

**MINUTES
OF
DISABILITY APPEALS COMMITTEE
July 20, 2020 at 9:30 A.M. E.T.
Via Video Teleconference
1260 Louisville Road
Frankfort, Kentucky 40601**

At the meeting of the Disability Appeals Committee, held on July 20, 2020, the following members were present via live video teleconference due to SB 150, signed into law by the Governor on March 30, 2020, and Executive Order 2020-215 declaring a State of Emergency effective March 6, 2020 due to COVID-19: Keith Peercy, Chair, Campbell Connell, and Donna Shelton, Proxy on behalf of Gerina D. Whethers.

In addition, those present were Erin Surratt, KRS, Liza Welch, KRS, Victoria Hale, KRS, Justin McNeil, KRS, Shaun Case, KRS, Phillip Cook, KRS, and Tracy Chambers, Recording Secretary.

It was moved by Mr. Connell, seconded by Ms. Shelton, and carried to approve the Minutes of the May 28, 2020 Disability Appeals Committee Meeting.

Mr. Case and Mr. Cook departed the meeting prior to entering closed session.

Mr. Peercy noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 19-D-18, 19-D-28, and 19-D-42.

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

It was moved by Ms. Shelton, seconded by Mr. Connell, 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: 19-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. Peercy, 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: 19-D-28, 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. Mr. Connell dissented.

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: 19-D-28, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny Claimant's application for duty-related disability retirement benefits.

It was moved by Ms. Shelton, seconded by Mr. Connell, 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: 19-D-42, 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 9:49 A.M., E.T. to meet on September 22, 2020 at 9:30 A.M., E.T.
(NOTE: The September 22, 2020 meeting was rescheduled to November 30, 2020).

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 Date 1-26-21
Tracy Chambers Date
Recording Secretary

I, Keith Peercy, do certify that the Minutes of the meeting held on July 20, 2020 were approved by the Disability Appeals Committee on January 20, 2021.

[Signature] Date 1-22-21
Keith Peercy, Chair Date
Disability Appeals Committee

I, Victoria Hale, was present at the July 20, 2020 Disability Appeals Committee meeting, and have reviewed the minutes for form and legality.

/s/ *Victoria A. Hale*

1-23-2021

Victoria Hale
KRS Staff Attorney

Date