

Local Board Members

Don Mineer

Stan Hoover (Ret.)

Brian Moore



Reasons for the Local Board

- The administration of the system and responsibility for making the provisions of the system effective for each employer are vested in a local board.
- All approved agencies shall have a local board.
- The pension law under ARS Title 38 sets forth numerous board responsibilities which the employer agrees to by completing the joinder agreement and by joining PSPRS.



Powers and Responsibilities

- To decide all questions of eligibility and service credits, and determine the amount, manner and time of payment of any benefits under the system. (Main duty)
- To prescribe procedures to be followed by claimants in filing applications for benefits.
- To make a determination as to the right of any claimant to a benefit and to afford any claimant or the Board of Trustees or both a right to a rehearing on the original determination.



Powers and Responsibilities

- To furnish the employer, the Board of Trustees, and the legislature, upon request, with such annual reports with respect to the administration of the system as are reasonable and appropriate.
- To receive and review the actuarial valuation of the system for its group of members.
- To receive and review reports of the financial condition and of the receipts and disbursements of the fund from the Board of Trustees.



Powers and Responsibilities

- A local board shall, from time to time, establish and adopt such rules as it deems necessary or desirable for its administration. All rules and decisions of a board shall be uniformly and consistently applied to all members in similar circumstances.
- Each member of a local board is entitled to one vote. A majority vote is necessary for a decision by the members of a local board at any meeting of the local board.
- Three members recorded as “present” at a meeting is needed for quorum of any meeting.
- If you do not have three members present, you can not call a meeting to order; all issues would automatically move to the next agenda.



Stan Hoover

Retired Phoenix Police Department - 36 years

Elected City of Phoenix Police Pension Board - 23 years

Chairman of the Arizona FOP Pension Oversight Committee



Brian Moore

Captain Phoenix Fire Department

Elected City of Phoenix Fire Pension Board 2009

Chairman of Pension Board Daisy Mountain Fire District

Vice President IAFF Local 493 Member Benefits Chair

Vice Chair City of Phoenix 457/401a Board



Your Goal as a Board Member

- Retain a disability application process for members of the Arizona Public Safety Personnel Retirement System which is fair, impartial, timely, cost effective but not burdensome to the applicant.
- This process must ensure an objective decision can be made after due process is afforded to an applicant and employer.
- The process must be prepared to withstand legal review.

Any new process must not place a costly burden on PSPRS or cause an increase in employee contributions (Tier 3 - 50/50 issue).



Role of an Elected Board Member

- Educational role to employees, employers, managers and elected officials.
- Provide knowledge of the local workplace environment and circumstances that may be relevant to the administrative process, particularly as they may relate to disability benefits
- Legal role to interpret and administer the rule of law.
- Create a record of due process for legal review of fair and impartial treatment of an application.
- Fiscal role to not grant any improper or illegal benefits.

*There is value in the employer appointment, citizen member and elected members participation (employer, tax payer, member).



Disability Process

Applicant contacts the employer human resources, Local Board secretary/office and or an elected board member.

Requirements for disability are explained and the process for application: (38-842.1, 38-844.B)

- Condition totally and permanently prevents an employee from performing a reasonable range of duties and was incurred in the performance of the employees' duties.
- Employment must be terminated by reason of accidental disability.
- Applicant is instructed to apply if they believe they qualify.



Fact Finding: Building a Record for Legal Review

- Local Board accepts an application packet for review
- Is/are there industrial packets or history?
- Employer departmental reports, memos, internal investigations
- What is past injury history, a new injury or aggravation?
- Are there personal medical records related to the applicant?
- Is the applicant “stationary” in their medical condition?
- What is their work current status?
 - ✓ Full Duty, Light Duty, No Work Status, LWOP, LTD
 - ✓ “You can’t be working Monday and be disabled on Tuesday.”



Room for Improvement

- There are highly efficient, effective and objective local boards.
- There are dysfunctional local boards – we need to fix them!
- Recommended future board training:
 - ✓ Open meeting law
 - ✓ Ethics, legal and fiduciary review training
 - ✓ PSPRS Title 38 overview
 - ✓ PSPRS Board responsibilities and duties
 - ✓ PSPRS Local Board guidelines
 - ✓ Building a disability public record for review
 - ✓ Precedent setting case studies (read other board minutes)



Questions?

Don Mineer
602-255-5575
Don@psprs.com

Stan Hoover
Cell: 602-361-7116
Hoover.Stan@principal.com

Brian Moore
Cell: 602-524-5715
bmoore@L493.org

Thank you for attending!

