

**MINUTES
OF
ADMINISTRATIVE APPEALS COMMITTEE
September 27, 2018 at 9:34 A.M., E.T.
Board Room
Perimeter Park West, 1270 Louisville Road
Frankfort, KY 40601**

At the meeting of the Administrative Appeals Committee, held on September 27, 2018, the following members were present: Keith Peercy, Chair, and Donna Shelton, Proxy on behalf of Thomas Stephens.

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

It was moved by Ms. Shelton, seconded by Mr. Peercy, and carried to approve the Minutes of the July 26, 2018 Administrative Appeals Committee Meeting.

Mr. Peercy noted the necessity of closed session for the purpose of reviewing the administrative appeals of Administrative Action Numbers: 18-PS-01, 17-A-05, 17-PS-09, 17-PS-11, 17-A-03, and 16-A-12.

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

It was moved by Ms. Shelton, seconded by Mr. Peercy, 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-PS-01, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny claimant's appeal and affirm Kentucky Retirement Systems' determination.

It was moved by Ms. Shelton, seconded by Mr. Peercy, 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-A-05, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to affirm Kentucky Retirement Systems' determination that claimant was not eligible to apply for disability retirement benefits.

It was moved by Ms. Shelton, seconded by Mr. Peercy, 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-PS-09, to remand this case in order for the hearing officer to issue a new Recommended Order.

It was moved by Ms. Shelton, seconded by Mr. Peercy, 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-PS-11, to accept the Hearing Officer's Report on Remand, as modified in the Board Final Order, and to deny claimant's appeal and affirm Kentucky Retirement Systems' determination.

It was moved by Ms. Shelton, seconded by Mr. Peercy, 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-A-03, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to affirm Kentucky Retirement Systems' determination that claimant was reemployed in violation of KRS 61.637 and 105 KAR 1:390.

It was moved by Ms. Shelton, seconded by Mr. Peercy, 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-A-12, to reject the Hearing Officer's Report and issue a Board Final Order denying claimant's appeal. Mr. Hurst recused himself from participation because of prior involvement in this matter.
