

UNITED STATES OF AMERICA
SOCIAL SECURITY ADMINISTRATION

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OCCUPATIONAL INFORMATION DEVELOPMENT
ADVISORY PANEL

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QUARTERLY MEETING

DAY 2

+ + + + +

Thursday,
September 2, 2010

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Boston, Massachusetts

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The Quarterly Meeting of the Occupational Information Development Advisory Panel convened at 8:30 a.m., pursuant to notice, in the Terrace Ballroom, Boston Park Plaza Hotel & Towers, 50 Park Plaza, Boston, Massachusetts, Mary Barros-Bailey, Chair, Presiding.

PANEL MEMBERS PRESENT:

MARY BARROS-BAILY, Chair, Ph.D.
ROBERT T. FRASER, Ph.D.
THOMAS A. HARDY, J.D.
JANINE HOLLOMAN
H. ALLAN HUNT, Ph.D.
SYLVIA E. KARMAN
DEBORAH E. LECHNER
ABIGAIL PANTER, Ph.D. (via telephone)
MARK A. WILSON, Ph.D.

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ALSO PRESENT:

DEBRA TIDWELL-PETERS, Designated Federal
Official

DEBBIE HARKIN, Staff

SHIRLEEN ROTH, Staff

PUBLIC COMMENTERS:

ANGELA HEITZMAN

JEFF TRUTHAN

LYNNE TRACY

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1 P-R-O-C-E-E-D-I-N-G-S

2 8:35 a.m.

3 MS. TIDWELL-PETERS: Good morning,
4 everyone. If you could please take your
5 seats. We're about to begin. Good morning.
6 My name is Debra Tidwell-Peters, and I'm the
7 designated federal officer for the
8 Occupational Information Development Advisory
9 Panel.

10 Good morning. This is the second
11 day of the Panel's meeting here in Boston, and
12 I'd like to turn the proceedings over to the
13 Panel Chair, Dr. Mary Barros-Bailey. Mary?

14 CHAIR BARROS-BAILEY: Thank you,
15 Debra. Good morning. I would like to thank
16 you all for your attendance, live or
17 telephonically, to the second day of the
18 fourth quarterly meeting of the OIDAP for
19 fiscal year 2010.

20 Before we go through the activities
21 today, I'd like to announce to those who are
22 listening in remotely that to follow along,

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1 please go to our website,
2 www.socialsecurity.gov/oidap, for a copy of
3 the agenda.

4 For those who are attending our
5 meeting for the first time, you might be
6 interested in activities and deliberations of
7 the panel from past meetings and those
8 materials in terms of agendas and PowerPoint
9 presentations are also found on the same
10 website address, socialsecurity.gov/oidap.

11 You can also look at panel
12 documents for technical and working papers,
13 formal correspondence, our first and only
14 recommendations report delivered to the
15 commissioner in September of 2009, as well as
16 a final report discussed during the public
17 meeting on June 10 in Memphis of our findings
18 on the National Academy of Sciences review of
19 the O*NET.

20 That report was deliberated upon
21 again on June 9, delivered to the Commissioner
22 on June 28, and available to the public since

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1 June 10 -- or June 9.

2 As we indicate at the start of each
3 meeting, the charter of the Occupational
4 Information Development Advisory Panel or
5 OIDAP is to provide the Social Security
6 Administration with independent advice and
7 recommendations for the development of an
8 occupational information system to replace the
9 dictionary of occupational titles for
10 disability adjudication.

11 Our task is not to develop the OIS
12 itself. I keep on saying that, but I think
13 that's an important point to delineate because
14 there's a perception that we are developing
15 the OIS.

16 Currently, I am assisting the User
17 Needs and Relations Subcommittee until I
18 appoint a chair to that subcommittee.
19 Therefore, I have requested Dr. Fraser deliver
20 the Subcommittee report this morning.

21 Following the Subcommittee's
22 report, we will hear from Deb Lechner

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1 regarding the activities of the Job Analysts
2 Ad Hoc Group. As part of her report, she will
3 describe an exercise that I requested that the
4 ad hoc group do and engage in here in Boston.

5 That -- I will let her talk about
6 the details of that project. I would like to
7 publicly thank Amy Vercillo, a vocational
8 expert here in Boston, who assisted the Ad Hoc
9 Group and staff tremendously in arranging for
10 the logistics associated with that exercise.

11 After the break, we have allotted a
12 half hour for public comment. I understand
13 that we have two people who have signed up for
14 public comment, five minutes each. Should
15 there be no other public comment, we will
16 enter into our administrative meeting.

17 I would offer that time for the
18 panel to engage in additional discussion on
19 any topic we have discussed here at the
20 meeting that arose as part of that agenda.

21 Finally, we will end our fourth
22 quarterly meeting with administrative part,

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1 and as part of that, we will also discuss
2 additional areas that the panel would like to
3 have presented at the meeting in Baltimore in
4 December.

5 Note that given the fact that we're
6 entering into a period of our second year --
7 the completion of our second year, I think
8 it's really important for us to look at
9 ourselves of where we have come as a panel,
10 what has worked that's part of what we've been
11 doing in terms of user needs, kind of a
12 reflection and trying to plan ahead and that's
13 an activity I would like to see that we look
14 at as a panel all together.

15 I would also like to acknowledge
16 that Drs. David Schretlen and Gunnar Andersson
17 and Sha -- sorry, Shanan Gibson are not with
18 us today either due to hurricane warnings or
19 family emergencies.

20 Abigail Panter, Dr. Panter, are you
21 on the line? I think she was teaching a class
22 this morning, so she might be with us later

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1 today, so we might hear a voice from above
2 that -- like we did yesterday with her piping
3 in every once and a while.

4 So, at this time, I'd like to ask
5 Dr. Fraser if he would deliver the
6 subcommittee report for user needs.

7 MEMBER FRASER: Thank you, Mary.
8 We appreciate Mary's work as a temporary
9 chair. Due to the excessive time on her
10 hands, she wanted to act as temporary chair,
11 and the work of Shanan and Tom and Debra and
12 Debra Tidwell-Peters in support.

13 Basically, we're organized in terms
14 of activities under two major categories of
15 work, information collection framework for
16 user stakeholders, etc., and information
17 dissemination framework.

18 Our goal is to evaluate all of our
19 panel's activities under this -- these two
20 categories of work and refine an overall plan.

21 In terms of information collection, Shanan
22 gave a great presentation yesterday, which was

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1 a summary report of the activity on public
2 comment.

3 The public comment period closed at
4 the end of June, 2010, obviously. A
5 subcommittee recommendation to the Panel was
6 that all future recommendations that are made
7 receive public comment before a formal
8 recommendation that was a major emphasis of
9 our recommendations.

10 In terms of information
11 dissemination, we continue reviewing user
12 organizations and organizations with
13 membership of interest, looking for people
14 that we may be missing who would be interested
15 in these activities.

16 In the past year, we received -- we
17 reached approximately 3,500 attendees at
18 different national conferences. The target is
19 national organizations with a national
20 conference presence.

21 We're also considering the toolkit
22 of options with a PowerPoint, with a voice-

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1 over, possible live webinars, podcast
2 deliveries, etc. There's also been discussion
3 relating to providing more of an electronic
4 presence, e-mailing lists, more website
5 dissemination, etc.

6 As Mary mentioned yesterday, we've
7 completed articles for the -- several
8 different national groups to include the CRCC
9 group, NADR, and I think Mark and Shanan may
10 be working on another article for the I/O
11 Group.

12 So, our emphases have been
13 finishing the report that Shanan presented
14 yesterday, alternative communication and
15 dissemination plans, and to continually
16 evaluate our work in developing our next two-
17 year dissemination plan.

18 CHAIR BARROS-BAILEY: Any
19 questions?

20 I did want to bring something up
21 and make it kind of an action item for the
22 User Needs and Subcommittee group. Since

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1 virtually the beginning of this panel, we have
2 been very cognizant of the fact that we are
3 using words that sometimes convey different
4 meanings to different people.

5 We had glossaries in our initial
6 subcommittee reports and also our main report.

7 I would like the User Needs and Relations
8 Subcommittee to work with the SSA staff in
9 terms of developing a common list of
10 definitions -- of words and definitions.

11 One that continually comes up and I
12 think it's becoming problematic, highly
13 problematic, is the understanding of the
14 conceptualization between work side and person
15 side.

16 I think that's central to what
17 we're doing, and I think it would help avoid a
18 lot of confusion if we had that common list
19 and common conceptualization before us all.
20 So, if we could add that to the list of future
21 activities for the Panel -- for the
22 Subcommittee to bring to the Panel.

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1 MEMBER KARMAN: Mary, question. Is
2 this something that you want added to the --
3 are we talking about this being added to the
4 User Needs and Relations report that Shanan
5 provided yesterday?

6 CHAIR BARROS-BAILEY: The report
7 that Shanan delivered yesterday was public
8 comment.

9 MEMBER KARMAN: Right. So, was
10 that part of that public comment report as we
11 talked about definitions?

12 CHAIR BARROS-BAILEY: I think --

13 MEMBER KARMAN: Not that we need
14 person-side and work-side, but --

15 CHAIR BARROS-BAILEY: I think it's
16 a variety of different things that have
17 brought us to this point. We just need to do
18 this, and so, yes, that's one of the areas
19 that it came out. It's come out in everything
20 we've done, and I think it's a task we just
21 need to do and if the subcommittee could work
22 with the SSA staff to deliver that --

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1 MEMBER KARMAN: Okay. The reason
2 I'm asking is because that report is right now
3 under preparation to be finished quickly,
4 soon.

5 CHAIR BARROS-BAILEY: I see what
6 you're saying.

7 MEMBER KARMAN: So, I'm wondering
8 what the timing is and if there was an
9 expectation among the panel members that that
10 -- those list -- those definitions should be
11 part of that report, I would want to know
12 that. So --

13 MEMBER HARDY: AS a member of the
14 committee, I would think we -- I can't speak
15 for the committee, but I would think we'd want
16 that report to stand on its own and see this
17 as a new initiative and move forward and then
18 we could give something at the next meeting or
19 whenever we've completed it.

20 MEMBER KARMAN: Okay. Thank you.

21 CHAIR BARROS-BAILEY: Okay. Tom?

22 MEMBER HARDY: And going to that,

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1 I'm just going to suggest that we need to find
2 a new chair for the panel, for the
3 subcommittee panel, so somebody could take
4 leadership on this, and I am not volunteering.

5 CHAIR BARROS-BAILEY: Yes, I
6 realize that, and I think as we were talking
7 about yesterday when one of the items came up,
8 it's been kind of hard to make some decisions
9 in terms of not only that subcommittee but the
10 executive subcommittee moving forward in light
11 of absence of a bigger plan, so I agree.

12 MEMBER FRASER: That was a joke in
13 terms of Mary's excessive time available for
14 these kind of activities.

15 CHAIR BARROS-BAILEY: Okay. Any
16 other thoughts or questions for Bob Fraser or
17 the Subcommittee?

18 Okay. I would now like to ask Deb
19 Lechner to present on the status of the Job
20 Analysts Ad Hoc Group.

21 MEMBER LECHNER: I'd like to first
22 thank my committee members, Bob Fraser and

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1 Shanan Gibson, for participating on this
2 committee, this subcommittee with me. The Job
3 Analysis Ad Hoc Subcommittee has had five
4 teleconference since our last quarterly
5 meeting, June 2, June 16, July 6, July 14, and
6 August the 25th.

7 We've also conducted a job analysis
8 of the position of cashier at two different
9 locations in the Boston area on August the
10 30th, just before the panel meeting.

11 The purpose of this project was to
12 provide examples of job analysis approaches
13 from three different disciplines that are
14 involved in the field of job analysis:
15 physical therapy, vocation counseling, and
16 industrial psychology.

17 We don't mean to imply that these
18 are the only disciplines that should be
19 involved in this type of analysis, but we just
20 wanted a sample of three different disciplines
21 to look at the three different approaches.

22 We're going to be comparing and

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1 contrasting the three approaches in a
2 presentation to the panel at the next
3 quarterly meeting. We had SSA staff observers
4 present during the job analyses and they were
5 observing our processes and we'll be asking
6 them to provide comments and observations at
7 the next quarterly meeting, as well.

8 A secondary purpose of this
9 activity was to elucidate the differences and
10 similarities and some of the job analysis
11 terminology and some of what we find just
12 strikes me may be of interest to the User
13 Needs Group that is working on the glossary.

14 Some of the examples of terms that
15 have created some confusion in the past are
16 the terms general work activity and the terms
17 job tasks get operationalized differently by
18 different disciplines performing job analysis,
19 and so hopefully, our report or our
20 presentation will help to elucidate some of
21 those differences and help us to understand
22 each other as we communicate about the OIS.

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1 Our report will provide examples
2 and associated definitions of the terms, and
3 we have some future activities planned between
4 now and the December meeting. We're going to
5 prepare a written report describing the
6 similarities and unique differences in our job
7 analysis approaches and terminologies, and
8 then we will also prepare a presentation to
9 the panel that summarizes and highlights the
10 main points of the report.

11 We were also planning to continue
12 meeting and discussing the information
13 presented to the panel at this meeting from
14 the studies that were done -- that have been
15 done by SSA and to talk about any potential
16 needed activity from our subcommittee based on
17 the information from the evaluation of 2008
18 occupations held by SSDI and SSI disability
19 claimants, the occupational and medical voc
20 claims review study, and then the user needs
21 identification for the content model
22 development.

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1 So, we'll take the information that
2 we've learned at this meeting -- I think
3 those, all three of those, presentations were
4 -- provided some really excellent information
5 for us as we consider the process of job
6 analysis.

7 CHAIR BARROS-BAILEY: Could you
8 talk a little bit about the Point A, B, and C
9 in terms of future activities? What's
10 anticipated for that within the context of the
11 Job Analyst Ad Hoc Group?

12 MEMBER LECHNER: I really can't
13 speak to -- because the committee really --
14 the subcommittee hasn't even had a chance to
15 talk about that, but I just felt that we
16 received new information and as a subcommittee
17 we need to look at that data and say is there
18 -- are there any activities that make sense
19 for our subcommittee to address based on the
20 information that we received, and there may
21 not be anything. There may be some things.
22 We just haven't discussed it as a

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1 subcommittee.

2 CHAIR BARROS-BAILEY: Okay. The ad
3 hoc group was -- is a group that was put
4 together to take a look at one of the bullets
5 that was in that letter that we received from
6 the commissioner on January 9, which is the
7 recruitment training and certification of
8 field job analysts, so anything that feeds
9 back into that -- the mission for the group.

10 One of the purposes also for the JA
11 project or the JA exercise that happened on
12 Monday is to take and continue some
13 professional development that we had in March,
14 which was looking at a variety of different
15 Occupational Information Systems with the
16 occupation of grocery store clerk and looking
17 at it from a different perspective actually on
18 the ground of how different disciplines might
19 develop a job analysis.

20 But, the purpose of the job
21 analysis, I think, has to be really considered
22 within this because a lot of times as

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1 practitioners the reason we take or do a job
2 analysis might be to match a single person
3 with a single job and the purpose for the
4 field job analysts for this project would be
5 to collect data in a standardized format for
6 an Occupational Information System that needs
7 to be defended.

8 So, using the methods that each
9 discipline uses, how different would it be or
10 would it be different if you were collecting
11 data for an Occupational Information System?

12 So, I think we have to remain
13 focused on what the purpose is and narrow it
14 to within the scope of what we need to be
15 doing and how it applies back to our advice
16 and recommendations to SSI.

17 I've heard kind of on the side from
18 a variety of different people involved in that
19 exercise that it went really well and I'm
20 really looking forward to a presentation in
21 December from the Ad Hoc Group.

22 Are there any questions of Deb in

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1 terms of the activities of the group?

2 MEMBER FRASER: Just one comment.
3 I think the information on the most salient
4 functional impairments that was provided
5 yesterday would be very helpful to us in
6 reviewing our job analysis methodologies. So,
7 more information on that probably the better.

8 MEMBER LECHNER: I would also like
9 to reiterate Mary's thank you for Amy -- to
10 Amy for setting up the analyses. The
11 organizations we worked with were very helpful
12 and very supportive and dedicated considerable
13 time and resources to making sure that we got
14 the information that we needed.

15 So, thanks. Thanks to Amy for
16 making that happen.

17 CHAIR BARROS-BAILEY: Okay. Any
18 other questions? We are, as opposed to
19 yesterday, running a little faster on the
20 agenda. So, we just started so I am not
21 inclined to take a break, although we have one
22 on the agenda.

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1 I know that two people who have
2 signed up for public comment are here in the
3 audience. I don't know if they would be ready
4 to offer public comment at this time, so --
5 and I understand that, Abigail, you're on the
6 line?

7 Okay. She might be on mute, but I
8 understand she's on the line, and I'm getting
9 some heads nodding in the audience, so we have
10 two people signed up from public comment who
11 are both with the International Association of
12 Rehabilitation Professionals, Lynne Tracy and
13 Angie Heitzman.

14 If you would introduce yourselves a
15 little to the panel, and you each have five
16 minutes. Thank you.

17 MS. TRACY: Thank you. My name is
18 Lynne Tracy. I've been here before you many
19 times. Angie Heitzman is with me. We
20 represent the International Association of
21 Rehabilitation Professionals, also known as
22 IARP.

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1 As you know, we have a liaison
2 committee of IARP to the OIDAP. Angie and I
3 are two of those committee members, as well as
4 Scott Stipe, Ann Neulicht, Rick Wickstrom, and
5 Pam Warren.

6 So, we would like to give you some
7 public comment. As representatives of IARP,
8 we would like to provide public comment on the
9 presentations given yesterday. Overall, we
10 agree with the following. Excuse me.

11 There needs to be a protocol
12 research plan with research questions before
13 going much further. Not only does this
14 provide work direction, it provides
15 accountability and allows Social Security
16 Administration to attract a top candidate to
17 be the scientific leader of the project.
18 Critical to have this person.

19 We recommend focusing on BLS/OES
20 data. Although it is highly aggregated, it is
21 likely to be more accurate as it is developed
22 by the BLS and the employers rather than

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1 incumbent self-report. Although we are in
2 favor of looking into utilization of ACS data,
3 as well, we are concerned with this self-
4 report issue.

5 All three studies yesterday
6 presented agreed claimant files do not have
7 enough data, and therefore, the use of
8 individuals who have expertise in classifying
9 jobs remain a vital part of the disability
10 adjudication process and is critical in
11 development of the OIS.

12 When we refer to the three, we mean
13 the one that Renee presented, the one that Deb
14 Harkin presented, and the data that IARP had
15 collected. As you may recall, we began
16 developing -- we began collecting data in
17 October of Social Security VEs during -- at
18 the hearing noting the past relevant work,
19 what was in the file, how the VE classified
20 the job, whether there was sufficient
21 information in the file for the VE to classify
22 the job, or the information had to be gathered

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1 at the time of hearing, and preliminarily,
2 that was provided to Social Security.

3 We would like to comment on the
4 presentations from yesterday. We do not have
5 issues with the psychometric aspects of the
6 research presented by Renee Ferguson, but we
7 believe that there are limitations to the
8 usefulness of the data from our perspective.

9 The study relied strictly on self-
10 report data, which we know is unreliable. The
11 21,000-plus job titles are significantly
12 inflated as is evidenced based on the
13 inclusion of such titles as Burger King
14 cashier, cashier at Burger King, etc.

15 These appear to be more data points
16 than they are individual job titles. There is
17 -- there seem to be a confusion with terms.
18 They were interchangeably using words like
19 job, occupation, and industry, which is a
20 significant issue in our opinion.

21 Some of the 20 classified
22 occupations listed are actually industries

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1 such as service, construction, etc. These are
2 not occupations. A classification such as
3 machine provides little usable information and
4 then under construction, there's an example.

5 It includes all trades, all types
6 of construction repair, and new construction.

7 The -- regarding the assignment of DOT codes,
8 we would like to know who assigned those, what
9 their qualifications were for working with
10 that data, did the people have experience, was
11 this more self-report or what was it based on?

12 We are concerned about the amount
13 of variation from the results of Renee
14 Ferguson's data versus the results Deb Harkin
15 and Mark Trapani gave, as well as the IARP
16 study.

17 The top ten IARP on our preliminary
18 data were cashier II, cashier checker, fast
19 food worker, nurse assistant, cleaner,
20 housekeeping, laborer, stores, home health
21 attendant, kitchen helper, waitress, informal,
22 industrial cleaner, sales clerk, construction

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1 worker, stock clerk, hand packer, telephone
2 solicitor.

3 From the data, there was no -- from
4 Renee Ferguson's in the top numbers, there
5 were no sales clerks. There were no nurse
6 assistants or home health attendants, which is
7 pretty significant, and it was in Deb Harkin
8 and Mark Trapani's information. So, there
9 seem to be some pretty significant
10 limitations.

11 It was said that industry
12 information was gained from the forms filled
13 out by claimants, and in our experience in
14 doing hearings for over 20 years, you may see
15 industry or you may see a job title or you may
16 see a function, but you don't usually see a
17 claimant writing down cashier and then their
18 industry.

19 So, I'm not sure what she was
20 referring to and I think this was one of the
21 things that brought to our mind that maybe
22 there was a mix of terminology going on

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1 between jobs, occupations, and industry.

2 One more thing. We are concerned
3 that, as I said before, nurse assistant, our
4 number four, and home attendant, our number
5 seven occurring job, did not even make the
6 list of the top third.

7 CHAIR BARROS-BAILEY: Thank you,
8 Lynn. As you can tell, I was giving you eye
9 contact that five minute was up. That goes
10 awfully fast, doesn't it?

11 Thank you. I will open it up to
12 the panel to see if there are any questions
13 for Lynn and we'll have five minutes of
14 questions before we go to Angie.

15 MEMBER KARMAN: First of all, I
16 have a -- wanted to thank the International
17 Association of Rehabilitation Professionals,
18 both Lynne Tracy and Angela Heitzman, for
19 providing us with the data from your survey of
20 VEs on past relevant work. I really -- we
21 very much appreciate that.

22 Just so I'm clear about the concern

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1 or question that you had with regard to the
2 BLS data, could you perhaps restate that so
3 that I'm clear about what your concern was?

4 MS. TRACY: Yes. Yesterday when
5 there was a conversation, Allan was -- you
6 were presenting on speaking with the Census
7 Bureau, speaking with BLS, and looking at
8 possibly using one set of data over another,
9 we are just very concerned and looking at the
10 Census Data we think that there's very good
11 information in the ACS, but we think it's
12 quite limited when it comes to the questions
13 regarding work.

14 We're concerned about this
15 incumbent survey, this self-report of an
16 employee as opposed to an employer, which is
17 where the BLS data comes from because you've
18 got employers who have -- except for the small
19 ones, you've got human resource people who are
20 familiar with occupational classification
21 systems.

22 They usually -- they're not always

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1 on target as we know, but they do -- it tends
2 to be probably better data, and we know it's
3 aggregated, so we just think it might be a
4 better starting place and we really encourage
5 trying to work with the BLS on that.

6 But, that being said, we think that
7 the ACS data also has some value, and I think
8 Allan mentioned yesterday, looking at possibly
9 finding a way to use both data set and any
10 data set that you can find.

11 So, I think we're encouraging that,
12 but we just want to highlight the fact that we
13 think that data from the employers has more
14 reliability.

15 MEMBER KARMAN: Okay. I just want
16 to clarify then, and I thank you for that
17 point. It's an excellent point because what
18 we were discussing yesterday was the prospect
19 of perhaps we need to test both, and so we may
20 then want to take into consideration the
21 effects of defining our sampling frame, for
22 example, using data that are derived from

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1 employers to locate the employers and entities
2 and the types of jobs we're looking for versus
3 trying to locate the jobs using Census data
4 that is supplied by essentially incumbents.

5 MS. TRACY: We --

6 MEMBER KARMAN: So, but we are
7 planning on using their data, so I just want
8 to be clear about that, but I do appreciate --

9 MS. TRACY: Yes. We understand
10 that.

11 MEMBER KARMAN: Okay.

12 MS. TRACY: I think one of the
13 questions becomes thinking about the employee,
14 trying to get the employee to get you to their
15 employer and there may be some issues just in
16 boots on the ground of getting to those
17 employers, so we just wanted to highlight
18 that.

19 MEMBER KARMAN: Absolutely. Thank
20 you.

21 CHAIR BARROS-BAILEY: Allan?

22 MEMBER HUNT: I guess I would

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1 regard the -- I won't say choice, but the two
2 alternatives. This is an empirical issue in
3 the sense that all right, employers are going
4 to report essentially by job title or even
5 larger classification according to the SOC.

6 I think it's an open question on
7 how much care goes into that process. I mean,
8 I've had a lot of experience with workers'
9 comp data, and I know how casual these things
10 are treated by employers. It's not a priority
11 for them unless it goes to the bottom line.

12 On the other hand, I would say my
13 first impression is favorable not having seen
14 what results from the self-report at Census in
15 the ACS, but the fact that they ask them where
16 do you work, what's your job, what do you do
17 on that job, and then, of course, they have
18 the geocoding also of where's your employer,
19 your place of employment.

20 I think we need to explore that to
21 find out how good is that stuff and how
22 helpful might it be, so I think we're in

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1 agreement that we want to look at both.

2 CHAIR BARROS-BAILEY: Mark?

3 MEMBER WILSON: Thank you. I
4 appreciate your comments, and I just wanted to
5 echo what Allan said that this is an empirical
6 question and you'd mentioned some issues about
7 relative reliability or higher reliability of
8 the BLST.

9 If you have any information on
10 that, I'd like to see it. So, if there are
11 any specific study -- don't want to put you on
12 the spot right here, but I think it would be
13 very helpful if such studies exist about
14 relative reliability or just the reliability
15 of BLS data would be useful to have.

16 MEMBER FRASER: I just --

17 CHAIR BARROS-BAILEY: Bob?

18 MEMBER FRASER: -- had one quick
19 question. Did you say home healthcare aide
20 was a high frequency job within your own data?
21 Okay. Was that a review of cases that your
22 membership performed VE activity on?

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1 MS. TRACY: Yes, and I think what
2 that really goes to in my experience in doing
3 hearings is it's home attendants. It's a lot
4 of the IHSS stuff, at least in -- I think IHSS
5 is national, but -- so there's a lot of home
6 attendants.

7 It's one of those catch-all jobs
8 that a lot of people default to, especially
9 when they have health issues or they're taking
10 care of family members. So, I see it as a
11 high frequency job where I am, and it came out
12 as number five in our list. So, nationally,
13 it seems to be a trend.

14 MEMBER FRASER: Your sample is how
15 large? It's a couple thousand as I can
16 remember.

17 MS. TRACY: 3,600 in the first run,
18 the first half of it. We haven't completed
19 all of our numbers yet.

20 MEMBER FRASER: Okay. Okay.
21 Thanks so much.

22 CHAIR BARROS-BAILEY: Any other

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1 questions? Lynne, thank you. Angie, you will
2 have five minutes and then five minutes for
3 questions. Go ahead.

4 MS. HEITZMAN: The clock is on.
5 Okay. In regards to the study conducted and
6 reported on by Deb Harkin and Mark Trapani, we
7 agree substantially with the findings and find
8 the study to be well done and fairly
9 indicative of our experience.

10 We agree that once the case has
11 reached the ALJ-level that jobs are better
12 documented, and we believe this is true in
13 part to the involvement of vocational experts.

14 We also agree that substantial
15 numbers of jobs used by the DDS are outdated
16 and do not exist in significant numbers in the
17 national economy such as Deb pointed out with
18 addresser.

19 Addressing the issue of sufficient
20 information in the claims file, their study
21 found 11 percent had no job title or the job
22 was unidentifiable. Renee's study found that

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1 only 63 percent had enough data for
2 classification. Our preliminary results show
3 that over a third did not have adequate
4 information in the file.

5 Moving on to the report given by
6 Shirleen Roth of staff activities regarded to
7 the public comment, we wanted to clear the
8 record on our past relevant work study
9 conducted by IARP.

10 Preliminary data was provided to
11 Social Security in January of 2010. At that
12 time, we had not analyzed the data. There was
13 an indication that those items or occupations
14 that were recommended by or endorsed by
15 50 percent or more of IARP respondents that
16 that was indicative that it was endorsed by
17 IARP as an organization and that is not the
18 case.

19 We will be analyzing the data and
20 issuing a report in the near future.

21 We are concerned that there appears
22 to be a lack of standardization for decision

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1 making regarding criteria on what elements
2 concepts will be included in the content
3 model.

4 Terms such as self evident and --
5 we believe inject judgment into and bring up
6 concerns of objectivity.

7 Additionally, it was stated that
8 when the panel or staff had questions about
9 our surveys, that IARP was contacted for
10 clarification, and to our knowledge, this did
11 not occur.

12 There was a comment that the
13 mental, residual, functional capacities form
14 was used to identify mental or cognitive
15 limitations on the basis of record review.

16 In our opinion, this is not a good
17 source of data when looking at factors that
18 should be included in the new OIS given the
19 problems with the anchors.

20 That's basically what we wanted to
21 say today.

22 CHAIR BARROS-BAILEY: Are there any

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1 questions of Angie? Allan?

2 MEMBER HUNT: Angie, can you repeat
3 that last point? It got right by me.

4 MS. HEITZMAN: Sorry if I was going
5 a little fast. There was a comment that the
6 mental, cognitive functional capacity form was
7 used to identify mental and cognitive
8 limitations based on record review, and it's
9 our opinion that's not a good source of data
10 when looking at factors that should be
11 included in the new OIS, given the problems
12 with the anchors.

13 Also, we wanted to bring up one
14 more point regarding the job analyses that
15 were conducted. Just wanted to point out the
16 process that Amy Vercillo went through.

17 She said that it took on average of
18 two and a half weeks to get approval from
19 employers to go in the door and that not only
20 did it have to go through the store manager,
21 but it had to go through regional manager and
22 had to go through legal.

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1 That's a concern in our minds as
2 far as how you're going to gain access to
3 employers. At the time of the DOT
4 development, it was a much less litigious
5 society than it is now, so we really see
6 access as being a very large issue.

7 MEMBER KARMAN: Thank you very
8 much. Deb, do you think that that's something
9 that has an impact on presentation that we may
10 thinking about in December? Do we want to
11 investigate what Amy's experience was? I
12 mean, obviously, we can't generalize that to
13 what we may need to go through, but do we want
14 to report on that? Thank you very much.

15 MEMBER LECHNER: I think that's a
16 very good point, and that's something that I
17 raised in my presentation on job analysis. I
18 forget which quarterly meeting that was, but
19 we had a couple of slides that talked about
20 the feasibility and some of the challenges I
21 think we'll face, not only from a legal
22 perspective, but from a proprietary trade

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1 secret perspective.

2 I think those challenges will be
3 substantial. I think we're going to have to -
4 - it kind of will go back a lot to our PR
5 efforts really making sure that employers and
6 large entities understand the purpose and how
7 this benefits the entire country, as well as
8 their industry in the long run, so I think we
9 will have considerable hurdles to overcome in
10 those areas.

11 I think we probably should, Sylvia,
12 reiterate it in this report and bring it up as
13 an issue because I think there will be some
14 point in time where we'll have to -- SSA will
15 need to create a major effort in that regard.

16 PARTICIPANT: I don't know if
17 there's any way you can incent employers to
18 participate.

19 MEMBER LECHNER: I think --

20 MEMBER KARMAN: We don't know. I
21 think this is obviously something we're going
22 to have to explore, especially if the federal

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1 government makes an effort to do something.
2 Perhaps there is -- if we're coming at it from
3 that perspective, there may be some other
4 things that may relieve the concerns,
5 possibly, or maybe not.

6 Maybe it will go in the other
7 direction, but it's possible that there may be
8 something we can do, but what I found
9 compelling about this is that we have an
10 actual example of an individual who is in a
11 profession that frequently does job analyses
12 and this is the difficulty this individual had
13 and so while Deb is right, she brought that up
14 as a concern, we now have an actual example,
15 albeit it's one example or three perhaps in
16 setting that up, but it's -- I think it bears
17 discussion, so --

18 CHAIR BARROS-BAILEY: I just want
19 to point out one of the three groups went to
20 an employer that was a union employer. There
21 was concern coming in and they were
22 effectively able to address that concern and

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1 be able to carry on that task, so I think -- I
2 don't want to give away too much more than
3 that because I want the subcommittee or the
4 group to -- Ad Hoc Group -- to really address
5 it, but I think access in general should be
6 addressed.

7 There's one more thing in this
8 regard. If you go back to the Miller study,
9 at that time, the Department of Labor was
10 using field analysts to collect data, and
11 there's significant amount of information
12 within the Miller study because access was an
13 issue back then and they were dealing with the
14 issue of being perceived as big government
15 coming into private enterprise, and so this
16 isn't new because of the generational and
17 political situation that we are now in the
18 United States.

19 It was a concern back then, and so
20 I think if the Ad Hoc Group goes back and
21 looks at that information, I think there are a
22 couple of other articles about field job

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1 analysts back at that time that might lend
2 significantly to the group's processing of
3 this information.

4 I had Mark and then I had Tom. Oh,
5 Tom and then Mark, I guess. Go ahead, Tom.

6 MEMBER HARDY: As always, I want to
7 thank IARP for being here. You guys have
8 consistently been wonderful people, not only
9 to reflect back some things, which I think we
10 need to hear reflected back, but as partners
11 in doing research. Again, thank you so much
12 for your interest and your time.

13 Going back to the comment about how
14 long it took to set this up, I know you guys
15 have done a lot of research for us, kind of,
16 and one thing I was wondering, again, since
17 your population does this on a regular basis,
18 would there be a way maybe of pooling them on
19 an industry level or some broader, higher
20 level as to what barriers they encounter in
21 specific industries, how long it might take to
22 do so setups like this because as we move

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1 along, we're looking at a national rollout.

2 It may be one way we could think of
3 classifying how we start approaching the
4 actual data collection by saying, "Well, you
5 know, we're going to have barriers in this
6 industry or area -- this industry or area that
7 may help us with our planning, our time
8 management, and things of that nature."

9 It's kind of just a wild thought,
10 but would you consider it?

11 PARTICIPANT: Yes. That's
12 something we can look at. Typically, if we're
13 going in to do job analysis, it's with an
14 employer that has a reason for us to be there,
15 so we're not going to run into obstacles.

16 There are, however, times when
17 we're doing labor market research and surveys
18 where we may try to get into so we can survey
19 people in that regard. But, it's not as
20 common as you might think.

21 CHAIR BARROS-BAILEY: I've --

22 MEMBER HARDY: I don't believe it

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1 is, but it's more information than we have
2 right now.

3 CHAIR BARROS-BAILEY: Tom, I think
4 we need to address the issue of even asking
5 IARP to do this. Sylvia?

6 MEMBER KARMAN: I appreciate this
7 as I think this is an important point to
8 consider. I just want to, from the
9 perspective of the agency, just say that we
10 need to be careful that we are not asking a
11 private sector organization to survey members
12 of the public.

13 The agency, all federal agencies
14 have a burden, a paperwork reduction burden on
15 the public that we need to be careful about,
16 so if, in fact, IARP perceives that this kind
17 of information may be helpful to its
18 constituents, then I just thought I would say
19 that. Thank you.

20 CHAIR BARROS-BAILEY: All those
21 things we have to consider, so Mark?

22 MEMBER WILSON: Thank you, and this

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1 discussion we've been having about difficulty
2 gaining access and concerns about intellectual
3 property, things of that sort, very important.

4 It needs to be thought out very carefully,
5 and I think one of the potential advantages we
6 have is that if we move in the direction of a
7 sort of common metric approach to work
8 analysis as opposed to the kind of task level
9 that DOL was using, that to some degree, it
10 should allay some of the concern and that --
11 it's something that doesn't exist on a
12 national level at this point and may actually
13 be useful to the employer and because it's not
14 at the sort of task level, would be less
15 likely to convey any sort of intellectual
16 property, so it's kind of a level the playing
17 field.

18 But, it's a little different than
19 what people are used to and it may or may not
20 be that the agency ultimately goes that way,
21 but just wanted to say that.

22 CHAIR BARROS-BAILEY: Are there any

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1 other questions of Angie by the panel? Okay.

2 Thank you, again, Angie and Lynne --

3 MS. HEITZMAN: Thank you.

4 CHAIR BARROS-BAILEY: -- and IARP
5 for your continued participation and presence
6 at our meetings and through your public
7 comment.

8 Let's go ahead and take a 15-minute
9 break. We are running ahead on the agenda,
10 and then we'll come back and finish up with
11 the administrative meeting.

12 (Whereupon, the foregoing matter went off the
13 record at 9:23 a.m. and went back
14 on the record at 9:41 a.m.)

15 CHAIR BARROS-BAILEY: Okay. Now we
16 are heading into the administrative meeting,
17 and in the last tab, or almost the last tab,
18 of our folders here, so in front of tab three,
19 so still in tab two, we have the minutes to
20 the quarterly meeting, June 9 and 10, and I
21 see Tom smiling at me, so that indicates --
22 well, it's the kind of smile that indicates

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1 that you want to say something. So, go ahead,
2 Tom.

3 MEMBER HARDY: Thank you,
4 Dr. Barros-Bailey. I like that we're able to
5 communicate now much more quickly and
6 efficiently. I have a statement and some
7 comments on the minutes. First off, I would
8 like to commend the support team who is
9 responsible for creating and promulgating the
10 minutes.

11 I've noted over time an increase in
12 quality and depth in the minutes that we are
13 receiving and I believe personally on many
14 levels this is an advance that really makes a
15 difference for us.

16 We keep talking about transparency.

17 We keep talking about creating a record. We
18 keep talking about making sure we acknowledge
19 that we have discussed certain topics.

20 I believe that the more detailed
21 and in depth our minutes are the more we are
22 creating a record. Further, we are able now

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1 to point to different topics within our own
2 minutes and say yes, we have discussed it.

3 Not only have we got a sentence
4 that says it was discussed, we've got some of
5 that discussion. So, I think it's a very good
6 advance and I commend the support team for the
7 work they've done on this and I'd like to see
8 it continue in this fashion.

9 With advances in technology, who
10 knows how these minutes will be used some day
11 down the road to cross-reference what we've
12 done and what we've said about it. Even if
13 the minutes only give us two or three
14 sentences on a topic, we now know when it was
15 discussed and where in the record to go to get
16 supportive detail, so I think it's an
17 excellent improvement and I want to thank you
18 for that.

19 That being said, I did go through
20 and the issue you have with words is the more
21 words you have the more chances you have to
22 get the wrong word. So, I have spoken to

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1 Debra Tidwell-Peters, our designated federal
2 officer.

3 I have noted some problems in
4 syntax, spelling, and use of periods and
5 pronouns and we have discussed that. I do not
6 want to take the time of the committee in
7 discussing those things. I was referred to as
8 Dr. Hardy once.

9 I'd love to be a doctor, but you
10 know. Small changes like that. I will
11 communicate those changes to Debra as I often
12 do, so I will not go into that in detail. I
13 would make a motion to approve the minutes as
14 they stand with small changes as we often do.

15 MEMBER WILSON: Second.

16 CHAIR BARROS-BAILEY: We have a
17 motion and a second to accept the minutes with
18 small typographical changes. Any discussion?
19 Allan?

20 MEMBER HUNT: Let me just point
21 out, and I don't disagree with what you've
22 said, but the more complete and thorough the

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1 minutes are, the more there is an obligation
2 on us to review them, and I confess I didn't
3 review them. I will do so subsequently, but -
4 -

5 CHAIR BARROS-BAILEY: Okay.
6 Because the minutes and the record are really
7 important and we do have a little bit of time,
8 do we want to take the time right now to make
9 sure before we vote? I think that might be
10 the responsible thing to do.

11 If we take five minutes to make
12 sure this is accurate and do it right, it's
13 well worth the time. So, let's hold the vote
14 for about five minutes until we get a chance
15 to review it to make sure that we vote
16 accurately. Janine?

17 MEMBER HOLLOMAN: And while they're
18 reviewing, I will be abstaining because I did
19 not attend that meeting.

20 CHAIR BARROS-BAILEY: Thank you,
21 Janine.

22 (Whereupon, the foregoing matter went off the

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1 record at 9:45 a.m. and went back
2 on the record at 9:50 a.m.)

3 CHAIR BARROS-BAILEY: Does anybody
4 need anymore time? We'll go about 30 more
5 seconds and then go call the vote.

6 (Whereupon, the foregoing matter went off the
7 record at 9:50 a.m. and went back
8 on the record at 9:51 a.m.)

9 CHAIR BARROS-BAILEY: Okay. I'm
10 going to go ahead and call the question and
11 see if there's anymore discussion on the
12 minutes. Deb?

13 MEMBER LECHNER: There is one line
14 on Page 7. There's a statement that might've
15 been a misinterpretation of what I said in a
16 presentation on job analysis that states in
17 sum, "In some states, trainers can
18 independently charge for physical therapy."

19 I'm not sure that that's true, and
20 so I need to go back to my presentation, and I
21 think probably the best thing would just be
22 for right now to just strike that sentence

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1 because it's really not germane to job
2 analysis.

3 MEMBER KARMAN: Yes, I think that
4 would be probably be more efficient at this
5 point. I mean, do you believe that there's
6 something that needs to be added?

7 MEMBER LECHNER: No.

8 MEMBER KARMAN: We're taking
9 something out. Is there something if we
10 remove this, do you feel there's something
11 that needs --

12 MEMBER LECHNER: Because we were
13 discussing -- in that paragraph, we were
14 discussing the use of athletic trainers for
15 job analysis and what I had explained were
16 that there are some groups of athletic
17 trainers involved in job analysis and that I
18 agreed with Dr. Andersson that SSA should
19 expand the opportunity as widely as possible.

20 So, I think it doesn't really even
21 fit in the flow of the discussion, and so I
22 just think to delete that statement because as

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1 far as I know there are no states where
2 athletic trainers can independently charge for
3 physical therapy, so -- and I have to do some
4 research to see if there are, but I don't
5 think there are, so I think it might've just
6 been a misinterpretation of what I said.

7 CHAIR BARROS-BAILEY: Any other
8 modifications? Would the -- Tom, would you
9 consider modifying your motion to include as
10 amended, minutes as amended?

11 MEMBER HARDY: I would.

12 CHAIR BARROS-BAILEY: And Mark?
13 Okay. All those in favor of accepting the
14 minutes as amended?

15 ALL MEMBERS: Aye.

16 CHAIR BARROS-BAILEY: Anybody
17 opposed? I know there's one abstention, and
18 the minutes are passed as amended.

19 It's my understanding there was
20 somebody else who was interested in delivering
21 public comment telephonically and that now we
22 are able to make connection with that

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1 individual. Is that true, Debra?

2 MEMBER LECHNER: Yes.

3 CHAIR BARROS-BAILEY: Okay. The
4 individual making public comment is Jeff
5 Truthan with SkillTRAN. Jeff, can you hear
6 me?

7 MR. TRUTHAN: Yes.

8 CHAIR BARROS-BAILEY: Okay, Jeff.
9 Thank you for attending our meeting
10 telephonically from Spokane, Washington. You
11 will have ten minutes, and thank you for
12 calling in. Go ahead, Jeff.

13 MR. TRUTHAN: Okay. Thank you.
14 This is a most unexpected and greatly
15 appreciated opportunity. I want to express my
16 gratitude to the OIDAP committee for inviting
17 me to participate on the spur of the moment.

18 CHAIR BARROS-BAILEY: Jeff, I'm
19 sorry. It was my understanding that you were
20 interested in providing public comment.

21 MR. TRUTHAN: Yes.

22 CHAIR BARROS-BAILEY: Okay. So,

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1 had you contacted us to do that? It was my
2 understanding during the break that that was
3 the case.

4 MR. TRUTHAN: I was invited to
5 participate if that's appropriate.

6 CHAIR BARROS-BAILEY: So, had you
7 scheduled to provide public comment?

8 MR. TRUTHAN: I did not formally
9 request that prior to the meeting.

10 CHAIR BARROS-BAILEY: Okay. It was
11 my understanding that you had requested to
12 provide public comment, so we can't invite
13 public comments specifically to any particular
14 organization or individual. So, we -- I know
15 that there's been some email problems, access
16 here, and so there was follow up with you to
17 make sure that we hadn't missed an email.

18 So, you had not requested to be
19 part of public comment before today, correct?

20 MR. TRUTHAN: Not prior to today;
21 that's correct.

22 CHAIR BARROS-BAILEY: Okay. I

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1 don't know if we can -- I don't know what to
2 do at this point.

3 MR. TRUTHAN: I would be pleased to
4 provide input and commentary at a time that
5 will work for you.

6 CHAIR BARROS-BAILEY: Okay.

7 MEMBER KARMAN: Should we ask the
8 DFO if we --

9 CHAIR BARROS-BAILEY: For guidance
10 on this?

11 MEMBER KARMAN: Do you need to
12 provide some guidance offline or online? I
13 mean --

14 CHAIR BARROS-BAILEY: Yes. If we
15 could get some guidance on this in terms of
16 public comment. It was my understanding that
17 you had wanted to provide public comment. We
18 didn't get an email, and there's been some
19 email problems recently with SSA.

20 We followed up, so I didn't
21 understand that was considered to be -- or
22 construed to be an invitation, so I just want

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1 to make sure we clarify that.

2 MR. TRUTHAN: Okay. Yes, I'm not
3 familiar with public procedures.

4 MEMBER KARMAN: Hold on a minute,
5 Jeff.

6 CHAIR BARROS-BAILEY: Okay.

7 MR. TRUTHAN: Yes.

8 CHAIR BARROS-BAILEY: We're trying
9 to figure this out. At this point, we're
10 being advised that -- I mean, we can't -- we
11 invite public comment from everybody and
12 anybody. We publicize it and people are
13 welcome to contact us, but we don't invite
14 public comment from any particular
15 organization or individual.

16 So, absent having been contacted
17 ahead of time, we can't accept the public
18 comment, I think, at this point because it
19 would be construed as an invitation to any
20 particular individual or organization. So, I
21 apologize for the confusion.

22 MR. TRUTHAN: Okay.

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1 CHAIR BARROS-BAILEY: Okay. Thank
2 you, Jeff.

3 MR. TRUTHAN: You bet.

4 CHAIR BARROS-BAILEY: Okay. All
5 these things that we're having to figure out
6 with technology second guessing us or us
7 second guessing technology, so I apologize for
8 any confusion that's causing or has caused.

9 Moving on to the last part of the
10 agenda, the second bullet -- we're getting
11 really close here. We have the agenda
12 discussion for December meeting in Baltimore
13 December 7 through the 9.

14 If you'll notice, the dates are
15 pretty interesting. That's the second
16 anniversary of the charter of the OIDAP, which
17 was, I think, December 8. Is that accurate?
18 So, it's going to be during that time that we
19 will be meeting.

20 I would like to invite discussion
21 from the panel in terms of areas that you
22 would like to see on the agenda for December.

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1 In terms of the different subcommittee or ad
2 hoc groups, we have the standing groups that
3 will be presenting the status of their
4 subcommittees or groups.

5 We have discussed the job analysis
6 piece in terms of the presentation by the
7 members of the Ad Hoc Group probably as a
8 separate point on the agenda. Other areas?
9 Allan?

10 MEMBER HUNT: Well, I hope we can
11 have a follow-up report on development of
12 relations in terms of these two databases, but
13 it's somewhat dependent on SSA staff and
14 obviously, I'm not familiar with what that
15 burden might be, but --

16 MEMBER KARMAN: Let me just
17 clarify. Thank you, Allan, because I think
18 that would be excellent if we could do that
19 and the dependency that I'm perceiving at this
20 point is how quickly we can arrange to have
21 special sworn status which, of course, we have
22 to pursue and then arrange that with the

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1 Census Bureau, so that's one aspect of it and
2 then, of course, dependent on what information
3 we get, that analysis may lead to require
4 based on Allan's assessment of it additional
5 work.

6 So, in any case, my point is I
7 think that would be excellent and we will aim
8 to that. I would really like to be able to do
9 that. Okay.

10 CHAIR BARROS-BAILEY: It would be
11 great to maybe have Debbie and Mark give an
12 updated presentation in terms of -- I know
13 they're still sorting through the results of
14 their study. It would be great to see
15 additional information on that if you'd be
16 willing to present on that. I know that the
17 international OIS study is completed and is
18 being written up. It would be wonderful to
19 have a presentation on that, as well.

20 It would also be wonderful to know
21 what is happening in terms of the next stage
22 for the data elements. Specifically, we've

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1 been asked by SSA to look at the data element
2 list by each of the subcommittees that will
3 complement the information that we have in
4 terms of the User Needs public comment report
5 that has gone out to the subcommittee chairs
6 that include information from the public
7 comment in terms of data elements and specific
8 also to taxonomy and mental cognitive, the
9 information specific to the mental listings
10 that may lend to that review of the data
11 elements or any discussion or any implications
12 to that.

13 So, if we could have maybe an
14 update of what is going on with that project
15 at that time, it would be great.

16 MEMBER KARMAN: Yes. Absolutely.
17 Also, we, of course, are going to work with
18 the mental cognitive subcommittee and the
19 physical subcommittee in particular to obtain
20 their review, both subcommittees' review of
21 the data elements.

22 I do understand that the mental

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1 cognitive subcommittee has another assignment
2 before it to review some information and they
3 may not be able to provide their review of our
4 data elements document, the pre-decisional
5 document, as quickly, perhaps, as the physical
6 subcommittee, but that information would be
7 very, very helpful to us as we move forward.

8 We will be working -- continue to
9 be working on this tomorrow, so if I may
10 receive at least a review of that document and
11 in particular the data elements, just by
12 October 1 from physical subcommittee in
13 particular and anyone else on the panel who
14 may, in fact, have some observations that they
15 would like to be able to share with us, that
16 would be fantastic.

17 I do understand, again, that mental
18 cog may need more time, so we had talked -- I
19 talked with Bob about the prospect of that
20 possibly being as late as the middle of
21 October.

22 Obviously, Abigail and Bob and

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1 David do need to speak and get back to me
2 about what is possible. I may also want to --
3 I want to call to the attention of the panel
4 that we did ask for -- we had specific
5 questions that are in the pre-decisional
6 document on the data elements addressed to the
7 panel.

8 You will find that in that
9 document. I think it's right before you get
10 to the actual chart, but nonetheless, you may
11 want to call. You may take a look at that for
12 some of the subcommittees. Some of those
13 questions may be more relevant, for example,
14 to mental cog or some may be more relevant to
15 the physical subcommittee or in general.

16 Other panel members may have some
17 observations or things for us to consider in
18 light of those questions. They are not an
19 exhaustive list of questions, but this was
20 what has been on our minds over the last few
21 months and certainly in the last stretch
22 coming toward this panel meeting, so that

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1 would be very helpful.

2 Also, I am going to be beginning to
3 work with the physical and mental cognitive
4 subcommittees to help us look toward what
5 methodologies, what consideration should we be
6 having and undertaking to begin our work for
7 measures and -- developing measures and scales
8 as we stabilize -- I don't want to say
9 finalize, but as we stabilize this first list
10 so that we can begin doing this development of
11 measures and scales that we can test with
12 users.

13 So, first, we obviously would want
14 you to review the document and have some time
15 to sit with it and then we will be wanting to
16 work on that, so I will be -- we'll be in
17 contact about that.

18 Then, finally -- you thought we
19 were going to get out of here earlier, didn't
20 you? I do want to just make an observation in
21 response to the comments that we heard this
22 morning from both Angie Heitzman and Lynne

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1 Tracy from the International Association of
2 Rehabilitation Professionals. We just want to
3 have at least two points of clarification.

4 One of them was that with regard to
5 the presentation on the status of the content
6 model, when Shirleen was referring to the
7 information received from IARP, and I believe
8 that -- and I don't have the exact quote in
9 front of me of what was said and I'm not sure
10 if it was either Lynne or Angie, but one of
11 them had asked about or referred to a comment
12 being made about the survey and I think that
13 really what that was about was -- Shirleen was
14 referring instead to the information that we
15 received through public comment, so that
16 50 percent was really in reference to the
17 public comments that we had received.

18 So, if that is not accurate, or if
19 there's some questions about that, maybe we
20 should talk afterward so that if I do need to
21 correct anything on the record, I should do
22 that at some point.

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1 But, anyway, that's what that was
2 about and with regard to the MRFC, we are not
3 meaning to suggest that they are -- that the
4 mental cognitive data elements are actually
5 based on that MRFC or case review.

6 We are meaning that we ensure that
7 the data elements met our needs in terms of
8 what the agency needs to do to complete a
9 mental cognitive residual functional capacity
10 assessment and in particular also making sure
11 that we are looking at what regulations go
12 with the assessment of mental residual
13 functional capacity and a lot of that is
14 reflected in that form, but it's not
15 necessarily the form.

16 It is the actual regulations that
17 go to that and as well as the regulations with
18 regard to basic work activities at Step 2.
19 So, again, if there is a need for us to be
20 clear on the record, perhaps we should talk
21 and make sure that that occurs. All right?

22 So, that's it for me. Thank you.

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1 CHAIR BARROS-BAILEY: Okay. Thank
2 you. Tom?

3 MEMBER HARDY: Just a quick
4 comment. I like the structure and format that
5 we have at this point. I think the way the
6 panel's working with the information gathering
7 a day prior gives us a chance to get
8 information and move along quickly so that
9 when we come to meetings, we're able to do
10 things that we need to get done.

11 The only concern I have, and I say
12 it every meeting and I'm going to say it again
13 because that's my job, is I'd like to see us
14 schedule a little more time for panel
15 deliberation.

16 These meetings are jam packed, and
17 I understand that. Everything that we have in
18 here, we have to look at. However, I feel
19 that we only had one hour. The only other
20 time -- I believe -- I forget.

21 CHAIR BARROS-BAILEY: We had, I
22 think, an hour and 45 minutes.

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1 MEMBER HARDY: Okay.

2 CHAIR BARROS-BAILEY: And we ended
3 up with more than that because of public
4 comment, so over two hours. One of the
5 reasons we kind of pack the second day light
6 is to allow for overflow.

7 MEMBER HARDY: I understand. While
8 I recognize all the pressures and all the
9 requirements, the other thought I'm having is
10 this next meeting will be our last meeting
11 within the two-year cycle.

12 I know the report is coming out and
13 a summarization of our activities will be due
14 to the commissioner. While I know that you do
15 a fabulous job, Mary, I think it would not be
16 a bad idea to schedule a little time for the
17 panel as a whole to review what we've done,
18 discuss where we feel we're at, and be ready
19 to give you some feedback about where we think
20 we need to go to go into part of that report,
21 and I see that as a separate agenda item as
22 opposed to just being lumped into

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1 deliberation. That's my opinion.

2 CHAIR BARROS-BAILEY: So you're
3 talking about the December meeting? I'm
4 planning strategic planning that would allow
5 us to have reflective time to consider.
6 That's what it sounds like. Yes. Okay.

7 I agree. I think as we're going
8 along and more information comes out at us and
9 that time to deliberate becomes more
10 important. So, other items for the December
11 meeting? We mentioned the mental listings.
12 There was another group cited in the mental
13 listings that is also currently doing work
14 with SSA.

15 I think it would be interesting to
16 have a presentation by that group, the
17 National Institutes of Health, and maybe,
18 Sylvia, you can talk about whatever you know
19 about that group besides what was listed in
20 the mental listings.

21 MEMBER KARMAN: I think -- first of
22 all, I think we will want to contact the

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1 office within Social Security Administration
2 that manages the -- not the contract, but the
3 interagency agreement between this group at
4 NIH and Social Security.

5 My understanding is that the
6 information that they're -- that the work that
7 they are doing to assess or to enable
8 individuals who are applying for benefits to
9 describe their function in a way that would
10 provide the agency with much better
11 information coming in the front door could be
12 very valuable for us to hear about. So, I'd
13 like to contact the individuals in Social
14 Security to find out how we could arrange for
15 that.

16 I also had a -- just a question,
17 and this may be procedural, about the prospect
18 of the panel or some panel members discussing
19 the report. Is that something that we need to
20 do on the record maybe? I don't know,
21 especially if there are recommendations in it,
22 so I'm wondering if that maybe needs to get

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1 resolved and maybe we may need a
2 teleconference in between now and December
3 then.

4 CHAIR BARROS-BAILEY: I thought we
5 decided yesterday that the annual report is
6 just a report of activities and anything with
7 recommendations is separate from the annual
8 report.

9 MEMBER KARMAN: Okay. Are we
10 anticipating not having any recommendations in
11 that report? That's what I want to know.

12 CHAIR BARROS-BAILEY: Correct.

13 MEMBER KARMAN: So, I -- that's why
14 I'm -- that's all.

15 CHAIR BARROS-BAILEY: It's just a
16 report of activities.

17 MEMBER KARMAN: Okay. I'm just
18 trying to get planned because we would want to
19 be out in front of that to make sure that we
20 would schedule time for a panel meeting and
21 that means we have to do a whole canvassing,
22 all the panel members, to make sure we've got

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1 quorum and all that if we need it. That's
2 all.

3 CHAIR BARROS-BAILEY: Correct.

4 MEMBER KARMAN: Thank you.

5 CHAIR BARROS-BAILEY: Okay.

6 MEMBER LECHNER: I had a point -- a
7 question about clarification on the annual
8 report. Is this a report of activities that
9 will be -- the report will be submitted at our
10 December meeting. Will the report be already
11 prepared -- supposed to be prepared by our
12 December meeting or are we going to prepare it
13 after the December meeting?

14 CHAIR BARROS-BAILEY: Technically,
15 I think from the letter we got from the
16 commissioner in January, November was the time
17 period. I believe that maybe that got set
18 because when I was part of the briefing last
19 year, it was in November. So, I'm assuming
20 that's why the November time period got set in
21 that letter.

22 But, I don't know if that's

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1 something that's a little flexible. I
2 remember we were meeting in November
3 initially, and we changed that because that
4 was a holiday week before Thanksgiving, before
5 the other holiday week and so we were really
6 restricted by when we could meet in November
7 and so we moved it so December so it kind of
8 messes a little bit with the time line for the
9 annual meeting.

10 So, let us try to figure -- I mean,
11 annual meeting -- the annual report, sorry.

12 MEMBER LECHNER: So, the report is
13 due prior to that?

14 CHAIR BARROS-BAILEY: Right, and we
15 may have a little flexibility there. I mean,
16 it's a report of activities. It's not a
17 findings report or a recommendations report,
18 so there's some flexibility there.

19 MEMBER LECHNER: So, do the
20 subcommittees need to provide a summary of our
21 activities?

22 CHAIR BARROS-BAILEY: That would be

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1 great.

2 MEMBER LECHNER: Submit that to --

3 CHAIR BARROS-BAILEY: I would send
4 it to Debra Tidwell-Peters. She's our DFO.
5 Go ahead.

6 MEMBER FRASER: I was just
7 wondering whether Renee and her group would be
8 reporting further on their statistical
9 analysis of the claimant job data and maybe
10 would she have an opportunity -- the group
11 have an opportunity to maybe reconcile
12 differences with IARP's data, that kind of
13 thing, to take it a step further.

14 CHAIR BARROS-BAILEY: Okay.

15 MEMBER KARMAN: I think what we may
16 want to do then is I'll -- I can speak with
17 the group that prepared that particular study.
18 It wasn't our team. It's another team in
19 Richard Balkus' office and I'd be happy to
20 talk to them about that if perhaps we can get
21 -- maybe by that point the report will have
22 been peer reviewed and we may be able to share

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1 a copy of that at that point and discuss the
2 differences to the extent that there are --
3 thanks.

4 CHAIR BARROS-BAILEY: Any other
5 topics for the December meeting? It's going
6 to be a very full meeting. We're going to
7 have a very full meeting. Okay.

8 Any other topics to bring -- or to
9 discuss under the administrative meeting?
10 Okay. So, I find myself at the end of another
11 quarterly meeting, and this meeting in
12 particular has been very full. It's spanned a
13 huge range. We've had before us presentations
14 that are very exciting. All of them are very
15 exciting.

16 Despite -- I'm about foiling white
17 elephants in the room. I don't want to
18 minimize the incredibly hard work that the
19 work group and the staff put in to putting
20 together the list of data elements.

21 I think it is incredibly important
22 to recognize how much time was put in. The

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1 work group, a lot of people don't understand,
2 they have full-time jobs, and this is a little
3 part of their job. They're like us around
4 this table, that we don't spend our full time
5 around this panel. This is extra work for us.

6 Their input into this process is
7 incredibly important. The staff's work and
8 dedication in terms of putting together the
9 data elements, I think, needs to be
10 recognized.

11 This is a very important process,
12 and I think that everybody's very passionate
13 about it and we need to recognize and start at
14 that place and say, "Okay, what are the
15 lessons learned? What are the opportunities
16 and how can we move forward from this space?"

17 It's been very exciting to see the
18 results of some studies that we've been
19 talking about and to see okay, this is what
20 it's starting to feel like. It's starting to
21 kind of mold itself. Where does it go from
22 here?

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1 It is not -- it has not -- it is
2 not passing before me that when we dealt with
3 this five and ten years ago, there was a
4 question out there why do these people need
5 this data? The question's no longer there.

6 It is very clear to everybody, even
7 people who are maybe opposed to this project,
8 that something needs to be done and there is
9 nothing that deters me from believing that
10 this needs to be done.

11 Doing it right, being integral to
12 the -- or having total integrity to this
13 project I think makes it really important.
14 We're at a crossroads. I don't think it's a
15 crossroads. I think we're at a point of
16 opportunity to move together and really launch
17 this.

18 It's a very exciting time, so we
19 need to kind of take a 360. I mean, it really
20 is a 360 at this point. We're at the end of
21 two years that the commissioner said we need
22 to do this. We need to take this on.

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1 I know, Tom is kind of shaking his
2 head. Who would've known when we started
3 thinking about this ten years ago and
4 everything that's gone through that would be
5 at this place?

6 So, I think this is a time for us
7 to all come together and to say, "Okay. We've
8 learned a lot." I -- there are a lot of
9 pressures on SSA. SSA is being asked to
10 create and deliver at the same time, and being
11 from the place where I've sat for the last
12 year and a half, that's a lot of pressure on
13 SSA, but I really believe that if this is
14 created the way it is anticipated to be
15 created, this will do the right thing for the
16 right reason.

17 So, I would like to close this
18 meeting, have everybody kind of take away with
19 you the thought of what can we do in terms of
20 making this a time for opportunity to move
21 forward together to make sure we get this
22 done.

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1 So, with that said, I would like to
2 adjourn this meeting, the last of our
3 quarterly meetings for fiscal year 2010.
4 Thank you, all, for being in this process.

5 MEMBER HARDY: I'd like to make a
6 motion to adjourn, and I'd like to also thank
7 you for your leadership up to this point.

8 CHAIR BARROS-BAILEY: Thank you,
9 Tom.

10 MEMBER HARDY: You're welcome.

11 CHAIR BARROS-BAILEY: Second?

12 MEMBER KARMAN: I will second that,
13 and I second what he said.

14 CHAIR BARROS-BAILEY: Thank you,
15 Sylvia. Have a good day, everybody.

16 (Whereupon, the above-entitled matter was
17 concluded at 10:21 a.m.)

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