

MINUTES

METROPOLITAN EMPLOYEE BENEFIT BOARD

March 1, 2016

The Metropolitan Employee Benefit Board met for their regularly scheduled meeting on Tuesday, March 1, 2016 in the Sonny West Conference Room, Howard Office Building, 700 2nd Avenue North, Nashville, Tennessee, at approximately 9:30 a.m.

Benefit Board members: Chair: Edna J. Jones; Vice Chair: Christine Bradley; Members: Stephanie Bailey, Charles D. Clariday, Sr., **G. Thomas Curtis, *Veronica T. Frazier, B.R. Hall, Sr., Jerry Hall, W. Todd Henry, and Talia Lomax-O'dneal.

Others present: Christina Hickey, Metro Human Resources, Nicki Eke, Attorney, Metro Legal Department, and Dr. Deidra Parrish, Interim, Civil Service Medical Examiner.

A. MINUTES: Chair Edna Jones called the meeting to order and said the first order of business was to determine if there were any amendments, corrections or questions of the minutes from the last regular meeting held on February 2, 2016. With no corrections, nothing further was noted and Christine Bradley moved for approval. Talia Lomax-O'dneal seconded and the Board approved without objection.

B. APPEAL ANNOUNCEMENT:

Christina Hickey announced the process and timeframe for appealing a decision made by this Board.

C. DISABILITY PENSIONS: (new requests, reexaminations, return to work and social security referrals)

Dr. William Paul introduced the new Civil Service Medical Examiner, Dr. Matthew Hine and reviewed his bio with the Board.

Dr. Paul and the Board also thanked Dr. Deidra Parrish for her service as Interim Civil Service Medical Examiner.

The terms of the approval or extension of the items listed in the motions are specifically stated in these minutes.

Dr. Deidra Parrish, Interim Civil Service Medical Examiner, (CSME), and Claire Cobb, CSME Assistant, reviewed the disability pensions with the Board.

Claire Cobb reported to the Board that the CSME recommends approval of the disability pension new requests, items 1 through 6, (with the exception of item 4) for the length of time as recommended, with case management services and return to work where noted.

Edna Jones noted that item 6 should also be discussed separately.

*Denotes the arrival of Veronica Frazier.

Tom Curtis moved for approval of the recommendation to approve the disability pension new requests, items 1 through 6, (with the exception of items 4 and 6) for the length of time as recommended with case management services where noted. Jerry Hall seconded and the Board approved without objection.

Claire Cobb reported to the Board that the CSME recommends denial of the disability pension new request, item 4, based on lack of medical to support the request. Stephanie Bailey moved for approval of the recommendation to deny the disability pension new request, item 4. Tom Curtis seconded and the Board approved without objection.

On the disability pension new request, item 6, Claire Cobb reported to the Board that the CSME recommends approval of the disability pension with the individual being returned to work with restrictions and review in six months.

Sue Bibb, Police Department, was present. Ms. Bibb stated that there is a position to be offered, however, the salary will have to be subsidized.

**C. DISABILITY PENSIONS: (new requests, reexaminations, return to work and social security referrals)
(continued)**

There was some discussion regarding the individual's imaging record not showing an injury and that the imaging record could not resolve that the injury was the result of the individual's pain.

Dr. Deidra Parrish stated that there is little to no objective imaging findings that correlate with the individual's pain. She stated that is why she is being returned to work and reviewed in six months.

There was some discussion of the individual's age and complete recovery from this type of injury and concern with someone that age applying for and receiving an injury on duty disability pension for a certain period of time.

Dr. Deidra Parrish stated that with the individual's age, the type of injury and the low severity of the injury it is recommended that she return to work.

There was some discussion of the disability pension being approved for three months versus six.

Sue Bibb stated that there is another training class beginning in July that she could return to once she has been reviewed by the Board. She also noted that once a trainee is injured they have to be reconditioned to go back to the academy and sometimes that is not the case if they are returned to work in a civilian position.

Talia Lomax-O'dneal moved for approval of the recommendation on the disability pension new request, item 6, to approve the disability pension with the individual being returned to work with restrictions and review in six months. Tom Curtis seconded and the Board approved without objection.

Claire Cobb reported to the Board that the CSME recommends approval for continuing the disability pension reexaminations, items 7 through 13 for the length of time as recommended with a functional capacity evaluation on item 8. Christine Bradley moved for approval of the recommendation to continue the disability pension reexaminations, items 7 through 13 for the length of time as recommended with a functional capacity evaluation on item 8. Jerry Hall seconded and the Board approved with Stephanie Bailey abstaining.

Claire Cobb reported to the Board that on items 14 through 16, the CSME requests a deferral for one month. B.R. Hall moved for approval of the request to defer items 14 through 16 for one month. Doug Clariday seconded and the Board approved without objection.

Claire Cobb reported to the Board that on item 17 the CSME recommends approval of return to work with restrictions, review in three months and vocational case management for placement in an another position.

Lisa Fulton, Emergency Communications Center, (ECC), stated that they are not able to return the individual to work due to the restrictions.

Dr. Deidra Parrish stated that the individual has a lot of functional capacity, but is not able to return to the previous position and that is why vocational case management is recommended. She amended her recommendation for the individual to stay on pension, with case management and re-exam in three months.

Jerry Hall moved for approval of the recommendation on item 17, to continue the pension for three months with vocational case management for placement in an another position. Tom Curtis seconded and the Board approved without objection.

Edna Jones informed the Board that some additional information has been presented related to item 18.

The disability pensioner was present.

Harold Finch, Metropolitan Nashville Public Schools, (MNPS), was also present.

The disability pensioner stated that her physician does not want her to return to work until after her next appointment.

There was some discussion of what the treating physician stated regarding her returning to work.

**C. DISABILITY PENSIONS: (new requests, reexaminations, return to work and social security referrals)
 (continued)**

Dr. Deidra Parrish stated that she is aware that her physician stated that she may not return to work until after her follow up, however, the medical record shows no new findings that would change her recommendation of return to work.

Harold Finch, MNPS, stated that they are prepared to return the individual to work.

Talia Lomax-O'dneal moved for approval of the recommendation on item 18 of return to work. Stephanie Bailey seconded.

There was some discussion regarding returning the individual to work within the 60 days and MNPS receiving clearance from the physician.

Dr. Deidra Parrish stated that she has already been cleared by the physician, however, the excuse in the new information presented today is from a nurse practitioner not the physician.

After clarification that she has been released by her physician and the department is willing to work with the individual and start the return to work process after her next visit, a vote was taken on the recommendation on item 18 to return the individual to work and the Board approved with Doug Clariday and B.R. Hall opposing.

NEW REQUESTS:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Board Action Taken
1.	Maco A. Hall-Haynes	Metropolitan Nashville Public Schools	In Line of Duty	As moved, seconded and approved, this disability pension request was approved with vocational case management for three months, (June 2016), with re-exam at that time.
2.	Lokman M. Rashid	Metropolitan Nashville Public Schools	In Line of Duty	As moved, seconded and approved, this disability pension request was approved with vocational case management for two months, (May 2016), with re-exam at that time.
3.	Reginald D. Reed	Fire	In Line of Duty	As moved, seconded and approved, this disability pension request was approved for one year, (March 2017), with re-exam at that time.
4.	Lamont D. Shelton	Metropolitan Nashville Public Schools	Medical	As moved, seconded and approved, this disability pension request was denied.
5.	Andrea N. Swisher	Police	Medical	As moved, seconded and approved, this disability pension request was approved for six months, (September 2016), with re-exam at that time.
6.	Lauren M. Pearce	Police	In Line of Duty	As moved, seconded and approved, this disability pension request was approved for six months, (September 2016), with re-exam at that time.

**C. DISABILITY PENSIONS: (new requests, reexaminations, return to work and social security referrals)
 (continued)**

REEXAMINATIONS:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Recommendation
7.	Sheba M. Cantrell	Police	Medical	As moved, seconded and approved, this disability pension request was continued for one year, (March 2017), with re-exam at that time.
8.	Dorothy E. Cox	General Hospital	Medical	As moved, seconded and approved, this disability pension request was continued for four months, (July 2016), with re-exam at that time.
9.	Joseph O. Haywood	Police	In Line of Duty	As moved, seconded and approved, this disability pension request was continued for two years, (March 2018), with re-exam at that time.
10.	L.V. Jackson	Fire	Medical	As moved, seconded and approved, this disability pension request was continued for one year, (March 2017), with re-exam at that time.
11.	Katherine D. Ladd	Sheriff	Medical	As moved, seconded and approved, this disability pension request was continued for one year, (March 2017), with re-exam at that time.
12.	David W. McNeil, Jr.	Public Works	Medical	As moved, seconded and approved, this disability pension request was continued for five months, (August 2016), with re-exam at that time.
13.	Rhonda R. Sims	Knowles	Medical	As moved, seconded and approved, this disability pension request was continued for three months, (June 2016), with re-exam at that time.
14.	Gloria D. Ellison	Health	Medical	As moved, seconded and approved, this disability pension re-exam was deferred for one month, (April 2016), with re-exam at that time.
15.	Alonzo N. Giles	Juvenile Court	Medical	As moved, seconded and approved, this disability pension re-exam was deferred for one month, (April 2016), with re-exam at that time.
16.	Thomas D. Vernon, Jr.	Public Works	Medical	As moved, seconded and approved, this disability pension re-exam was deferred for one month, (April 2016), with re-exam at that time.

**C. DISABILITY PENSIONS: (new requests, reexaminations, return to work and social security referrals)
 (continued)**

RETURN TO WORK:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Recommendation
17.	Thomas E. Brown, II	Emergency Communications Center	Medical	As moved, seconded and approved, this individual was returned to work and assigned vocational case management with review in three months, (June 2016).
18.	Deborah D. Martin	Metropolitan Nashville Public Schools	Medical	As moved, seconded and approved, this individual was returned to work.

SOCIAL SECURITY REFERRALS:

Claire Cobb reported to the Board that the CSME concurs with the case management recommendations on the Social Security referrals.

Jerry Hall moved for approval of the referrals. Tom Curtis seconded and the Board approved without objection.

Item	Name	Department	Review Originated From	Case Management Recommendation for Referral	CSME Recommendation for Referral	Comments
1	Chitwood, Robert C.	Police	Pension Approval	Yes	Yes	Evaluation
2	Hudgens, Jerry R.	MNPS	Pension Approval	Yes	Yes	Evaluation
3	Jamison, Jerry L.	Water	Pension Approval	Yes	Yes	Evaluation

D. PENSIONS: (service, disability to service, options elected and survivor)

Doug Clariday moved for approval of the pensions. Jerry Hall seconded and the Board approved without objection.

Service

Employee	Department	Classification	Plan A/B	Application Date	Estimated Effective Date
Edwin Bullion	MNPS	Campus Supervisor	B	01/21/2016	01/12/2016
Wanda Holmes *	BLTC	Nursing Asst-Certified	B	01/26/2016	02/01/2016
Douglas Gesar	Sheriff's Office	Correctional Officer 2	B	01/28/2016	03/16/2016
Clifford Douglas	Police	Police Officer 2	B	01/28/2016	04/04/2016
Norma Morton	Criminal Ct Clerk	Deputy Crim Ct Clerk 3	B	01/28/2016	02/01/2016
Debra Walling	Assessor's Office	Admin Svc Officer 4	B	01/28/2016	03/26/2016
Brad Collingwood II	ITS	Info Systems Advisor 2	B	01/28/2016	02/06/2016
Linda Grantham *	MNPS	Secretary/Clerk	B	02/01/2016	10/01/2015
Norman Dozier Jr	State Fairgrounds	Fair Director	B	02/03/2016	03/01/2016
Jessie Shadowens	Gen Services	Equip & Supply Clerk 2	B	02/04/2016	02/13/2016
Robert Norton	Police	Police Officer 2	B	02/04/2016	03/16/2016
Kenneth Murdock	MNPS	Dir of Planning & Construction	B	02/04/2016	03/23/2016
Donna Scott	MNPS	Asst-School General	B	02/04/2016	03/16/2016
Lucy Wilson *	Health	Program Spec 3	B	02/04/2016	04/01/2016
Jerry C Smith *	Assessor's Office	Appraiser III	A	02/03/2016	12/01/2010
Steven Durham	Water	Indust Electronics Tech 2	B	02/11/2016	03/19/2016
Deborah Denton	MAC	Software Support Spec	B	02/11/2016	02/20/2016

D. PENSIONS: (service, disability to service, options elected and survivor)

Service (continued)

Employee	Department	Classification	Plan A/B	Application Date	Estimated Effective Date
James Stevenson	Sheriff's Office	Sheriff Prisoner Processor 1	B	02/11/2016	02/27/2016
Maxine Towles	MNPS	Clerk-Accounting Sr	B	02/11/2016	03/22/2016
Deborah Lockridge	MNPS	Admin Asst	B	02/11/2016	04/01/2016
Lois Adefala	MNPS	Ed Asst	B	02/11/2016	03/17/2016
Rosa Lee *	Gen Hospital	Patient Acct Rep	B	02/11/2016	07/01/2014
Jose Aguilar *	MNPS	Laborer-Gen Maintenance	B	02/11/2016	09/01/2015
Barbara Russell	Gen Hospital	Sr. Patient Fin. Counselor	B	02/18/2016	02/20/2016
Rose Tillery	Gen Hospital	Supervisor-Dietary Line	B	02/18/2016	03/25/2016
Ronnie Stafford	Water	Treatment Plant Tech 2	B	02/18/2016	02/19/2016
William Cleek	Police	Police Officer 2-Fld Trng Officer	B	02/18/2016	04/01/2016
Joseph Engle	Public Defender	Assoc Public Defender	B	02/18/2016	03/04/2016
Christine Bradley *	NCAC	Executive Director	B	02/18/2016	03/01/2016
Ollie Leslie *	Fire	Firefighter 3	B	02/16/2016	03/01/2015

*deferred benefit

Disability to service

Employee	Department	Plan A/B	Effective Date of Conversion
Darlene Dawson	Social Services	B	02/01/2016
James Snider	Fire	A	02/01/2016
Lucy Wilson	Police	A	02/01/2016
Sherry Cork	Police-cv	B	01/01/2016
Tina Burgess	MNPS	B	02/01/2016
Glenda Nevels	Bordeaux	B	02/01/2016
Terry McGowan	Police	B	02/01/2016
Kenneth Lackey	Sheriff	B	02/01/2016
Edward Stanfield	Police	A	02/01/2016

Options Elected

Employee	Department	Pension Type	Plan A/B	Effective Date	Option	DROP Election
Back, Vernon	NCAC	Early Service	B	1/9/2016	B	
Dillom, William	MNPD	Service	B	1/8/2016	E	
Dillahay, Carolyn	MNPS	Service	B	1/6/2016	Normal	
Cannon, Dmitri M	Police	Service	B	1/5/2016	A	3 YR
Sharpe, Betty S	Social Services	Early Service	B	1/12/2016	Normal	
Burns, Mickie	Health	Service	B	1/1/2016	D	3 YR
Lovett, Charles R	Public Works	Service	B	1/9/2016	Normal	
Onofua, John	Social Services	Service	B	1/1/2012	Normal	
Williams, Kenneth L	MNPS	Service	B	1/22/2016	A	
Taite, Constances S	Sherriff	Service	B	1/5/2016	D	3 YR
Harris, Thomas	MNPS	Early Service	B	1/1/2016	F	
Knight, Darrell W	Sheriff	Early Service	B	1/9/2016	E	
Holloman, Lofton L	MNPS	Service	B	1/6/2016	E	
Tomlin, Dale E	MNPD	Service	B	1/5/2016	Normal	3 YR
Baldwin, Carl	Parks	Early Service	B	1/15/2016	A	
Harrington, Ken	Water	Service	B	1/5/2016	E	
Gibato, Fantaye B	MNPS	Service	B	8/5/2015	Normal	
Corfman, Judy J	General Hospital	Service	B	11/1/2015	B	
Dapena, Sylvia	MAC	Service	B	1/16/2016	Normal	
Rollins, Thomas	Police	Service	B	1/26/2016	E	

D. PENSIONS: (service, disability to service, options elected and survivor)

Options Elected (continued)

Employee	Department	Pension Type	Plan A/B	Effective Date	Option	DROP Election
Ray, Christi F	MNPD	Service	B	1/7/2016	E	
Stewart, Ova J	Social Services	Service	B	1/1/2013	D	
Tayip, Feriq	MNPS	Service	B	2/1/2016	E	
Howell, Edward	Codes	Early Service	B	1/2/2016	A	
Brown, Ray	Parks	Service	B	1/29/2016	Normal	
Harrison, Charles W	Police	Service	B	1/22/2016	A	3 YR
Pruitt, Katherine	Library	Service	B	1/30/2016	Normal	3 Yr
Hoffman, Jackie	Police	Service	B	2/1/2016	B	1 YR
Weaver, Jeffrey	Police	Service	B	1/30/2016	A	3 YR
Key Codes						
Options		Drop Elections				
Normal Form - life annuity, no payments guaranteed		1 - 1 year drop				
Option A - Joint and 100% to Survivor		2 - 2 year drop				
Option B - Joint and 50% to Survivor		3 - 3 year drop				
Option C - Level Social Security option						
Option D - Life Income, 120 payments guaranteed						
Option E - Joint and 100% to Survivor with popup						
Option F - Joint and 50% to Survivor with popup						

Survivor

Employee Name	Department	Survivor Name	Plan Membership	Effective Date
Joseph F. Cloud Jr.	Human Relations	Barbara Cloud	A	01/22/2016
Robert J. Page Jr.	Parks	Constance Page	A	01/30/2016
Leroy Hewitt Jr.	Water	Dorothy Hewitt	A	01/31/2016
Sandra Shaffer	BLTC	Leslie Shaffer	B	02/04/2016
James Witty	Farmers Market	Elliene Witty	A	12/20/2015
Ruthie Britton	Hospital	Jessie Britton	B	01/28/2016
Lucille B. Hess	BOE	Sandra Marlin	A	02/01/2016
Frank G. Martin	Juvenile Court	Candace Martin	Old County	02/04/2016
Paul E. Tant	Fire	Betty Tant	B	02/06/2016
Terry L. Nicholas	BOE	Lori Nicholas	B	02/12/2016
Willis A. McCallister	Fire	Henrietta McCallister	Closed	01/31/2016

BENEFIT BOARD ITEMS

The Human Resources staff submitted the following for the Board's consideration and appropriate action:

1. In Line of Duty Committee report: (Chair: Jerry Hall; Vice-Chair: Veronica T. Frazier; Members: Charles D. Clariday and Christine Bradley. Alternates: Edna J. Jones and Talia Lomax-O'dneal).

Christina Hickey reported to the Board that the In Line of Duty Committee met on Friday, February 19, 2016 to deliberate on 10 in line of duty (IOD) medical care requests. She stated that three of those IOD medical care requests, (items 7, 9 and 10), were deferred until the next IOD Committee meeting. She also stated that the minutes from that meeting are being presented for approval and the Committee has 7 recommendations for the Board.

Committee Chair Jerry Hall asked if there were any amendments, corrections or questions of the minutes from the IOD Committee meeting held on February 19, 2016. With no corrections, Doug Clariday moved for approval. Christine Bradley seconded and the IOD Committee minutes were Board approved without objection.

1. In Line of Duty Committee report. (continued)

Committee Chair Jerry Hall reviewed the recommendations with the Board.

On item 1, the IOD medical care request for the former employee from the Fire Department, the Committee recommends that the Board *overturn* ASC's determination to deny this IOD medical care claim.

Vickie Hampton, Alternative Service Concepts, (ASC), was present for all IOD Committee items.

Tonya Perry, spouse of the former employee, was present.

Mark Young, Union representative, was present.

Jamie Summers, Fire Department, was present.

It was noted that this recommendation is contrary to how the Board has voted on these types of claims in the past.

The former employee's spouse stated that she wants to return to work, just not in the same position.

There was some discussion related to the claim and setting a precedent.

Jamie Summers, Fire Department, first clarified that the individual resigned employment and this is only in regards to IOD medical care. She discussed a similar claim that was denied.

Mark Young addressed the Board regarding the claim and stated that this claim does meet the criteria.

There was some discussion regarding the former employee's position and being considered in an advanced EMT position.

Jamie Summers stated that there are certain educational requirements and preceptor rides (clinicals) for certain levels of advancement. She also noted that those clinicals may expose an individual as a student in addition to the orientation and clinicals by the Fire Department.

There was some discussion of having a diagnosis of post-traumatic stress disorder (PTSD), versus meeting Metro's criteria for psychological injuries.

There was also some discussion of other stress related factors in addition to that one incident.

There was discussion of how many of these types of cases have been approved and the treating physician stating that the condition was caused by the incident.

Nicki Eke, Legal Department, reviewed the criteria. She stated that the mental injury must be caused by an identifiable stressful work related event producing a sudden mental stimulus such as fright, shock or excessive unexpected anxiety. She stated that the stress produced may not be usual stress but must be extraordinary and unusual in comparison to the stress ordinarily experienced by an employee in the same type of duty. She stated that it may not be gradual employment stress building up over a period of time.

After some discussion of the incident not being outside the norm for the position, Edna Jones moved to uphold ASC's initial determination to deny item 1, the IOD medical care request for the former employee from the Fire Department. Talia Lomax-O'dneal seconded.

The former employee's spouse described the specifics of the incident.

A vote was taken on the motion to uphold ASC's initial determination to deny item 1, the IOD medical care request for the former employee from the Fire Department and was approved with Edna Jones, Christine Bradley, Veronica Frazier, Tom Curtis, Stephanie Bailey and Talia Lomax-O'dneal in favor and Todd Henry, Doug Clariday, and B.R. Hall opposing and Jerry Hall abstaining.

1. In Line of Duty Committee report. (continued)

On item 2, the IOD medical care request for the employee from the Police Department, the Committee recommends that the Board *overturn* ASC's determination to deny this IOD medical care claim.

The employee was present.

Edna Jones moved for approval of the recommendation on item 2, the IOD medical care request for the employee from the Police Department, that the Board overturn ASC's determination to deny this IOD medical care claim. Doug Clariday seconded and the Board approved with Veronica Frazier and Stephanie Bailey opposing.

On item 3, the IOD medical care request for the employee from the Fire Department, the Committee had a tie vote and therefore there is no recommendation. (ASC's initial recommendation was to deny the claim)

The employee was not present.

Mark Young, union representative, was present on behalf of the employee. He stated that the medical records for this case were not correct. He stated that this individual met the criteria under the presumption law and he was hired without this condition. He also stated that the medical record does not indicate any other cause for the condition.

Edna Jones moved for approval of item 3, the IOD medical care request for the employee from the Fire Department. Doug Clariday seconded.

After some discussion of other risk factors, such as family history, a vote was taken on the motion to approve item 3, the IOD medical care request for the employee from the Fire Department and with the Board approved with Jerry Hall, Edna Jones, Tom Curtis, B.R. Hall and Doug Clariday and Todd Henry in favor and Talia Lomax-O'dneal, Stephanie Bailey, Veronica Frazier and Christine Bradley opposing.

On item 4, the IOD medical care request for the employee from the Fire Department, the Committee recommends that the Board uphold ASC's determination to deny this IOD medical care claim.

The employee was present.

Mark Young, union representative, was present.

Jamie Summers, Fire Department representative, was also present.

The employee addressed the Board regarding her IOD medical care claim. She described the events leading up to filing the claim and the claim being denied based in blood pressure issues prior to employment. She stated that her injury is the result of pulling. She also stated that her initial physical from the Health Department and other medical records do not show being diagnosed as hypertensive, it was just slightly elevated. She also stated in in order for her to be hired it was recommended that she take a blood pressure medication. She also stated that no one explained to her that she would not be covered by the presumption and that the issue is a pulled muscle.

Vickie Hampton, ASC, stated that the diagnosis confirmed was for chest pain and was not related to a pulled muscle or blood pressure. Ms. Hampton also stated that there is nothing in the record regarding an arm strain. She stated that it is not on the 101 Form and not in the emergency room records.

After some discussion and clarification of her exact injury, what has been covered and that this claim should not have been related to the presumption.

It was also noted that the employee needs to be made aware when they may not be eligible for the presumption.

There was some discussion of what is before the Board at this time and obtaining either a new or amended 101 form.

1. In Line of Duty Committee report. (continued)

After clarification on what additional information the 101 form should contain, Edna Jones moved that item 4, the IOD medical care request for the employee from the Fire Department, be sent back to ASC/IOD Committee for further review. Doug Clariday seconded.

**Denotes G. Thomas Curtis leaving the meeting.

On item 5, the IOD medical care request for the employee from the Police Department, the Committee had a tie vote and therefore there is no recommendation. (ASC's initial recommendation was to deny the claim)

The employee was present.

Danny Hale, Union representative was present.

The employee addressed the Board regarding the condition (hypertension) and being advised by the Health Department to take a blood pressure medication and risk factors.

Edna Jones moved for approval of item 5, the IOD medical care request for the employee from the Police Department. B.R. Hall seconded and the Board approved with Talia Lomax-O'dneal and Veronica Frazier abstaining.

On item 6, the IOD medical care request for the pensioner from the Police Department, the Committee recommends that the Board uphold ASC's determination to deny this IOD medical care claim.

The pensioner was not present.

After review of the claim, Stephanie Bailey moved for approval of the recommendation on item 6, the IOD medical care request for the pensioner from the Police Department that the Board uphold ASC's determination to deny this IOD medical care claim. Edna Jones seconded and the Board approved with B.R. Hall and Doug Clariday opposing.

Nicki Eke noted that Metro does not follow workers compensation law because Metro has not opted into it and she has no knowledge of a lung presumption for police officers.

On item 8, the IOD medical care request for the employee from the Health Department, the Committee recommends that the Board uphold ASC's determination to deny this IOD medical care claim.

Stephanie Bailey moved for approval of the recommendation on item 8, the IOD medical care request for the employee from the Health Department, that the Board uphold ASC's determination to deny this IOD medical care claim. Christine Bradley seconded.

The employee was present.

Mark Naccarato, Service Employees International Union, (SEIU), was present.

The employee addressed the Board regarding the incident and filing the claim. He also had some pictures of the area for the Board to review.

Vickie Hampton, ASC, stated that this is considered an idiopathic injury. She stated that there was no known obstacle that would have contributed to his injury.

Mark Naccarato described the individual's job duties, which consists of walking the property.

Nicki Eke, Legal Department, stated that case law regarding falls while walking does not make that distinction as to whether or not someone is patrolling the premises while walking or just going into a building as part of the job.

1. In Line of Duty Committee report. (continued)

A vote was taken on the motion on item 8, the IOD medical care request for the employee from the Health Department, that the Board uphold ASC's determination to deny this IOD medical care claim and was approved with Doug Clariday and B.R. Hall opposing and Edna Jones abstaining.

2. Correspondence:

- a. Utilization report from Blue Cross Blue Shield.
- b. Utilization report from CIGNA.
- c. Utilization report from Alternative Service Concepts. (reported quarterly)

Item 2.-a. through 2.-c. were for information only and no action was required.

3. Reports for your information:

- a. Return to work.
- b. Social Security approvals.
- c. Refund of pension contributions. (none to report)
- d. Repayment of pension contributions.
- e. Non-compliant disability pensioners. (none to report)
- f. Pending litigations. (reported quarterly)
- g. Denial log from Alternative Service Concepts.
- h. Benefit Board budget reports.

Item 3.-a. through 3.-h. were for information only and no action was required.

4. Late item(s):

Items to be listed under this section will be reported at the meeting.

With nothing further presented, the meeting adjourned at 10:58 a.m.

ATTEST:

APPROVED:

Veronica T. Frazier, Director
Human Resources

Edna J. Jones, Chair
Employee Benefit Board