

**MINUTES
OF
DISABILITY APPEALS COMMITTEE
February 24, 2021 at 10:00 A.M. E.T.
Via Video Teleconference
1260 Louisville Road
Frankfort, Kentucky 40601**

At the meeting of the Disability Appeals Committee, held on February 24, 2021, the following members were present via live video teleconference due to SB 150, signed into law by the Governor on March 30, 2020, and Executive Order 2020-215 declaring a State of Emergency effective March 6, 2020 due to COVID-19: Betty Pendergrass, Chair, Jerry Powell, and Gordon Rowe, Proxy on behalf of Gerina D. Whethers.

In addition, those present were Carrie Bass, KPPA, Erin Surratt, KPPA, Liza Welch, KPPA, Victoria Hale, KPPA, Justin McNeil, KPPA, Shaun Case, KPPA, and Tracy Chambers, Recording Secretary.

It was moved by Mr. Powell, seconded by Mr. Rowe, and carried to approve the Minutes of the October 29, 2020 Disability Appeals Committee Meeting.

Mr. Case departed the meeting prior to entering closed session.

Ms. Pendergrass noted the necessity of closed session for the purpose of reviewing the disability applications of Administrative Action Numbers: 19-D-49, 20-D-12, 20-D-10, and 19-D-34.

Ms. Surratt departed the meeting during closed session.

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

It was moved by Mr. Powell, seconded by Mr. Rowe, 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-49, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny Claimant's application for disability retirement benefits.

It was moved by Mr. Powell, seconded by Mr. Rowe, 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-12, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to deny Claimant's application for disability retirement benefits and duty-related disability retirement benefits.

It was moved by Mr. Powell, seconded by Mr. Rowe, 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-10, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to approve Claimant's application for disability retirement benefits, with a review in one year.

It was moved by Mr. Powell, seconded by Mr. Rowe, 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-34, to accept the Hearing Officer's Report, as modified in the Board Final Order, and to approve Claimant's application for hazardous disability retirement benefits, with a review in one year.

There being no further business, the meeting was adjourned at 10:40 A.M., E.T. to meet on May 25, 2021 at 10:00 A.M., E.T.

CERTIFICATION

I, Tracy Chambers, do certify that I was present at this meeting, and I have recorded the above action of the Committee on the various items considered by it at this meeting.

Tracy Chambers
Tracy Chambers
Recording Secretary

5-24-2021
Date

I, Jerry Powell, do certify that the Minutes of the meeting held on February 24, 2021 were approved by the Disability Appeals Committee on May 25, 2021.

Jerry Powell
Jerry Powell, Chair
Disability Appeals Committee

05/24/2021
Date

I, Victoria Hale, was present at the February 24, 2021 Disability Appeals Committee meeting, and have reviewed the minutes for form and legality.

/s/ Victoria A. Hale
Victoria Hale
KPPA Staff Attorney

/s/ 5-26-2021
Date