

**MINUTES OF
JOINT DISABILITY AND ADMINISTRATIVE APPEALS COMMITTEES OF KENTUCKY
RETIREMENT SYSTEMS AND COUNTY EMPLOYEES RETIREMENT SYSTEM MEETING
February 29, 2024 at 9:30 A.M. E.T.
Via Video Teleconference
1260 Louisville Road
Frankfort, Kentucky 40601**

The meeting of the Joint Disability and Administrative Appeals Committees, held on February 29, 2024, was called to order by Mr. Peercy at 9:30 a.m. E.T. The following members were present via live video teleconference: Betty Pendergrass, and Dr. Crystal Miller.

In addition, those present from KPPA were Liza Welch, Erin Surratt, Victoria Hale, JJ Alleman, Andrea Freadreacea, Ashley McIntosh, KPPA Recording Secretary and Shelley Dalton. Ed Owens, CEO of CERS was also present.

It was moved by Dr. Miller, seconded by Ms. Pendergrass, and carried unanimously to approve the Minutes of the December 21, 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:

22-D-03, 22-D-09, 20-D-46, 21-T-09, 21-T-28, 21-T-32, 22-T-32.

It was moved by Ms. Pendergrass, seconded by Dr. Miller, and carried unanimously to enter closed session.

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

It was moved by Dr. Miller, seconded by Ms. Pendergrass, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 22-D-03, to adopt the Hearing Officer's Recommendation to Deny Claimant's application for disability retirement benefits as modified in the Board Final Order.

It was moved by Ms. Pendergrass, seconded by Dr. Miller, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 22-D-09, to adopt the

Hearing Officer's Recommendation to Deny Claimant's application for disability retirement benefits as modified in the Board Final Order.

It was moved by Dr. Miller, seconded by Ms. Pendergrass, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 20-D-46, to adopt the Hearing Officer's Recommendation to Deny Claimant's application for disability retirement benefits as modified in the Board Final Order.

It was moved by Ms. Pendergrass, seconded by Dr. Miller, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 21-T-09, to adopt the Hearing Officer's Recommendation to Continue Claimant's duty related disability retirement benefits as modified in the Board Final Order with a review in five (5) years.

It was moved by Dr. Miller, seconded by Ms. Pendergrass, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 21-T-28, to remand to the Hearing Officer with instructions that Claimant undergo a Functional Capacity Evaluation.

It was moved by Ms. Pendergrass, seconded by Dr. Miller, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 21-T-32, to adopt the Hearing Officer's Recommendation to Continue the Claimant's disability retirement benefits as modified in the Board Final Order with a review in one (1) year with instructions that Claimant undergo a Functional Capacity Evaluation at the time of his next review.

It was moved by Dr. Miller, seconded by Ms. Pendergrass, and carried unanimously, that the Committee members having considered the Administrative Record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 22-T-32, to adopt the Hearing Officer's Recommendation to Continue Claimant's disability retirement benefits as modified in the Board Final Order with a review in five (5) years.

There being no further business, the meeting was adjourned at 10:22 a.m., E.T. to meet on April 23, 2024, at 9:30 A.M., E.T.

