

**MINUTES OF
JOINT DISABILITY AND ADMINISTRATIVE APPEALS COMMITTEES OF KENTUCKY
RETIREMENT SYSTEMS AND COUNTY EMPLOYEES RETIREMENT SYSTEM MEETING
June 25, 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 June 25, 2024, was called to order by Mr. Peercy at 9:30 a.m. E.T. The following members were present via live video teleconference: Keith Peercy, Chair, Betty Pendergrass, and Dr. Crystal Miller.

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

It was moved by Ms. Pendergrass, seconded by Dr. Miller, and carried unanimously to approve the Minutes of the April 23, 2024, 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:

21-D-41, 22-D-16, 21-T-23, 22-T-25, 22-T-61, 22-T-81, 22-T-84, 21-PS-03, 21-PS-07, 21-PS-29, and 22-PS-06.

It was moved by Dr. Miller, seconded by Ms. Pendergrass, 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 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-D-41, to adopt the Hearing Officer's Recommendation to Deny Claimant's application for non-hazardous 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: 22-D-16, to adopt the Hearing Officer's Recommendation to Deny Claimant's application for non-hazardous disability retirement benefits and to Deny Claimant's application for duty related disability retirement benefits.

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-23, to adopt the Hearing Officer's Recommendation to Continue Claimant's non-hazardous 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: 22-T-25, to reject the Hearing Officer's Recommendation and instruct staff to rewrite the final order continuing Claimant's non-hazardous disability retirement benefits with a review in three (3) years.

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-T-61, to adopt the Hearing Officer's Recommendation, and to Dismiss the appeal With Prejudice.

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-81, to adopt the Hearing Officer's Recommendation, and to Dismiss the appeal With Prejudice.

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-T-84, to adopt the Hearing Officer's Recommendation, and to Dismiss the appeal With Prejudice.

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-PS-03, to adopt the Hearing Officer's Recommendation, and to Dismiss the appeal With Prejudice as modified in the Board Final Order.

I, Victoria Hale, was present at the June 25, 2024, Joint Disability and Administrative Appeals Committees meeting and have reviewed the minutes for form and legality.

/s/ Victoria A. Hale

8/26/2024

Victoria Hale
General Counsel

Date