

CBA LPRC POSITION REQUEST FORM

The CBA Disability Law Section

Law position request is as follows:

1) Proposed legislative or regulatory concept:

We are requesting that the State Employee Retirement Commission (“SERC”) and Public Consulting Group, Inc. (“PCG”) include additional notice to State Employees who have been granted disability pension benefits from the medical examining board. The notice pertains to the requirement that after a State employee is granted disability pension, he or she must file for Social Security benefits. SERC has contracted with PCG who helps members obtain Social Security and Medicare benefits.

2) A plain language explanation and rationale for advancing this position:

SERC and PCG are sending out notices regarding using PCG services to Social Security claimants who already have attorney representation. The proposed changes to the PCG engagement letter and SERC notice letter will better inform its members on the use of private attorneys versus PCG services.

3) Is draft regulation, legislation or proposed bill included?

Yes, there are three documents included. Two of which are the current SERC and current PCG letter. The third is the letter the DLS is requesting the CBA support and send to SERC.

4) What is the date of any legislative hearing, if known?

No hearing.

5) Was this position previously approved by the CBA? If so, when does/did it expire?

This is the first proposal.

6) Is the CBA section or committee seeking to join a previously approved CBA section or committee position?

No.

7) Potential or actual CBA opposition from another CBA section or committee?

There has been no opposition to this proposed letter.

8) Strength of section position (including process and results of section vote taken on issue):

10-0 with one abstention. The one abstaining member stated, “I feel it is appropriate to abstain

from voting on this as we do not cover this area of practice at my agency.”

9) Fiscal impact (on the state):

Little if any.

2021-2022