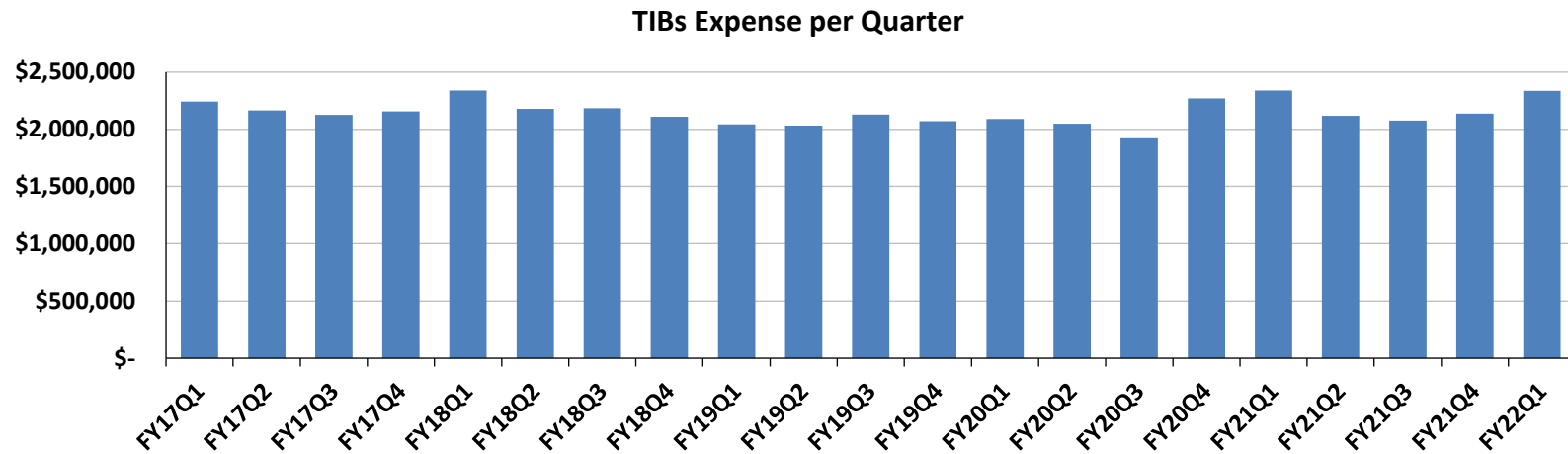




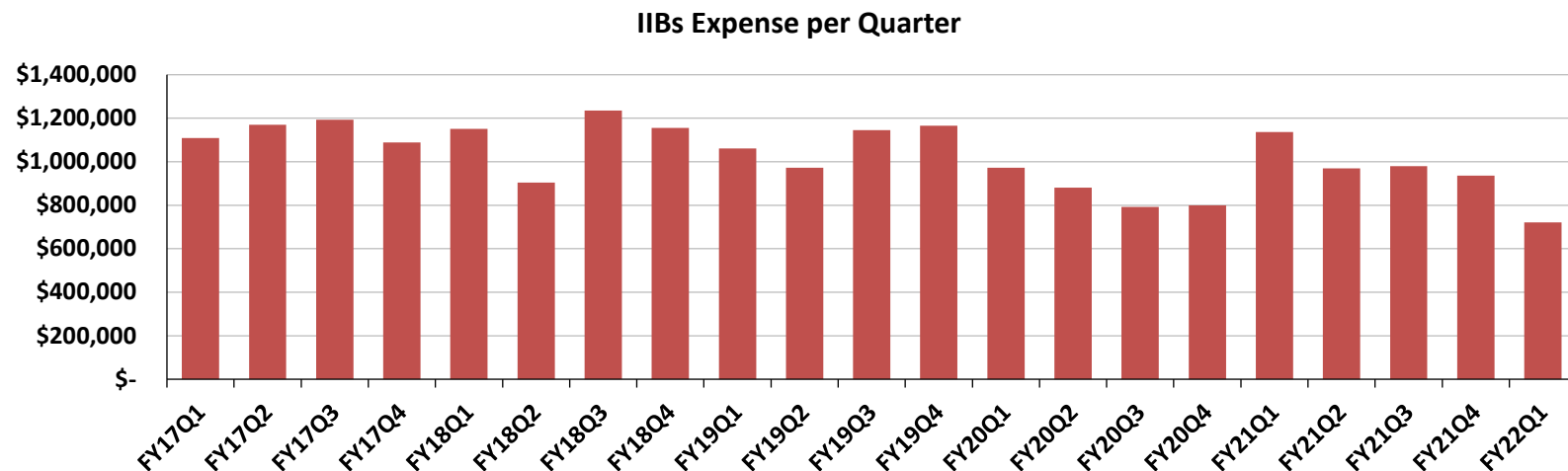
## II. ANALYSIS OF INCOME BENEFITS EXPENSES FOR FY22Q1

- A. FY22Q1 reflects an increase in TIBs indemnity costs from FY21Q4
- B. TIBs payments were \$2,334,917 and IIBs payments were \$720,673 in FY22Q1
- C. At the end of FY22Q1, there were 563 TIBs, 142 IIBs, 28 SIBs with payment, 11 LIBs, and 94 DIBs claims open

Temporary Income Benefits (TIBs) expenditures for FY22Q1 totaled \$2,334,917 on 563 claims

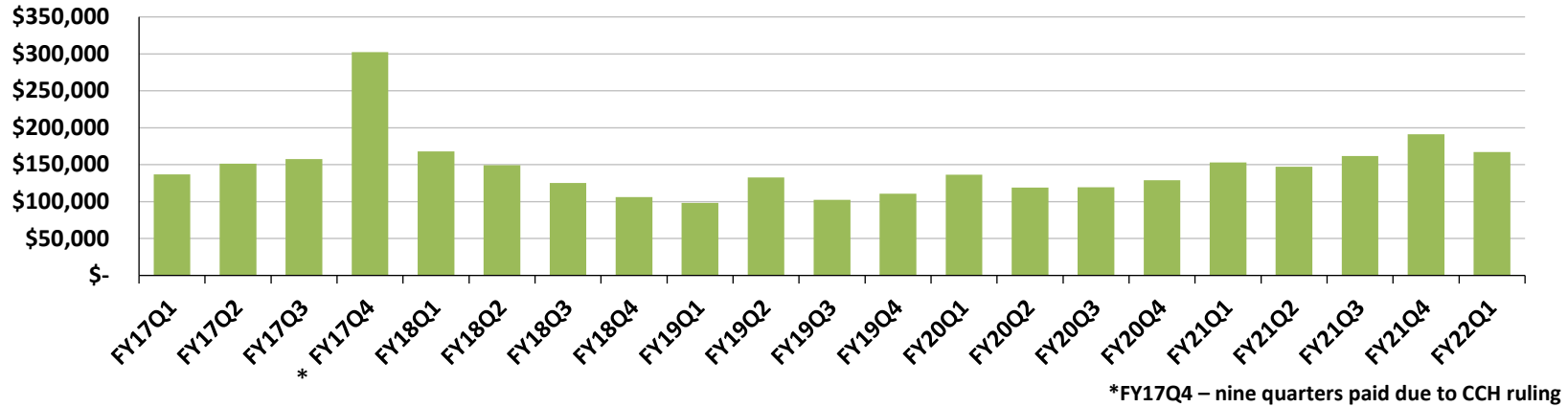


Impairment Income Benefits (IIBs) expenditures for FY22Q1 totaled \$720,673 on 142 claims



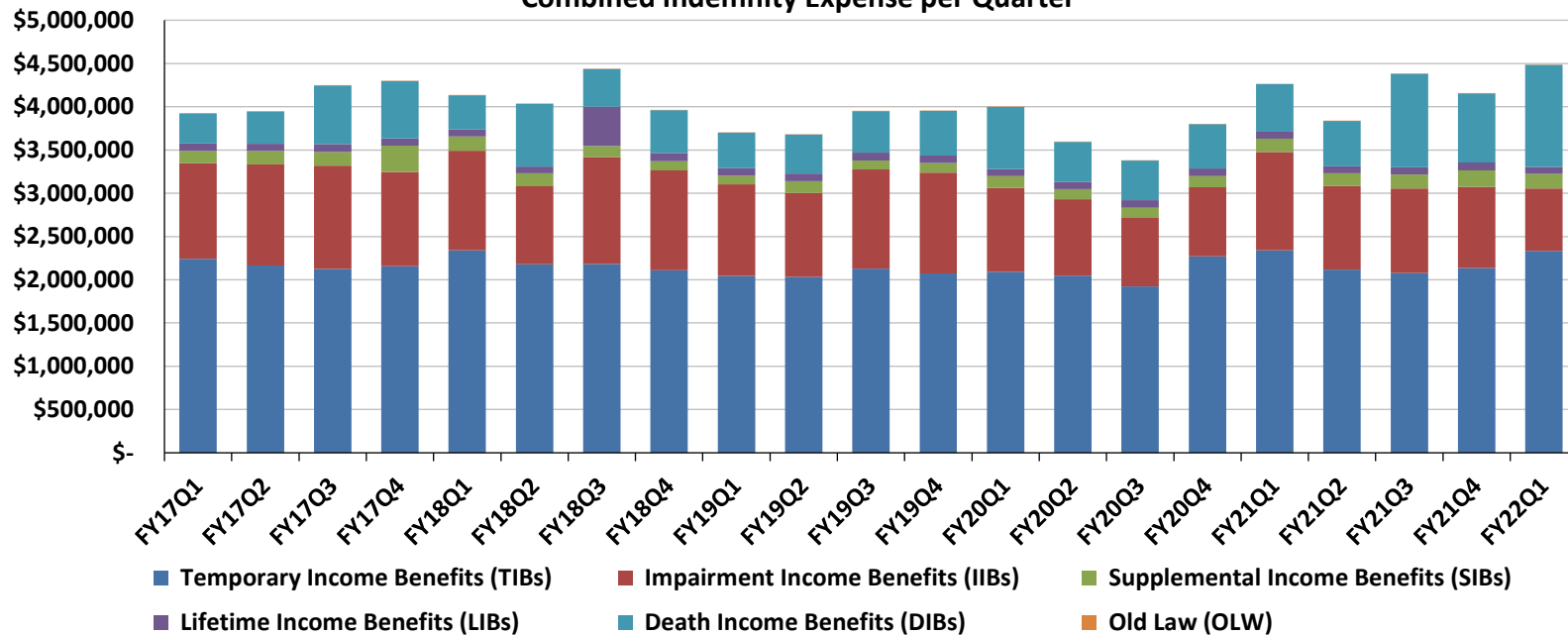
Supplemental Income Benefits (SIBs) expenditures for FY22Q1 totaled \$167,101 on 28 claims

SIBs Expense per Quarter



Combined indemnity expenditures for FY22Q1 totaled \$4,486,151 on 795 claims

Combined Indemnity Expense per Quarter





## LITIGATION MANAGEMENT

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### I. BENEFIT DISPUTE RESOLUTION FY22Q1

Disputes regarding compensability or eligibility for benefits can occur throughout the life of a workers' compensation claim.

Top 5 BRC Issues FY22Q1	Amount
Maximum Medical Improvement/Impairment Rating	37
Extent of Injury	21
Extent of Injury/Maximum Medical Improvement/Impairment Rating	19
Existence of Injury	9
SIBs Entitlement	3

Top 5 CCH Issues FY22Q1	Amount
Extent of Injury/Maximum Medical Improvement/Impairment Rating	18
Extent of Injury	6
Maximum Medical Improvement/Impairment Rating	6
Existence of Injury/MMI/IR/Disability	2
Disability	1

### II. SPECIAL INVESTIGATIONS

SORM investigates and reports workers' compensation fraud committed by system participants.

FY22Q1	Pending	Opened	Closed	Criminal/Administrative Referrals
Fraud Investigations	12	12	7	1 Referral

### III. RECOVERY SERVICES

When a claimant's injuries are caused by a third party, SORM can request reimbursement for benefits that have been paid by the state for the compensable injury. If a TDI-DWC interlocutory order or decision is reversed or modified in SORM's favor, SORM can request reimbursement from the Subsequent Injury Fund for the overpayment of benefits.

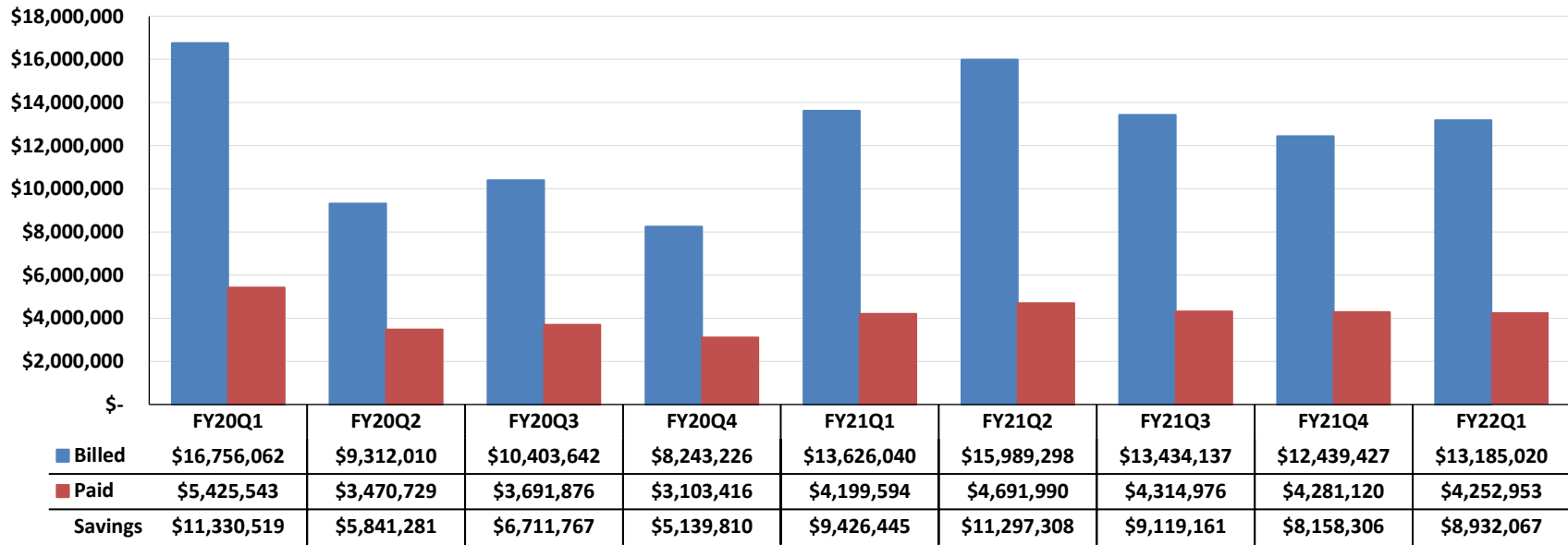
	FY22Q1	FY22Q2	FY22Q3	FY22Q4	YTD Total
<b>Restitution</b>	\$281				
<b>SIF</b>	\$0				
<b>Subrogation</b>	\$62,869				
<b>TOTAL</b>	<b>\$63,150</b>				

## COST CONTAINMENT

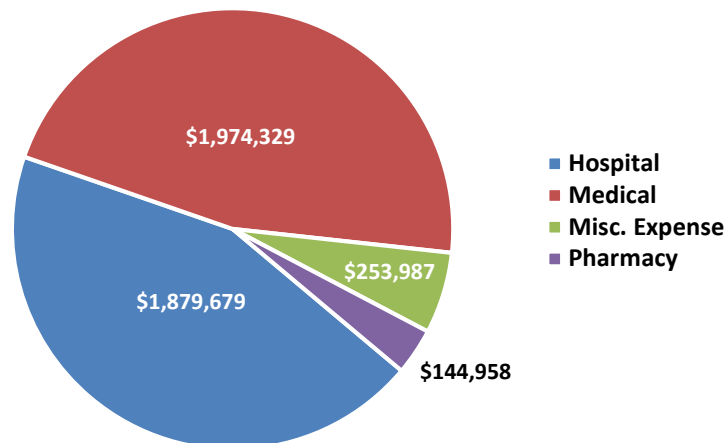
### I. MEDICAL COSTS

Workers' compensation benefits include medically necessary treatment related to the compensable injury.

**Total Medical Cost Savings FY20Q1 - FY22Q1**

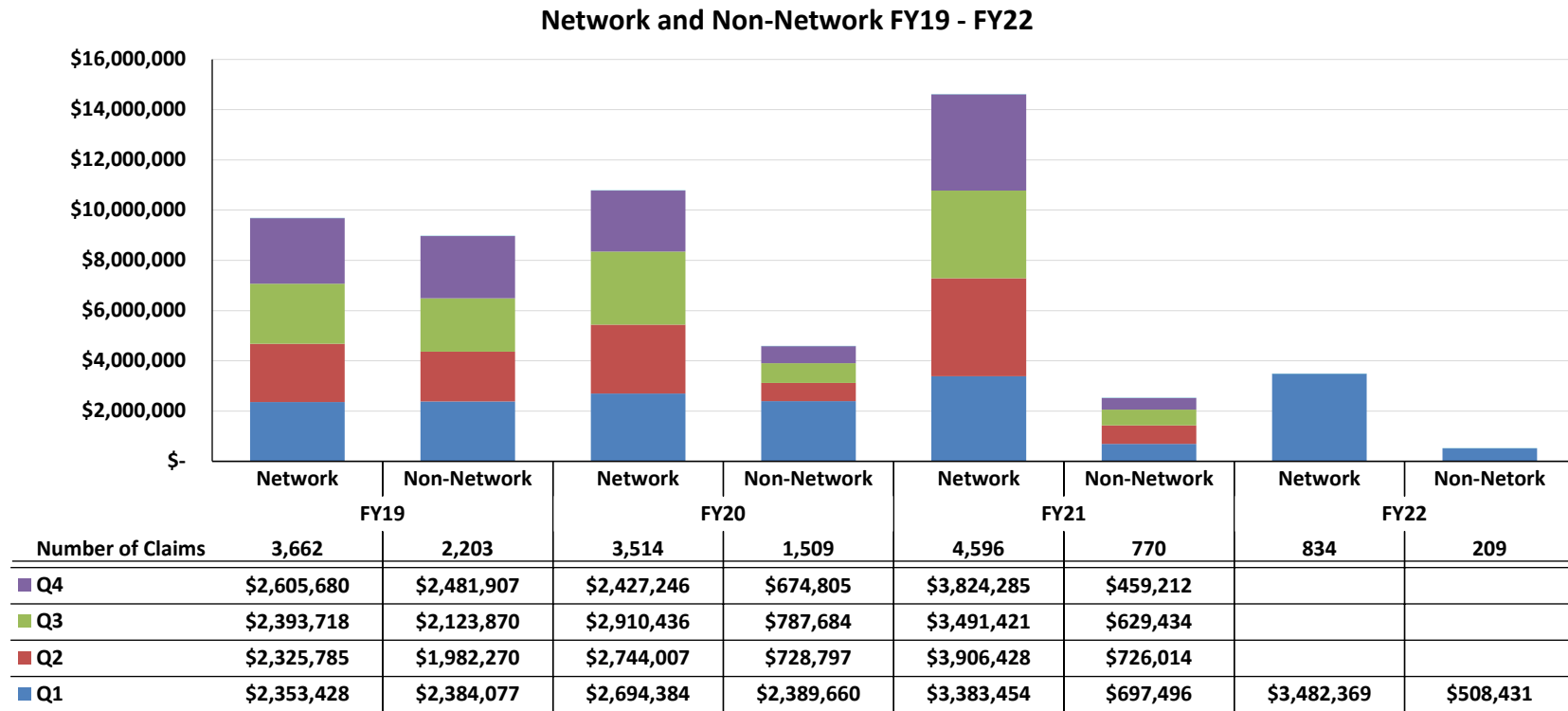


**Medical Payments FY22Q1**



## II. NETWORK AND NON-NETWORK DATA

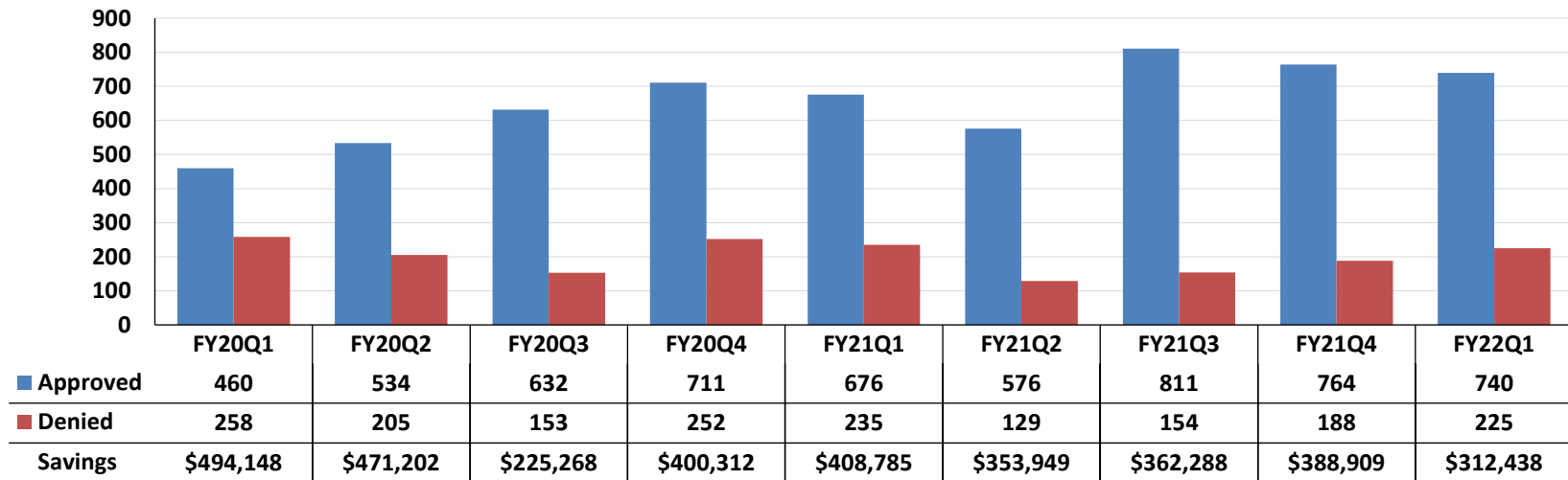
The following chart shows the number of network and non-network claims.



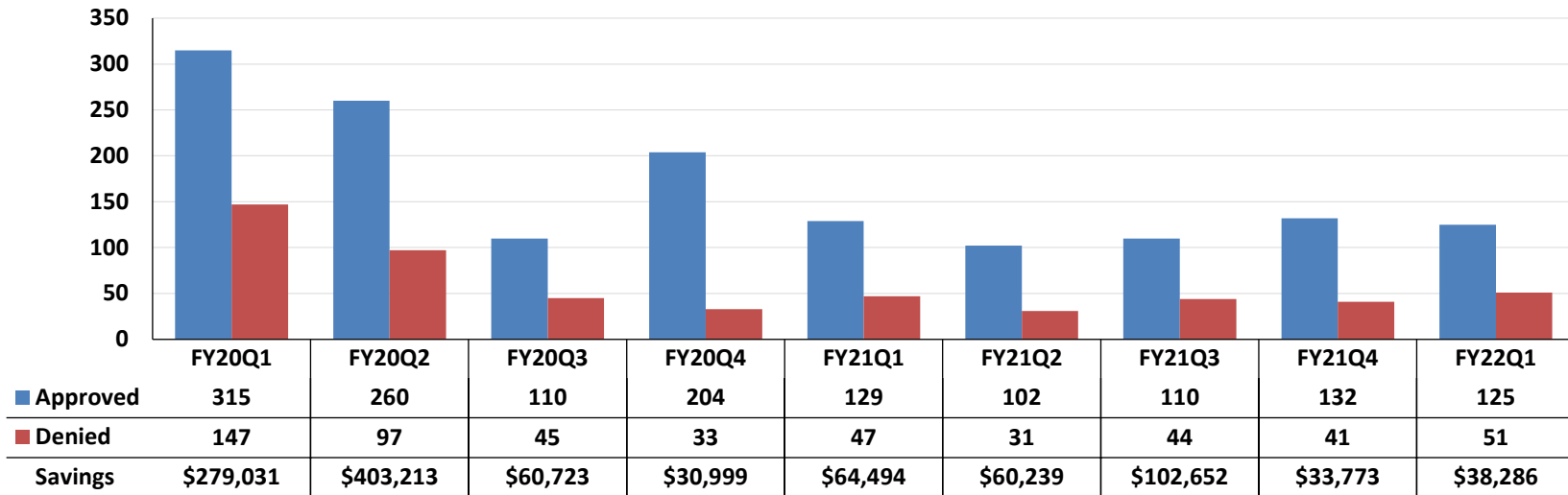
### III. PREAUTHORIZATION

Certain types of health care services must be prospectively reviewed and preauthorized as medically necessary before the service is provided to an injured employee.

**Network Utilization Review FY20Q1 - FY22Q1**

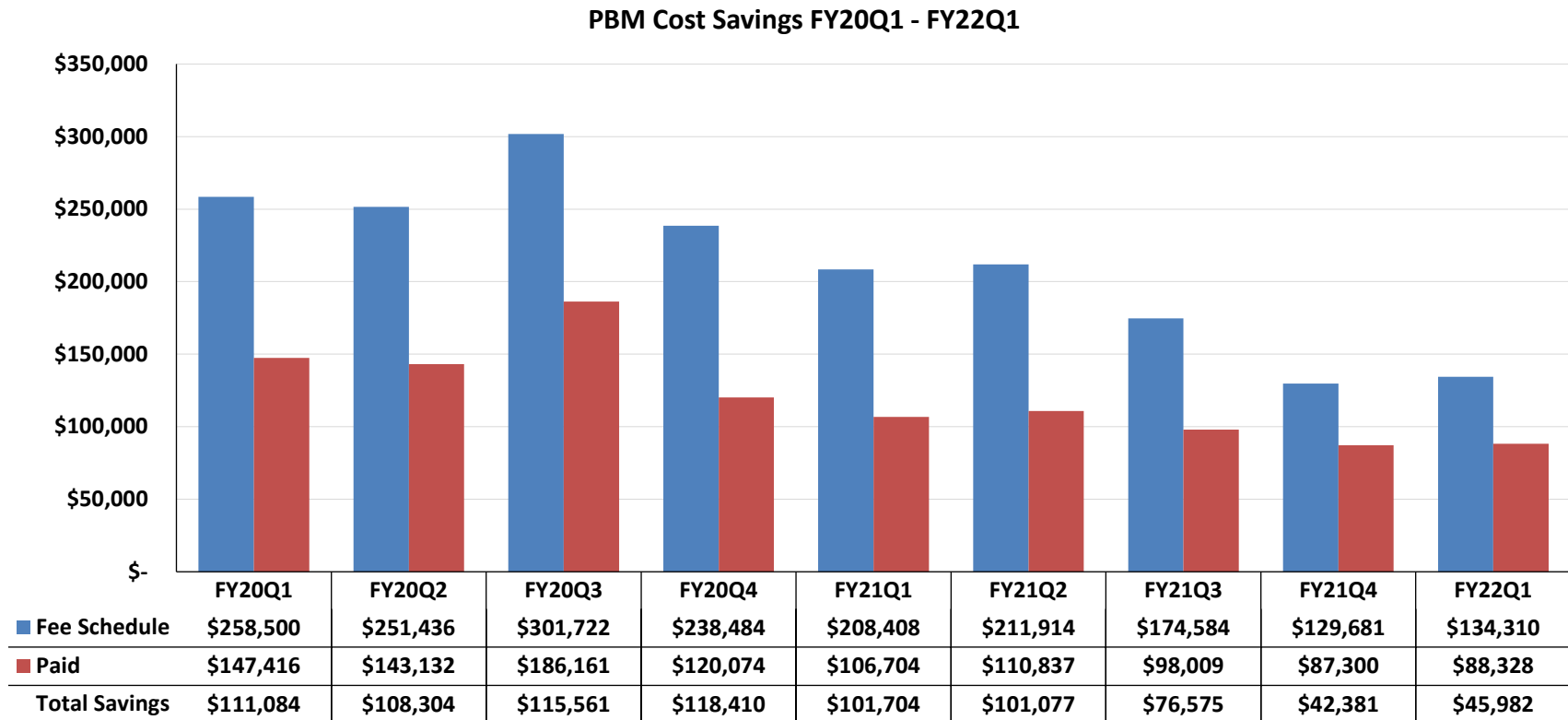


**Non-Network Utilization Review FY20Q1 - FY22Q1**



#### IV. PHARMACY BENEFIT MANAGEMENT

Workers' compensation benefits include medically necessary prescription drugs and over-the-counter medication.



#### V. MEDICAL DISPUTE RESOLUTION FY22Q1

Medical dispute resolution is used to resolve disputes when an insurer reduces or denies payment of a medical bill or to determine the medical necessity of treatment for a compensable injury.

Medical Fee Disputes	14 Non-Network Provider
	0 Network Provider
Medical Necessity Disputes	0 Non-Network Provider
	0 Network Provider



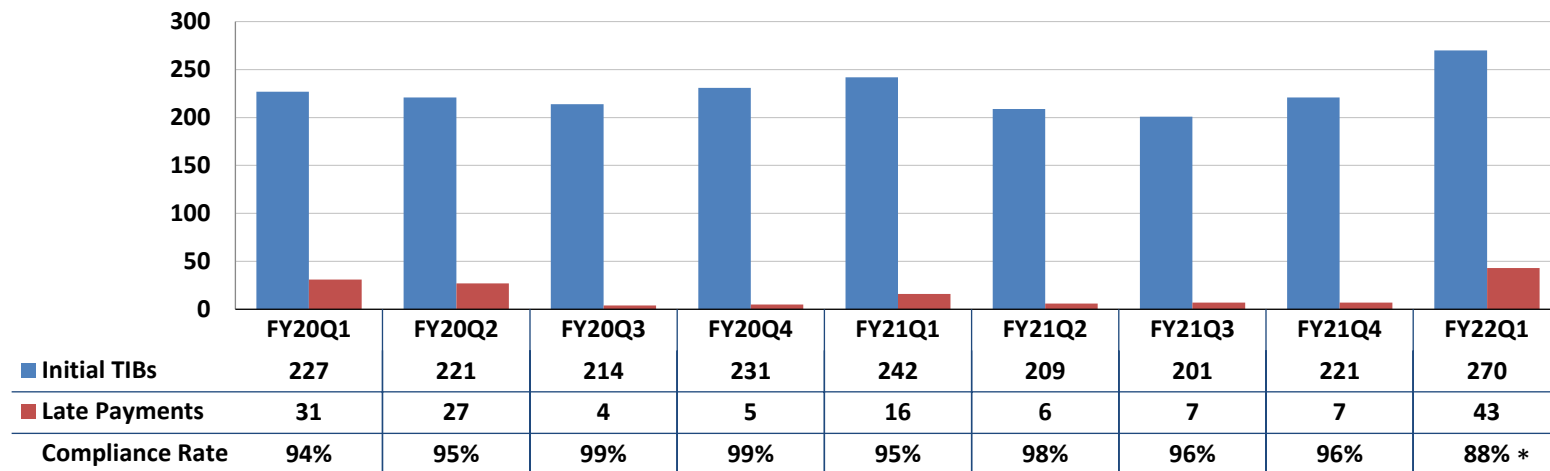
## COMPLIANCE MANAGEMENT

### I. REGULATORY COMPLIANCE

#### A. TEMPORARY INCOME BENEFIT AUDITS

SORM must initiate temporary income benefits by the 7<sup>th</sup> day after the accrual date (8<sup>th</sup> day of disability) or the 15<sup>th</sup> day after notice of injury.

**Initial TIBs Compliance Rate and Late Payments**



\* During FY22Q1, multiple factors contributed to a drop in internal compliance scoring, including the discontinuation of a DWC timeline extension, the ongoing effect of the pandemic on claims volume and staffing levels, and a revision of internal compliance protocols. All staff have been provided education and new guidance and the department is working to actively review files, with all supervisors providing direct oversight to ensure timeliness. Internal compliance rates are expected to fully return to historical levels well before the end of FY22Q2.

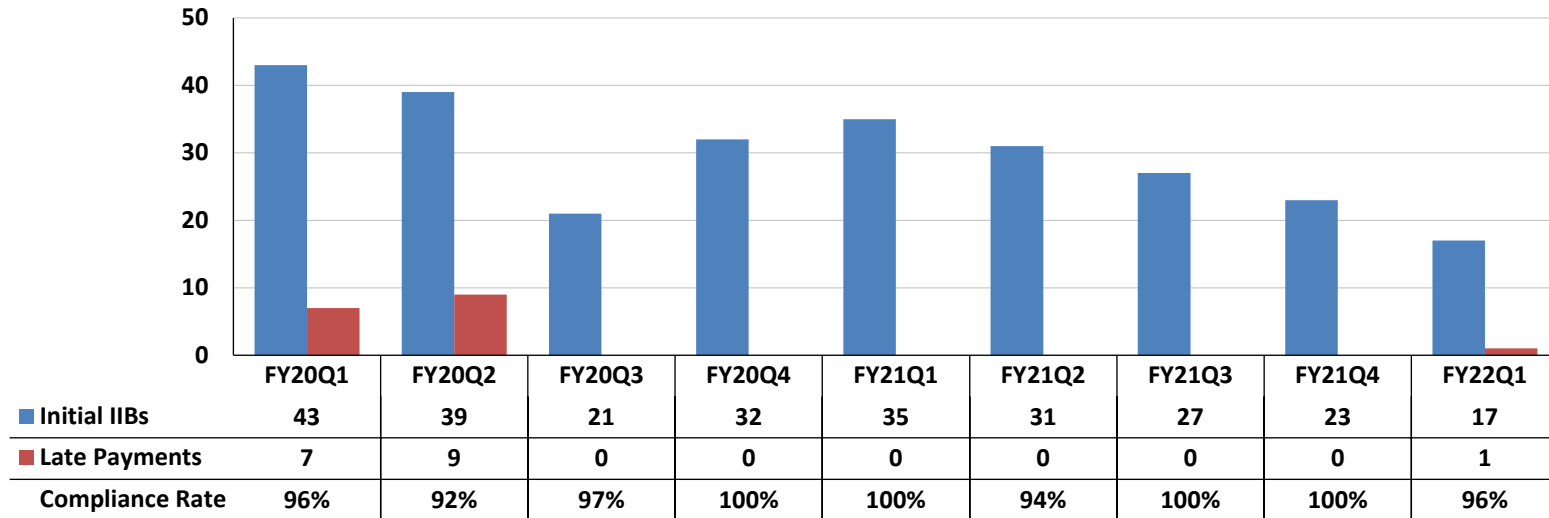
**TIBs Late Payments FY22Q1**

Carrier	33
Employer	8
System	2

## B. IMPAIRMENT INCOME BENEFIT AUDITS

SORM must initiate impairment income benefits by the 5<sup>th</sup> day after receiving a notice of medical evaluation indicating the injured employee has reached maximum medical improvement (MMI).

**Initial IIBs Compliance Rate and Late Payments**



## II. CONTRACT ADMINISTRATION

Area	Task
Procurement	<ul style="list-style-type: none"> <li>Claims Index</li> <li>Actuary Study</li> </ul>
Contract Management	<ul style="list-style-type: none"> <li>Insurance Broker Services Contracts</li> <li>Request for Certificates of Insurance</li> <li>Verification of Vendor Cybersecurity Training</li> </ul>
Vendor Performance Monitoring	<ul style="list-style-type: none"> <li>Vendor Performance Evaluation Tool (VPET)</li> <li>Business Owner Input</li> <li>Desk Reviews</li> <li>Issue Log</li> </ul>
Vendor Performance Reporting	<ul style="list-style-type: none"> <li>One annual vendor performance report completed</li> </ul>