

**MINUTES OF THE
WV CONSOLIDATED PUBLIC RETIREMENT BOARD
DISABILITY COMMITTEE
MEETING OF MAY 22, 2012**

A meeting of the Consolidated Public Retirement Board (CPRB) Disability Committee was held in the Legal Conference Room located at the offices of the Consolidated Public Retirement Board, 4101 MacCorkle Avenue, SE, Charleston, West Virginia, and was called to order at 2:07 p.m. by Acting Chairman Todd Murray.

Roll call was taken.

Members present were:

Todd Murray, Acting Chairman, *via telephone*
Captain Michael Corsaro, *via telephone*
Mack Parsons, *via telephone*

Members not in attendance were:

Drema Evans
Joe Lynch

A quorum was present.

Due notice had been published.

Also, present were:

Jeff Fleck, CPRB Executive Director
Terasa Miller, CPRB Deputy Director
Jeaneen Legato, CPRB General Counsel
Lisa Trump, CPRB PERS Manager
Deana Gose, CPRB Uniform Manager
Bill McCallister, TDC Disability
Chris Bush, Uniformed Services Retirement Advisor
David McCauley, TRS Retirement Advisor
Brittany Smith, TRS Accounting Technician
Virginia Wright, PERS Retirement Advisor

Tab #1 Approval of the April 10, 2012 Meeting Minutes

Captain Corsaro made a motion to approve the April 10, 2012 minutes. The motion was seconded by Mr. Parsons and the motion carried unanimously.

Mr. Parsons made a motion to go into Executive Session to discuss disability reviews, DSRS and Trooper medical recertification updates and EMSRS prior disability issues as allowed by West Virginia Code § 6-9A-4. The motion was seconded by Captain Corsaro. The motion carried unanimously. The Disability Committee went into Executive Session at 2:09 p.m.

The Disability Committee reconvened from Executive Session at 2:21 p.m. Acting Chairman

Murray announced that no decisions were made during the Executive Session.

Tab #2 Disability Application Reviews

Acting Chairman Murray reviewed with the Committee the Disability Applications from the following systems:

<u>SYSTEM</u>	<u>Approved</u>	<u>Denied</u>	<u>TOTAL</u>
PERS	12	2	14
TDC	3	0	3
TRS	2	0	2
TRS (TDC Transfers)	6	0	6
TOTALS:	23	2	25

Captain Corsaro made a motion to accept the disability recommendations from staff. Mr. Parsons seconded the motion. The motion carried unanimously.

Tab #3 DSRS Disabled Retirant Income Limitation

Executive Director Fleck reviewed with the Committee the allowed DSRS income limits and reported that staff recommends the Disability Committee terminate the partial duty disability benefits for Charles Justice, effective June 1, 2012 for exceeding the allowed income limit.

Captain Corsaro made a motion to accept the staff's recommendation and terminate the DSRS partial duty disability benefits for Charles Justice, effective June 1, 2012, for exceeding the allowed income limit. The motion was seconded by Mr. Parsons. The motion carried unanimously.

Tab #4 DSRS & Trooper Medical Recertification Update

Deputy Director Miller reported all disabled Troopers who were required to be medically recertified in accordance with the Medical Recertification Policy adopted by the Board for 2012 have done so and all were recertified as disabled. Also, all DSRS medical recertifications for 2011 have been completed, and staff will begin the 2012 medical recertifications in July.

Tab #5 DSRS Disability Recertification Policy

Executive Director Fleck reviewed the proposed DSRS medical recertification policy, similar to the State Police medical recertification policy, with the Disability Committee.

Mr. Parsons made a motion the Disability Committee approve the proposed DSRS medical recertification policy and report their decision to the Full Board at the May 23, 2012 Board Meeting. The motion was seconded by Captain Corsaro. The motion carried unanimously.

Tab #6 EMSRS Prior Disability

Deputy Director Miller reviewed with the Committee the case of Archie Hubbard wherein he had appealed the decision to apply for disability in the EMSRS system. Hearing Officer DeBolt recommended, with the Board adopting, he be permitted to become a member of EMSRS and convert his PERS disability benefits to EMSRS conditioned upon a determination that he would have been eligible for disability under § 16-5V-19 (total duty standard). Based upon the physician's report received, it is staff's recommendation to the Committee that his application be denied.

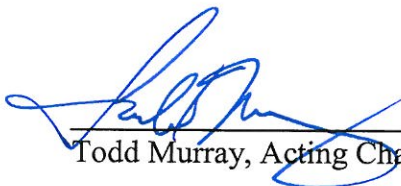
Mr. Parsons made a motion the Disability Committee accept the recommendation of staff and deny the application of Archie Hubbard for disability in the EMSRS system. The motion was seconded by Captain Corsaro. The motion carried unanimously.

Tab #7 Other Business

Acting Chairman Murray asked the Committee if there was any other business to bring before the Disability Committee and none was heard.

Acting Chairman Murray adjourned the Disability Committee meeting at 2:33 p.m.

Respectfully submitted,



Todd Murray, Acting Chairman



Jeffrey E. Fleck, Executive Director