

**MINUTES
OF
DISABILITY APPEALS COMMITTEE
August 27, 2018 at 10:00 A.M. E.T.
Board Room
Perimeter Park West, 1270 Louisville Road
Frankfort, Kentucky 40601**

At the meeting of the Disability Appeals Committee, held on August 27, 2018, the following members were present: Betty Pendergrass, Chair, Jerry Powell, and Donna Shelton, Proxy on behalf of Thomas Stephens.

In addition, those present were Erin Surratt, KRS, Liza Welch, KRS, Alan Hurst, KRS, Crystal Smith, KRS, Allison Daniels, KRS, and Tracy Chambers, Recording Secretary.

It was moved by Mr. Powell, seconded by Ms. Shelton, and carried to approve the Minutes of the June 13, 2018 Disability Appeals Committee Meeting.

Ms. Pendergrass noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 17-D-15, 17-D-65, 16-D-65, 17-D-18, 17-D-59, and 18-D-03.

Following discussion in closed session, the Committee returned to open session, whereafter the following transpired.

It was moved by Ms. Shelton, seconded by Mr. Powell, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 17-D-15, to remand this case in order for the hearing officer to issue a new Recommended Order regarding whether the claimant is entitled to disability retirement benefits.

It was moved by Mr. Powell, seconded by Ms. Shelton, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 17-D-65, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to approve claimant's application for hazardous in-line-of-duty disability retirement benefits.

It was moved by Ms. Shelton, seconded by Mr. Powell, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 16-D-65, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits.

It was moved by Mr. Powell, seconded by Ms. Shelton, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 17-D-18, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny claimant's application for disability retirement benefits.

It was moved by Ms. Shelton, seconded by Mr. Powell, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 17-D-59, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits.

It was moved by Mr. Powell, seconded by Ms. Shelton, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 18-D-03, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to approve claimant's application for disability retirement benefits, with a review in one year.

There being no further business, the meeting was adjourned at 10:22 A.M., E.T. to meet on October 29, 2018 at 10:00 A.M., E.T.

CERTIFICATION

I, Tracy Chambers, do certify that I was present at this meeting, and I have recorded the above action of the Committee on the various items considered by it at this meeting.

Tracy Chambers 10.29.18
Tracy Chambers Date
Recording Secretary

I, Betty Pendergrass, do certify that the Minutes of the meeting held on August 27, 2018 were approved by the Disability Appeals Committee on October 29, 2018.

Betty A Pendergrass 10/29/2018
Betty Pendergrass, Chair Date
Disability Appeals Committee

I, Alan Hurst, was present at the August 27, 2018 Disability Appeals Committee meeting, and have reviewed the minutes for form and legality.

Alan Hurst 10/29/18
Alan Hurst Date
KRS Staff Attorney