

**MINUTES OF
JOINT DISABILITY AND ADMINISTRATIVE APPEALS COMMITTEES OF KENTUCKY
RETIREMENT SYSTEMS AND COUNTY EMPLOYEES' RETIREMENT SYSTEM MEETING
April 26, 2023 at 9:30 A.M. E.T.
Via Video Teleconference
1260 Louisville Road
Frankfort, Kentucky 40601**

At the meeting of the Joint Disability and Administrative Appeals Committees, held on April 26, 2023, the following members were present via live video teleconference: Keith Peercy, Chair, Betty Pendergrass, and Dr. Crystal Miller.

In addition, those present were Erin Surratt, KPPA, Liza Welch, KPPA, Victoria Hale, KPPA, Andrea Freadreacea, KPPA, JJ Alleman, KPPA, Glenna Frasier, KPPA, Crystal Smith-Harrod, KPPA Recording Secretary, Robin Goodlett, KPPA, Jennifer Korth, KPPA.

It was moved by Betty Pendergrass, seconded by Dr. Miller, and carried to approve the Minutes of the February 23, 2023, Joint Disability and Administrative Appeals Committees Meeting.

Mr. Peercy noted the necessity of closed session for the purpose of reviewing the disability applications and administrative appeals of Administrative Action Numbers: 21-T-10, 21-D-38, 21-D-31, 20-D-21.

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

It was moved by Dr. Miller, seconded by Betty Pendergrass, 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: 21-T-10, to remand the matter back to the Hearing Officer with instructions to send Claimant for an Independent Psychological Evaluation and to re-open the Administrative Record for new arguments, including filing new Position Statements and Reply Briefs, following receipt of the Independent Psychological Evaluation. At the conclusion of these new proceedings, the Hearing Officer was ordered to issue a Recommended Order on Remand taking into consideration any new evidence submitted.

It was moved by Betty Pendergrass, seconded by Dr. Miller, 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: 21-D-38, to adopt the Hearing Officer's Recommendation, and to deny Claimant's application for disability retirement benefits as modified in the Board Final Order.

It was moved by Dr. Miller, seconded by Betty Pendergrass, 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: 21-D-31, to adopt the Hearing Officer's Recommendation, and to deny Claimant's application for disability retirement benefits as modified in the Board Final Order.

It was moved by Betty Pendergrass, seconded by Dr. Miller, 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: 21-D-21, to reject the Hearing Officer's Recommendation in part, wherein the Hearing Officer recommended approval of disability retirement benefits on a specific condition. The Boards shall issue a Final Order regarding the part of the Recommended Order it rejected. The Boards adopted the Hearing Officer's Findings of Fact, Conclusions of Law and Recommendation on all other conditions wherein the Hearing Officer recommended denial of Claimant's application for disability retirement benefits, as modified in the Boards Final Order.

There being no further business, the meeting was adjourned at 10:03 a.m., E.T. to meet on June 22, 2023, at 9:30 A.M., E.T.

CERTIFICATION

I, Robin Goodlett, do certify that I was present at this meeting, and I have recorded the above action of the Committees on the various items considered by them at this meeting.

Robin Goodlett

Robin Goodlett Date
Recording Secretary

I, Keith Percy, do certify that the Minutes of the meeting held on April 26, 2023, were approved by the Joint Disability and Administrative Appeals Committees of the Board of Trustees of the County Employees Retirement System and the Board of Trustees of the Kentucky Retirement Systems on June 22, 2023.

Keith Percy 6/22/23

Keith Percy, Chair Date
Joint Disability and Administrative Appeals Committees

I, Victoria Hale, was present at the April 26, 2023, Joint Disability and Administrative Appeals Committees meeting and have reviewed the minutes for form and legality.

Victoria A. Hale

6-23-23

Victoria Hale Date
General Counsel