

**MINUTES
OF
DISABILITY APPEALS COMMITTEE
May 31, 2017 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 May 31, 2017, the following members were present: Keith Peercy, Chair, Vince Lang, and Donna Shelton, Proxy on behalf of Thomas Stephens.

In addition, those present were Liza Welch, KRS, Alan Hurst, KRS, and Tracy Chambers, Recording Secretary.

It was moved by Mr. Lang, seconded by Ms. Shelton, and carried to approve the Minutes of the March 20, 2017 Disability Appeals Committee Meeting.

Mr. Peercy noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 16-D-15, 15-D-98, 16-D-36, 16-D-51, 16-D-23, and 17-D-02.

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

It was moved by Ms. Shelton, seconded by Mr. Lang, 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-15, 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. Lang, 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: 15-D-98, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny claimant's application for disability retirement benefits. Furthermore, the Board, having reviewed Claimant's Motion for Extension of Time to File Exceptions, hereby denies Claimant's Motion.

* * * * *

It was moved by Ms. Shelton, seconded by Mr. Lang, 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-36, 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 Mr. Lang, 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: 16-D-51, 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. Lang, seconded by Mr. Percy, and carried by a majority, 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-23, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to deny claimant's application for disability retirement benefits and duty-related disability retirement benefits. Ms. Shelton abstained.

* * * * *

It was moved by Ms. Shelton, seconded by Mr. Lang, and carried unanimously, that the Committee members having considered the record, including the recommended order granting summary judgement and any exceptions duly filed, in the case of Administrative Action Number: 17-D-02, to accept the Hearing Officer's Report Granting Summary Judgement, Findings of Fact, Conclusions of Law, and to approve claimant's application for disability retirement benefits without review. Additionally, the Board hereby denies claimant's application for duty-related disability retirement benefits.

* * * * *

There being no further business, the meeting was adjourned at 9:12 A.M., E.T. to meet on July 27, 2017 at 9:30 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 7.27.17
Tracy Chambers Date
Recording Secretary

I, Keith Percy, do certify that the Minutes of the meeting held on May 31, 2017 were approved by the Disability Appeals Committee on July 27, 2017.

Keith Percy 7.27.17
Keith Percy, Chair Date
Disability Appeals Committee

I, Alan Hurst, was present at the May 31, 2017 Disability Appeals Committee meeting, and have reviewed the minutes for form and legality.

Alan Hurst 7-27-17
Alan Hurst Date
KRS Staff Attorney