MINUTES OF

DISABILITY APPEALS COMMITTEE

July 27, 2015 at 9:00 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 July 27, 2015, the following members were present: Vince Lang, Chair, William Summers and Mary Hook, Proxy on behalf of Timothy Longmeyer.

In addition, those present were Becky Stephens, KRS, Liza Welch, KRS, Shauna Miller, KRS, Joseph Bowman, KRS, Alan Hurst, KRS, Jennifer Jones, KRS and Tracy Chambers, Recording Secretary.

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It was moved by Ms. Hook, seconded by Mr. Summers, and carried to approve the Minutes of the May 26, 2015 Disability Appeals Committee Meeting.

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Mr. Lang noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 14-D-05, 14-D-46, 14-D-47, 14-D-71, 13-D-130, 14-D-49, 14-D-85 and 14-D-99.

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

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It was moved by Mr. Summers, seconded by Ms. Hook, 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: 14-D-05, to reject the Hearing Officer's Report to deny based solely upon pre-existing conditions and to instead, issue a Board of Trustees Order, to deny based upon lack of evidence of permanent incapacity and pre-existing.

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It was moved by Ms. Hook, seconded by Mr. Summers, 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: 14-D-46, to accept the Hearing Officer's Report, as modified in the Board of Trustees Final Order, and to deny claimant's application for disability retirement benefits. Mr. Bowman recused from participation because of prior involvement in this matter.

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It was moved by Mr. Summers, seconded by Ms. Hook, 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: 14-D-47, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits.

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It was moved by Ms. Hook, seconded by Mr. Summers, 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: 14-D-71, to accept the Hearing Officer's Report, as modified in the Board of Trustees Final Order, and to deny both the claimant's application for disability retirement benefits and her application for duty-related disability retirement benefits.

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It was moved by Mr. Summers, seconded by Ms. Hook, 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: 13-D-130, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits.

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It was moved by Ms. Hook, seconded by Mr. Summers, 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: 14-D-49, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits.

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It was moved by Ms. Hook, seconded by Mr. Summers, and carried unanimously, that the Committee members having considered the record, including the recommended order of dismissal and any exceptions duly filed, in the case of Administrative Action Number: 14-D-85, to accept the Recommended Order of Dismissal and to dismiss claimant's disability appeal action, at the request of the claimant.

moved by Mr. Summore, seconded by Ms. Hook, an

It was moved by Mr. Summers, seconded by Ms. Hook, and carried unanimously, that the Committee members having considered the record, including the claimant's request for a full refund of his account and waiving his appeal rights, in the case of Administrative Action Number: 14-D-99, to accept the claimant's request for a full refund of his account and waiving his appeal rights, and dismissing claimant's appeal of his denial of disability retirement benefits. Mr. Bowman recused from participation because of prior involvement in this matter.

There being no further business, the meeting was adjourned at 9:26 A.M., E.T. to meet on September 28, 2015 at 9:00 A.M., E.T.

CERTIFICATION

I, Tracy Chambers, do certify that I was proabove action of the Committee on the variety	esent at this meeting, and I have recorded thous items considered by it at this meeting.	ıe
Tracy Chambers Recording Secretary	9 28 15 Date	
approved by the Disability Appeals Comm	•	re
Vince Lang, Chair	9-28-15 Date	
Disability Appeals Committee	Date	
I, Jennifer A. Jones, was present at the	July 27, 2015 Disability Appeals Committee	е

meeting, and have reviewed the minutes for form and legality.

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