

MINUTES

METROPOLITAN EMPLOYEE BENEFIT BOARD

February 6, 2018

The Metropolitan Employee Benefit Board met for their regularly scheduled meeting on Tuesday, February 6, 2018 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, *G. Thomas Curtis, B.R. Hall, Sr., Jerry Hall, Shannon B. Hall, Talia Lomax-O'dneal and Mark Young.

Member W. Todd Henry was unable to be present.

Others present: Christina Hickey, Metro Human Resources, Nicki Eke, Attorney, Metro Legal Department and Dr. Gill Wright, 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 January 2, 2018. With three corrections, nothing further was noted and Jerry Hall moved for approval. Mark Young 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)

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

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

Edna Jones suggested that the new requests be discussed separately.

Dr. Gill Wright reported to the Board that he recommends approval of the disability pension new request, item 1 for the length of time as recommended. Stephanie Bailey moved for approval of the recommendation to approve the disability pension new request, item 1 for the length of time as recommended. Christine Bradley seconded and the Board approved without objection.

Dr. Gill Wright reported to the Board that he recommends approval of the disability pension new request, item 2 for the length of time as recommended with case management services. Stephanie Bailey moved for approval of the recommendation to approve the disability pension new request, item 2 through for the length of time as recommended with case management services. Talia Lomax-O'dneal seconded and the Board approved without objection.

*Denotes the arrival of Tom Curtis.

Christina Hickey noted that additional information has been handed out on item 3.

The employee and his attorney, David Raybin, were present for item 3.

Dr. Gill Wright reported to the Board that he recommends denial of the disability pension new request, item 3.

David Raybin, attorney, addressed the Board regarding the request for a medical disability pension. He reviewed the letter from a pain specialist regarding taking medications and performing his duties. He stated that he was examined by this specialist to comply with the request from the Board as to whether or not he can perform his duties in an un-medicated state.

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

Dr. Gill Wright informed the Board that the employee did not comply with the request for the functional capacity evaluation, (FCE), minus the medications. He discussed where the medical record reflects that the individual is hardly taking any medications because he does not need it and can't take it because of his job and that the letter from the specialist does not have a date on it. He also stated that based on the information provided he recommends denial and he is also non-compliant.

The Board discussed the medical record, the letter from the pain specialist, his use of medications and being able to perform his job duties, and the Board having to pay for half the cost of the appointment for the FCE.

Stephanie Bailey moved to deny the disability pension new request, item 3. Tom Curtis seconded and the Board approved with Jerry Hall, B.R. Hall and Mark Young opposed.

It was noted that B.R. Hall stated that he wanted to change his vote to the majority.

Christina Hickey noted that additional information has been handed out on item 4.

The employee was present.

Stacey Wall, General Services, was also present.

Dr. Gill Wright reported to the Board that he recommends denial of the disability pension new request, item 4. He stated that based on his current restrictions and job description, the restrictions are not outside of his job and he can return to regular duty.

The employee addressed the Board regarding the request and his medical record.

Dr. Gill Wright stated that the medical record shows he has been cleared and that he clarified the restrictions with the physician and the department.

Stacey Wall, General Services, stated that they are willing to ease the individual back into his position based on his restrictions.

After further discussion regarding the restrictions and the individual starting off in somewhat of a light duty capacity, Stephanie Bailey moved to deny the disability pension new request, item 4. Christine Bradley seconded and the Board approved with B.R. Hall and Mark Young opposed.

The pensioner was present for item 5.

Jack Byrd, attorney, was present on behalf of Daphne Davis, attorney, on item 5.

Dr. Gill Wright reported to the Board that he recommends approval for continuing the disability pension reexamination, item 5 for the length of time as recommended.

Jack Byrd, attorney, indicated that the individual's attorney was seeking a longer re-exam date.

After some discussion regarding the re-exam date and making sure that the attorney of record understands, Jerry Hall moved for approval of the recommendation to continue the disability pension reexamination, item 5 for the length of time as recommended. Tom Curtis seconded and the Board approved without objection.

Dr. Gill Wright reported to the Board that he recommends approval for continuing the disability pension reexaminations, items 6 through 13, (with the exception of item 12), for the length of time as recommended. Mark Young moved for approval of the recommendation to continue the disability pension reexaminations, items 6 through 13, (with the exception of item 12), for the length of time as recommended. Jerry Hall seconded and the Board approved without objection.

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

On item 12, Dr. Gill Wright recommends approval for continuing the disability pension reexamination item 12, as a medical disability pension. He stated that as requested all of the compensable injury on duty claims were reviewed and none of them supported an injury on duty disability pension.

There was some discussion regarding the basis for granting the medical disability pension, the discussions at the Committee level regarding the request for injury on duty medical care and evaluation of the compensable injury on duty claims that may support the claim for an injury on duty disability pension.

After clarification that the request for the in line of duty disability pension determination was deferred pending the outcome of the request for injury on duty medical care, Tom Curtis moved for approval of continuing the disability pension reexamination, item 12, as a medical disability pension for the length of time as recommended and that request for an injury on duty disability pension be denied. Christine Bradley seconded and the Board approved with Mark Young abstaining.

The pensioner was present on item 14.

Susan Drye, Library, was present.

Dr. Gill Wright reported to the Board that on item 14, he recommends approval of return to work.

Susan Drye, stated that they currently only have part-time positions.

After some discussion regarding how often her position becomes available, a salary supplement, and that she would be next in line for a position, Stephanie Bailey moved for approval of the return to work on item 14. Jerry Hall seconded and the Board approved without objection.

It was noted that the issue of a salary supplement will be discussed administratively.

Dr. Gill Wright reported to the Board that on item 15 he recommends approval of return to work with a salary supplement.

Byron Grizzle, Sheriff's Office, stated that the injury on duty issue is resolved and they are ready to return the individual to work.

After some discussion of how long the salary supplement will last, Mark Young moved for approval of the recommendation on item 15 of return to work with a salary supplement. Jerry Hall seconded and the Board approved without objection.

NEW REQUESTS:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Board Action Taken
1.	Jeana N. Baltz	Human Resources	Medical	As moved, seconded and approved, this disability pension request was approved for seven months, (September 2018), with re-exam at that time.
2.	Vincent L. Phillips	Sheriff	Medical	As moved, seconded and approved, this disability pension request was approved with case management services, for seven months, (September 2018), with re-exam at that time.
3.	Johnny R. Crumby, Jr.	Police	Medical	As moved, seconded and approved, this disability pension request was denied.

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

NEW REQUESTS:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Board Action Taken
4.	Darryl W. Johnson	General Services	Medical	As moved, seconded and approved, this disability pension request was denied.

REEXAMINATIONS:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Recommendation
5.	Christopher L. Clark	Police	In Line of Duty	As moved, seconded and approved, this disability pension was continued for five months, (July 2018), with re-exam at that time.
6.	Cynthia D. Clopton	Metropolitan Nashville Public Schools	In Line of Duty	As moved, seconded and approved, this disability pension was continued for two months, (April 2018), with re-exam at that time.
7.	Mia T. Gordon	Health	Medical	As moved, seconded and approved, this disability pension was continued for seven months, (September 2018), with re-exam at that time.
8.	Charles F. Holland	Fire	In Line of Duty	As moved, seconded and approved, this disability pension was continued for one year, (February 2019), with re-exam at that time.
9.	Youza R. Khalaf	Metropolitan Nashville Public Schools	In Line of Duty	As moved, seconded and approved, this disability pension was continued for five months, (July 2018), with re-exam at that time.
10.	Lori L. McAlister	Fire	Medical	As moved, seconded and approved, this disability pension was continued for one year, (February 2019), with re-exam at that time.
11.	Tiffany S. Moore	Metropolitan Nashville Public Schools	Medical	As moved, seconded and approved, this disability pension was continued for two months, (April 2018), with re-exam at that time.
12.	Jason A. Robbin	Fire	Medical	As moved, seconded and approved, this disability pension was continued without stipulation of scheduled re-exam at that time.
13.	Paris M. Spraggins	Police	In Line of Duty	As moved, seconded and approved, this disability pension was continued for one year, (February 2019), with re-exam at that time.

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

RETURN TO WORK:

	Name	Department	In Line of Duty (IOD) or Medical Disability	Recommendation
14.	Exie M. Harrington	Library	In Line of Duty	As moved, seconded and approved, this individual was returned to work.
15.	Michael L. Yarlett	Sheriff	Medical	As moved, seconded and approved, a salary supplement was approved for this individual.

SOCIAL SECURITY REFERRALS:

Dr. Dr. Gill Wright reported to the Board that CSME's office concurs with the case management recommendations on the Social Security referrals.

Shannon Hall moved for approval of the referrals. Christine Bradley seconded and the Board approved without objection.

Item	Name	Department	Review Originated From	Referral Recommendation		Comments
				Case Management	CSME	
1	Crockett, Gregory O.	General Hospital	Pension Approval	Yes	Yes	Meets SSDIB guidelines
2	Sanders, Quinta D.	MAC	Pension Approval	No	No	Does not meet SSDIB duration requirements
3	Taylor, Christopher L.	Police	Pension Approval	Yes	Yes	Meets SSA listing 13.18A

D. PENSIONS: (service, disability to service, options elected, qualified domestic relations orders, (QDRO's), and survivor)

Shannon Hall moved for approval of the pensions. Christine Bradley seconded and the Board approved without objection.

Service

Employee	Department	Classification	Plan A/B	Application Date	Estimated Effective Date
Jerry Bluhm *	General Hospital	Building Operations Mechanic	B	12/18/2017	02/01/2018
Linda Chandler	Register of Deeds	Satellite position	B	01/24/2018	03/01/2018
Sharon Martin	Police	Admin Asst	B	01/24/2018	03/01/2018
Valerie Wilks	Police	Police Operations Coord 1	B	01/24/2018	03/01/2018
Elizabeth Smotherman	Health	Home Economist	B	01/24/2018	03/01/2018
Robert Forrest Jr	Police	Police Sergeant	B	01/24/2018	01/31/2018
Loyd Mcginnis Jr	Parks	Plumber	B	01/24/2018	03/03/2018
Dinah Gregory	Social Services	Special Projects Mgr	B	01/24/2018	03/01/2018
Gary Nicholson	Water Services	Cust Svc Field Rep 3	B	01/10/2018	03/01/2018
Jeffrey Carter	Fire	Fire Engineer	B	01/10/2018	01/30/2018
James Kieffer	Fire	Fire Engineer	B	01/10/2018	01/16/2018
Phyllis Smith	MNPS	AIDE - CLASSROOM	B	01/10/2018	01/05/2018
Mary Scruggs	MNPS	ED ASST - EX ED LIFE SKILLS	B	12/18/2017	01/19/2018
Jeffrey Elkins	Public Works	Maintenance & Repair Leader	B	01/03/2018	02/01/2018
Wesley Gullatte	Water Services	Admin Svcs Mgr	B	01/03/2018	02/01/2018
John Morton	Fire	Fire Captain	B	01/03/2018	01/07/2018
Elmer Lesure Jr	Sheriff	Correctional Officer 1	B	01/03/2018	02/01/2018
Ricky Deatherage	Circuit Court Satellite	Satellite position	B	01/03/2018	02/01/2018

D. PENSIONS: (service, disability to service, options elected, qualified domestic relations orders, (QDRO's), and survivor)

Employee	Department	Classification	Plan A/B	Application Date	Estimated Effective Date
David Bridges *	Public Works	Maint & Repair Worker 1	B	12/27/2017	09/01/2012
William Bailey *	Metro Action Commission	Bus Driver	B	01/03/2018	01/01/2018
David Hallock *	General Hospital	Human Resources Dir	B	01/05/2018	02/01/2018
Leeann Davis *	Police	Police Officer 2	B	01/03/2018	02/01/2018
Johnnie Woods *	MNPS	ASST - FOOD SVC	B	01/10/2018	02/01/2018
Suzanne Gannon *	Bordeaux Long Term Care	Dietitian-Hospital	B	01/11/2018	12/01/2016
Patricia Jack *	Circuit Court Satellite	Satellite position	B	01/12/2018	03/01/2018

Disability to service

Employee	Department	Plan A/B	Effective Date of Conversion
Bobby Hendrix	Public Works	B	01/01/2018
Linda Hurt	General Hospital	B	12/01/2017
Jeffrey Debusk	Parks	B	11/01/2017
Donna Jones	Bordeaux Long Term Care	B	01/01/2018

Options Elected

Employee	Department	Pension Type	Plan A/B	Effective Date	Option	Drop Election
Andrew Smeltzer	Police	P&F Service Pen With Option	B	01/01/2018	Option E	
Herbert Durham Jr	Sheriff	P&F Service Pen With Option	B	01/01/2018	Option A	
John Morton	Fire	Service With Option	B	01/16/2018	Option E	3
Ernest Smithson	Water Services	Service Without Option	B	01/06/2018	Normal	
Anthony Tackett	MNPS	Service With Option	B	01/01/2018	Option A	
Nancy Vaughn	MNPS	Service With Option	B	01/01/2018	Option A	
Wanda Patrick	NCAC	Early Service With Option	B	01/01/2018	Option F	
Guindolyn Tyus	NCAC	Service With Option	B	01/01/2018	Option E	
Deborah Frierson	General Hospital	Service With Option	B	01/01/2018	Option A	3
Lori Bentley	Emergency Communication Center	Service With Option	B	01/01/2018	Option B	
Patricia Mcmillan	Juvenile Court	Service With Option	B	01/01/2018	Option F	
Cheryl Frey	Juvenile Court	Service Without Option	B	01/01/2018	Normal	
Yvonne Foote	Public Works	Service Without Option	B	01/01/2018	Normal	3
Vanessa Braden	Water Services	Service With Option	B	01/01/2018	Option E	3
Grady Odom	Sheriff	P&F Service Pen With Option	B	01/01/2018	Option F	3
Michael Hayes	MNPS	Service Without Option	B	01/01/2018	Normal	
William Stokes	Police	Early Service Without Option	B	01/01/2018	Normal	
Suzie Beverly	Juvenile Court	Service Without Option	B	01/01/2018	Normal	
Ronald Simpson	Public Library	Service Without Option	B	01/01/2018	Normal	
Houston Taylor	Parks	P&F Service Pen With Option	B	01/01/2018	Option A	
Michael Deharde	Sheriff	Service With Option	B	01/01/2018	Option A	
Richard Hughey	Police	P&F Service Pen Without Option	A	01/01/2018	Normal	
William Bailey	Metro Action Commission	Service With Option	B	01/01/2018	Option D	
Amos Long	General Hospital	Service Without Option	B	09/25/2017	Option A	

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	

QDRO – None to report

D. PENSIONS: (service, disability to service, options elected, qualified domestic relations orders, (QDRO's), and survivor)

Survivor

Employee	Department	Survivor Name	Plan A/B	Effective Date
Dean Bradley	MNPS	Gordon Bradley	B	12/29/2017
Wesley Adams	MNPS	Georgia Adams	B	12/26/2017
Robert Brown	MNPS	Teresa Brown	B	12/21/2017
Arthur Martin	Fire	Linda Martin	B	12/13/2017
Michael Cantrell	Water Services	Elizabeth Cantrell	B	01/09/2018
Michael Foster	Information Technology Service	Mary Foster	B	12/23/2017
Russell Mason	Water Services	Linda Mason	B	01/16/2018
William Anderton	Parks	Sue Anderton	B	12/24/2017
John Cantwell	Water Services	Margaret Freiberg	B	12/16/2017
Janice Perry	MNPS	Larry Perry	B	12/30/2017
John Stephens	Fire	Betty Stephens	Closed	01/18/2018
Raul Martinez	General Services	Josefina Martinez	B	10/24/2016
Theresa Jordan	Social Services	Reuben Dally	B	01/02/2018

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.

Christina Hickey reported to the Board that the In Line of Duty (IOD) Committee met on January 11, 2018 to deliberate on 9 injury on duty medical care requests. She stated that two items were deferred (#6 & #8) and the Committee's actions are outlined below.

Committee Chair Jerry Hall asked if there were any amendments, corrections or questions of the minutes from the In Line of Duty Committee meeting. With two corrections, Shannon Hall moved for approval of the In Line of Duty Committee minutes. Christine Bradley seconded and the Committee minutes were approved with B.R. Hall abstaining.

Committee Chair Jerry Hall reviewed the recommendations with the Board. He stated that Committee item 1, the IOD medical care request for the employee from the Fire Department, was two-fold. He stated that the Committee recommended to uphold the denial by ASC for the first appeal (sleep apnea) and on the second appeal (diabetes), the Committee deferred until the employee could gather more medical information. He stated that since that time, he has asked to withdraw this appeal.

Christina Hickey stated that he has also requested to withdraw both requests. She stated that the Board can either vote on the recommendation or accept the withdrawals.

There was some discussion regarding the amount of time spent in discussions on these injury on duty appeals, acting on the recommendation for the sleep apnea part of the claim, and if accepting the withdrawal resolves the matter permanently.

Nicki Eke, Legal Department, stated that because he has withdrawn this before the full Board has considered it, he has pulled his case and you are bound to accept the withdrawal. She stated there are no clear limitations on the timeline for injury on duty medical appeals and indicated that this is something the Board may want to look into.

There was some discussion if the employee brings this back at a later time would the Committee would have to go through the process again on the same claim and that an initial determination has been made.

Nicki Eke, Legal Department, stated that it's possible to bring this claim back if the facts or circumstances are different. She stated that she does not want to say right now that he has lost any rights to bring this matter back because it will depend on what the facts are.

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

B.R. Hall moved to accept the withdrawal on item 1, the IOD medical care request for the employee from the Fire Department, if needed. Mark Young seconded.

It was asked of the Legal Department is there any authority to do anything other than accept the withdrawal.

Nicki Eke, Legal Department, stated that she would not recommend anything other than accepting the withdrawal since the request was made prior to the Board considering the matter.

It was asked of the Legal Department what is the appropriate way to accept the withdrawal of this item.

Nicki Eke, Legal Department, stated that a motion is not necessarily needed because the matter is no longer pending before the Board.

Committee Chair Jerry Hall reported to the Board that on Committee item 2, the IOD medical care request for the Pensioner from the Fire Department, the Committee recommended to uphold the denial by ASC.

There was some discussion regarding the status of this individual if the recommendation from the Committee is accepted.

Christina Hickey reviewed the summary from ASC, where it states that the individual was approved for an injury on duty disability pension unless the IOD Committee and Board vote to uphold the recommended injury on duty claim denial by ASC and determine that the disability pension should be considered as medical.

Addis Kendall, union representative, was present.

Dewey Branstetter, attorney for the pensioner, was present.

Tracey Patterson and Vickie Hampton, ASC, were present.

The Board discussed what needs to be determined for this individual.

Christina Hickey stated that this individual was approved for an injury on duty disability pension prior to the injury on duty case going to ReviewMed. She stated that when it came back to be re-examined, the CSME recommended that the injury on duty disability pension be switched to medical based on the determination by ASC on the injury on duty claim. She stated that the Board continued the injury on duty disability pension and referred this case to the IOD Committee. She stated that the issue before the Board is if this is an injury on duty denial by the Board would the disability pension be switched to a medical disability pension.

There was clarification that this issue before the Board is the recommendation from the Committee on the injury on duty medical care and changing the disability pension.

There was some discussion regarding the recommendation from the Committee and the vote.

There was some discussion regarding granting an injury on duty disability pension and not granting the medical care.

Vickie Hampton, ASC, reviewed the timeline regarding the injury on duty medical care claim, what the CSME had regarding the request for a disability pension and that the ReviewMed report had not come in yet.

Christina Hickey stated that after clarifying with the Legal Department that if the Board does uphold the denial for the injury on duty medical care the recommendation would be to change the disability pension the following month.

Nicki Eke, Legal Department, stated that it is her understanding that the Board's motion was to approve an IOD disability pension with no re-exam unless the IOD Committee and the Board votes to uphold the recommendation on the injury on duty medical care denial by ASC and determine that the disability pension should be medical. She stated that if that was a qualification to the injury on duty disability pension approval and

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

if the Board takes action and that action is to uphold ASC's denial then the injury on duty disability pension matter would need to be put back on the agenda to be addressed.

Dewey Branstetter, attorney, stated that he would like to address the decision by ReviewMed and present additional information.

There was some discussion regarding deferrals on this item, the current medical record, whether or not the additional medical information has been presented and whether or not ASC has this additional information.

Shannon Hall moved to re-refer this item, (the IOD medical care request for the Pensioner from the Fire Department) back to the IOD Committee with all the additional medical submitted by the appropriate deadlines as determined by ASC before the next IOD Committee meeting. Mark Young seconded and the Board approved without objection.

Committee Chair Jerry Hall reported to the Board that on Committee item 3, the IOD medical care request for the employee from the Fire Department, the Committee recommended to uphold the denial by ASC.

**Denotes Stephanie Bailey leaving the meeting.

Addis Kendall, union representative, was present.

Dewey Branstetter, attorney for the employee, was present.

Tracey Patterson and Vickie Hampton, ASC, were present.

Dewey Branstetter, attorney, addressed the Board regarding the presumption and ReviewMed's analysis of the claim for in line of duty medical care and requested that the Board reverse the Committee's decision.

There was some discussion regarding what the legal standard is and if the appropriate questions are being asked on the questionnaires to the doctors.

Nicki Eke, Legal Department, stated that the presumption can be rebutted by competent medical evidence. She stated that the case law indicates that competent medical evidence that there is not a substantial causal connection between the employee's work and the medical condition would rebut the presumption. She also stated that the presumption can be rebutted by competent medical evidence which demonstrates that the health impairment is not job related. She stated that a physician's opinion that reflects a reasonable degree of medical certainty that the injury is not work related will rebut the presumption. She stated that ultimately it's for the Board to determine the credibility of the opinion that's before you as to whether or not it is sufficient medical evidence to rebut the presumption, but the questions in themselves are not in her opinion inaccurate. She stated that they are appropriate questions that can be asked.

Mark Young moved to overturn ASC's decision and grant the injury on duty claim on item 3, the IOD medical care request for the employee from the Fire Department. B.R. Hall seconded.

After some discussion regarding what the physician states related to causation, a vote was taken on the motion to overturn ASC's decision and grant the injury on duty claim on item 3, the IOD medical care request for the employee from the Fire Department, and failed with Mark Young and B.R. Hall in favor and Talia Lomax-O'dneal, Tom Curtis, Shannon Hall, Christine Bradley, and Edna Jones opposed and Jerry Hall abstaining.

Talia Lomax-O'dneal moved for approval of the recommendation on item 3, the IOD medical care request for the employee from the Fire Department to deny the claim. Tom Curtis seconded and the Board approved with Mark Young opposed and Jerry Hall abstaining.

Committee Chair Jerry Hall reported to the Board that on Committee item 4, the IOD medical care request for the employee from the Fire Department, the Committee recommended to uphold the denial by ASC. He stated that on the request for the IOD disability pension, the Committee recommended to wait until the February Board when more medical information should be available.

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

The employee was not present for this item.

Christina Hickey noted that this is item 12 in the disability pensions section of the agenda. She stated that the request for IOD medical care was reviewed and after evaluation of all the compensable injury on duty claims that may support the claim for an injury on duty disability pension the Committee recommended to uphold the denial of the IOD medical care request and that the individual remain on a medical disability pension.

Edna Jones moved to uphold the denial by ASC on Committee item 4, the in line of duty medical request employee from the Fire Department. Tom Curtis seconded and the Board approved without objection.

Committee Chair Jerry Hall reported to the Board that on Committee item 5, the IOD medical care request for the employee from the Fire Department, the Committee recommended to overturn the denial by ASC.

Mark Young moved to overturn ASC's decision and grant the injury on duty claim on item 5, the IOD medical care request for the employee from the Fire Department. B.R. Hall seconded and the Board approved with Talia Lomax-O'dneal and Edna Jones abstaining.

Committee Chair Jerry Hall reported to the Board that on Committee item 7, the IOD medical care request for the employee from the Fire Department, the Committee recommended to uphold the denial by ASC.

The employee was not present for this item.

Edna Jones moved to uphold the denial by ASC on Committee item 7, the in line of duty medical request employee from the Fire Department. Tom Curtis seconded and the Board approved with Mark Young abstaining.

Committee Chair Jerry Hall reported to the Board that on Committee item 9, the IOD medical care request for the employee from the Police Department, the Committee had no recommendation to the Board.

Christina Hickey informed the Board that additional information has been provided by the CSME on this item. She stated at the Committee meeting the employee was directed to provide additional medical information in support of the claim by the deadline and that is in the medical packet.

The employee and his attorney, David Raybin, were present.

Dr. Gill Wright, CSME, stated that after further review of the medical information, standards for and the types of hypertension, he stated that the essential hypertension medications should be covered. He stated that the other issues would not be included.

After clarification of what is before the Board, (the denial of the essential hypertension claim),

B.R. Hall moved for approval of item 9, the IOD medical care request for the employee from the Police Department, for the essential hypertension claim only. Shannon Hall seconded and the Board approved with Edna Jones opposed.

2. Correspondence:

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

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

3. Reports for your information:

- a. Return to work. (none to report)
- b. Social Security approvals.
- c. Refund of pension contributions. (none to report)
- d. Repayment of pension contributions.
- e. Denial log from Alternative Service Concepts.
- f. Benefit Board budget reports.
- g. Investment Committee meeting minutes.
- h. Privacy notice.

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

There was some discussion regarding one line item on the budget reports and the Privacy notice.

It was noted that if there are any questions regarding the Investment Committee minutes they can be emailed to Tom Curtis.

4. Late item(s):

There were no late items reported at the meeting.

With nothing further presented, the meeting adjourned at 10:55 a.m.

ATTEST:

APPROVED:

Shannon B. Hall, Director
Human Resources

Edna J. Jones, Chair
Employee Benefit Board