

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

**September 18, 2023 at 11:00 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 September 18, 2023, the following members were present via live video teleconference: Jerry Powell, Chair, Dr. Patricia Carver, and Mary Eaves.

In addition, those present from KPPA were Erin Surratt, Liza Welch, Victoria Hale, Andrea Freadreacea, JJ Alleman, Phillip Cook, Crystal Smith-Harrod, Recording Secretary, Ashley McIntosh, Jennifer Korth.

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

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Mr. Powell noted the necessity of closed session for the purpose of reviewing the disability applications and administrative appeals of Administrative Action Numbers:

21-D-32, 21-D-55, 22-T-19, 21-T-20, 21-T-17, 22-T-31, 22-T-38, 22-T-20, 22-D-08.

It was moved by Dr. Carver, seconded by Mary Eaves, and carried unanimously to enter closed session.

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

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-32, to accept the Hearing Officer's Recommended Order denying the appeal.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-55, to accept the Hearing Officer's Recommended Order to deny non-hazardous disability retirement benefits, as modified

in the Board Final Order.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-T-19, to accept the Hearing Officer's Recommended Order and to reinstate Claimant's non-hazardous disability retirement benefits with a review in three (3) years.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-20 to accept the Hearing Officer's Recommended Order, as modified in the Board Final Order, and adding an additional finding of facts regarding the appropriate statute, to continue Claimant's disability retirement benefits with a review in three (3) years.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-17, to accept the Hearing Officer's Recommended Order, as modified in the Board Final Order, to Continue Claimant's disability retirement benefits with a review in five (5) years.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-T-31, to accept the Hearing Officer's Recommended Order to Dismiss the matter With Prejudice.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-T-38, to accept the Hearing Officer's Recommended Order, and to Dismiss the matter With Prejudice, and to continue Claimant's disability retirement benefits with a review in five (5) years.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-T-20, to accept the Hearing Officer's Recommended Order, and to Dismiss the appeal With Prejudice.

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It was moved by Dr. Carver, seconded by Ms. Eaves, 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-D-08, to remand to the Hearing Officer for the Hearing Officer to schedule a new telephonic pre-hearing conference, and to notify the Claimant of the date of the telephonic pre-hearing conference by certified mail. The telephonic pre-hearing conference is to take place within 60 days of the date of the Remand Order and no later. Claimant must be prepared to appear at the telephonic pre-hearing conference with an attorney or be prepared to proceed pro se.

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The Committee scheduled the next meeting for November 29, 2023, at 10:00 A.M., E.T.

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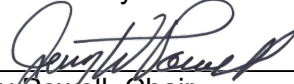
There being no further business, the meeting was adjourned at 12:04 P.M., E.T. to meet on November 29, 2023, at 10:00 A.M., E.T.

**CERTIFICATION**

I, Crystal Smith-Harrod, 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.

/s/ Crystal Smith-Harrod 12/5/2023  
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Crystal Smith-Harrod  
Recording Secretary

I, Jerry Powell, do certify that the Minutes of the meeting held on September 18, 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 November 29, 2023.

  
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Jerry Powell, Chair 11/30/2023  
Date  
Joint Disability and Administrative Appeals Committees

I, Victoria Hale, was present at the September 18, 2023, Joint Disability and Administrative Appeals Committees meetings, and have reviewed the minutes for form and legality.

/s/ Victoria A. Hale 12-5-23  
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Victoria Hale Date  
General Counsel