

**MINUTES OF
JOINT DISABILITY AND ADMINISTRATIVE APPEALS COMMITTEES OF KENTUCKY
RETIREMENT SYSTEMS AND COUNTY EMPLOYEES RETIREMENT SYSTEM
MEETING**

**March 29, 2023 at 10:00 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 March 29, 2023, the following members were present via live video teleconference: Jerry Powell, Chair, Dr. Patricia Carver, and Lynn Hampton.

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

It was moved by Dr. Carver, seconded by Ms. Hampton, and carried unanimously to approve the Minutes of the January 27, 2023, Joint Disability and Administrative Appeals Committees Meeting.

Mr. Powell noted the necessity of closed session for the purpose of reviewing the disability applications and administrative appeals of Administrative Action Numbers: 21-A-03, 21-D-26, 21-D-30, 20-D-44, 21-T-11, 21-A-01, 22-PS-01, 21-D-39, 19-A-02, 21-PS-20, 21-D-44, 21-D-40, 19-D-26. It was moved by Dr. Carver, seconded by Lynn Hampton, and carried unanimously to enter closed session.

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

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-A-03, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to affirm KPPA's determination that Claimant untimely submitted an application for disability retirement benefits.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-26, to accept the Hearing Officer's Report, as modified in the Board Final Order, to approve Claimant's application for non-hazardous disability retirement benefits as modified with a review in three (3) years.

It was moved by Ms. Hampton, seconded by Dr. Carver, 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-30, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny Claimant's application for both hazardous disability retirement benefits and in-line-of-duty disability retirement benefits.

It was moved by Ms. Hampton, seconded by Dr. Carver, 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: 20-D-44, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny Claimant's application for non-hazardous disability retirement benefits.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-11, to accept the Hearing Officer's Report, as modified in the Board Final Order, to continue Claimant's disability retirement benefits with a review in two (2) years.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-A-01, to accept the Hearing Officer's Report as modified in the Board Final Order and to affirm KPPA's determination that Claimant did not have break in service and had been re-employed in violation of KRS 61.637.

It was moved by Ms. Hampton, seconded by Dr. Carver, 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: 22-PS-01, to accept the Hearing Officer's Report, and to dismiss Claimant's appeal without prejudice.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-39, to accept the Hearing Officer's Report, and to Dismiss Claimant's appeal with prejudice.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-A-02, to accept the Hearing Officer's Report as modified in the Board Final Order, and to Dismiss Claimant's appeal with prejudice.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-PS-20, to accept the Hearing Officer's Report, and to Dismiss Claimant's appeal with prejudice.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-44, to accept the Hearing Officer's Report, and to Dismiss Claimant's appeal with prejudice.

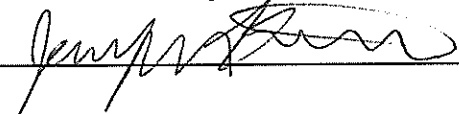
It was moved by Dr. Carver, seconded by Ms. Hampton, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 21-D-40, to accept the Hearing Officer's Report, and to Dismiss Claimant's appeal with prejudice.

It was moved by Dr. Carver, seconded by Ms. Hampton, 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-26, to accept the Hearing Officer's Report as modified in the Board Final Order, and to Dismiss Claimant's appeal with prejudice.

There being no further business, the meeting was adjourned at 10:49 A.M., E.T. to meet on May 23, 2023, at 10:00 A.M., E.T.

CERTIFICATION

I, Robin Goodlett, do certify that I was present at this meeting, and the recorded above actions of the Joint Committees on the various items considered by them at this meeting is true and correct.

Robin Goodlett by 
Robin Goodlett
Recording Secretary

I, Jerry Powell, do certify that the Minutes of the meeting held on March 29, 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 May 23, 2023.

Jerry W. Powell 07/27/2023
Jerry Powell, Chair Date
Joint Disability and Administrative Appeals Committees

I, Victoria Hale, was present at the March 29, 2023, Joint Disability and Administrative Appeals Committees meetings, and have reviewed the minutes for form and legality.

Victoria A. Hale 07/28/2023
Victoria Hale Date
General Counsel