

**MINUTES  
OF  
ADMINISTRATIVE APPEALS COMMITTEE  
June 28, 2019 at 10:31 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 June 28, 2019, the following members were present: Betty Pendergrass, Chair, Jerry Powell, and Donna Shelton, Proxy on behalf of Thomas Stephens.

In addition, those present were Liza Welch, KRS, Alan Hurst, KRS, Victoria Hale, KRS, Crystal Lawson, KRS, and Tracy Chambers, Recording Secretary.

\*\*\*\*\*

It was moved by Mr. Powell, seconded by Ms. Shelton, and carried to approve the Minutes of the April 23, 2019 Administrative Appeals Committee Meeting.

\*\*\*\*\*

Ms. Pendergrass noted the necessity of closed session for the purpose of reviewing the administrative appeals of Administrative Action Numbers: 17-T-05, 18-T-01, 18-PS-13, and 18-A-06.

\*\*\*\*\*

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

\*\*\*\*\*

It was moved by Mr. Powell, seconded by Ms. Shelton, 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: 17-T-05, to reject the Hearing Officer's Report to discontinue disability retirement benefits and to instead issue a Board Final Order continuing claimant's disability retirement benefits, with a review in two years. Ms. Pendergrass abstained.

\*\*\*\*\*

It was moved by Ms. Shelton, seconded by Mr. Powell, 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-T-01, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to discontinue claimant's disability retirement benefits.

\* \* \* \* \*

It was moved by Mr. Powell, seconded by Ms. Shelton, 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-13, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to affirm Kentucky Retirement Systems' determination and deny claimant's appeal.

\* \* \* \* \*

It was moved by Mr. Powell, seconded by Ms. Pendergrass, 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: 18-A-06, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to overturn Kentucky Retirement Systems' determination and reinstate five years of service credit to claimant upon repayment of the refunded purchase price and the refunded interest. Ms. Shelton abstained.

\* \* \* \* \*

There being no further business, the meeting was adjourned at 11:06 A.M., E.T. to meet on August 29, 2019 immediately following the Disability Appeals Committee meeting.

