

GENERAL ASSEMBLY ACTION

Regular Session 2000

A Staff Summary of Legislative Enactments

Informational Bulletin No. 203

Legislative Research Commission
Frankfort, Kentucky
May, 2000

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ACTIONS OF THE 2000 GENERAL ASSEMBLY

FOREWORD

The 2000 Regular Session of the General Assembly convened Tuesday, January 2, 2000, and adjourned sine die Friday, April 14, 2000, having met for sixty legislative days. During this session, 1,441 bills and 378 resolutions were introduced, including 409 Senate bills and 1,032 House bills.

Of the bills introduced, 120 Senate bills and 366 House bills passed both chambers and were delivered to the Governor. The Governor vetoed twelve bills, including the Budget Bill (HB 502) with 10 line-item vetoes and one Joint Resolution. The Governor's veto was overridden on three bills.

Two bills proposing constitutional amendments were enacted and transmitted directly to the Secretary of State. Therefore, a total of 117 Senate bills and 362 House bills became law.

The Governor also received 67 joint and concurrent resolutions.

This informational bulletin summarizes the bills and resolutions which were delivered to the Governor and the Secretary of State. It has been prepared by the staff of the Legislative Research Commission.

ROBERT SHERMAN
Director

The Capitol
Frankfort, Kentucky
May, 2000

ACTIONS OF THE 2000 GENERAL ASSEMBLY

**2000 REGULAR SESSION
BILL NUMBER TO ACTS CHAPTER TABLE**

Bill	Ch.	Bill	Ch.	Bill	Ch.	Bill	Ch.	Bill	Ch.
SB 1	526	SB 139	423	SB 313	535	HB 44	311	HB 126	137
SB 11	408	SB 143	200	SB 315	536	HB 46	52	HB 127	223
SB 14	136	SB 147	284	SB 316	205	HB 49	16	HB 136	336
SB 21	409	SB 152	447	SB 323	446	HB 50	145	HB 137	39
SB 24	14	SB 159	424	SB 324	291	HB 51	10	HB 139	147
SB 26	22	SB 160	285	SB 326	328	HB 52	215	HB 141	176
SB 34	532	SB 163	425	SB 330	292	HB 56	36	HB 142	454
SB 36	410	SB 166	199	SB 331	255	HB 58	451	HB 143	224
SB 39	411	SB 167	426	SB 332	537	HB 61	82	HB 144	403
SB 44	412	SB 169	279	SB 335	538	HB 62	175	HB 147	15
SB 49	533	SB 171	286	SB 336	327	HB 69	216	HB 148	141
SB 51	413	SB 174	201	SB 339	310	HB 70	404	HB 156	455
SB 52	414	SB 186	307	SB 341	293	HB 72	19	HB 157	162
SB 53	196	SB 190	143	SB 347	441	HB 76	161	HB 158	149
SB 56	197	SB 192	287	SB 351	295	HB 77	452	HB 161	375
SB 57	415	SB 194	334	SB 372	326	HB 78	251	HB 164	28
SB 58	548	SB 195	427	SB 379	325	HB 79	11	HB 164	30
SB 59	102	SB 197	331	SB 394	539	HB 80	6	HB 165	306
SB 62	416	SB 198	428	SB 409	529	HB 81	43	HB 166	55
SB 65	169	SB 202	202			HB 82	20	HB 168	44
SB 68	206	SB 206	288	SCR 15	81	HB 83	7	HB 170	60
SB 69	417	SB 212	330	SCR 16	54	HB 84	56	HB 175	117
SB 70	399	SB 215	289	SJR 17	92	HB 85	217	HB 176	337
SB 72	207	SB 216	329	SCR 20	48	HB 86	218	HB 177	376
SB 73	208	SB 217	429	SCR 39	442	HB 87	219	HB 178	258
SB 75	332	SB 218	430	SJR 57	444	HB 88	298	HB 180	163
SB 76	418	SB 223	431	SCR 61	173	HB 89	220	HB 181	377
SB 77	527	SB 225	528	SJR 69	294	HB 90	37	HB 182	456
SB 78	282	SB 227	432	SJR 73	296	HB 91	12	HB 183	8
SB 86	209	SB 229	433	SCR 88	324	HB 92	51	HB 184	9
SB 87	210	SB 232	254	SJR 104	297	HB 93	13	HB 186	62
SB 91	419	SB 233	203	SJR 107	445	HB 94	83	HB 192	50
SB 97	80	SB 236	204	SJR 110	323	HB 95	5	HB 193	47
SB 100	170	SB 240	192	SCR 113	443	HB 96	221	HB 194	63
SB 101	248	SB 245	434			HB 97	2	HB 202	457
SB 105	87	SB 247	435	HB 2	53	HB 98	26	HB 203	115
SB 107	420	SB 256	534	HB 3	17	HB 99	3	HB 204	164
SB 110	118	SB 257	309	HB 4	174	HB 100	453	HB 205	40
SB 111	421	SB 259	373	HB 5	256	HB 103	374	HB 208	88
SB 113	531	SB 263	401	HB 8	449	HB 105	148	HB 213	458
SB 114	211	SB 265	212	HB 9	18	HB 106	84	HB 214	27
SB 115	371	SB 272	171	HB 10	160	HB 107	21	HB 214	29
SB 116	400	SB 279	436	HB 15	213	HB 108	85	HB 215	31
SB 119	372	SB 280	437	HB 16	450	HB 109	38	HB 216	459
SB 125	198	SB 288	438	HB 18	57	HB 110	86	HB 218	64
SB 128	422	SB 294	290	HB 22	41	HB 113	61	HB 219	65
SB 130	402	SB 300	172	HB 25	257	HB 118	335	HB 221	338
SB 134	333	SB 305	439	HB 40	214	HB 120	222	HB 222	59
SB 137	283	SB 309	440	HB 43	1	HB 123	146	HB 231	460

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Bill	Ch.	Bill	Ch.	Bill	Ch.	Bill	Ch.	Bill	Ch.
HB 232	32	HB 355	58	HB 482	180	HB 623	269	HB 807	357
HB 236	66	HB 356	25827	HB 483	232	HB 629	483	HB 808	368
HB 237	144	HB 357	35	HB 488	346	HB 631	270	HB 811	315
HB 240	461	HB 358	179	HB 497	124	HB 634	388	HB 822	503
HB 242	33	HB 360	341	HB 501	233	HB 636	484	HB 824	392
HB 243	280	HB 362	49	HB 502	549	HB 640	271	HB 825	504
HB 244	322	HB 366	467	HB 503	183	HB 641	485	HB 830	505
HB 248	462	HB 371	468	HB 506	235	HB 643	351	HB 842	506
HB 249	225	HB 372	100	HB 507	134	HB 645	486	HB 843	507
HB 250	23	HB 373	381	HB 510	475	HB 647	189	HB 852	358
HB 252	119	HB 374	46	HB 511	542	HB 650	272	HB 856	406
HB 253	89	HB 376	67	HB 515	125	HB 656	158	HB 865	359
HB 254	259	HB 377	135	HB 517	476	HB 660	352	HB 866	508
HB 255	4	HB 381	300	HB 519	477	HB 662	237	HB 870	276
HB 257	24	HB 385	342	HB 525	383	HB 663	167	HB 875	393
HB 258	299	HB 386	229	HB 533	384	HB 667	487	HB 881	360
HB 259	250	HB 389	448	HB 536	184	HB 668	389	HB 884	277
HB 265	97	HB 390	262	HB 537	385	HB 675	390	HB 886	361
HB 266	34	HB 392	469	HB 538	479	HB 676	391	HB 887	509
HB 268	463	HB 398	263	HB 540	234	HB 677	488	HB 892	478
HB 273	99	HB 404	68	HB 541	543	HB 678	489	HB 895	510
HB 275	464	HB 405	343	HB 542	347	HB 685	490	HB 897	511
HB 277	120	HB 407	139	HB 543	265	HB 689	491	HB 901	362
HB 278	378	HB 412	150	HB 544	480	HB 692	304	HB 910	363
HB 281	96	HB 415	540	HB 545	151	HB 693	353	HB 911	397
HB 282	260	HB 417	103	HB 555	348	HB 696	239	HB 919	512
HB 284	45	HB 420	470	HB 556	155	HB 706	308	HB 936	407
HB 287	465	HB 421	471	HB 561	386	HB 709	492	HB 939	398
HB 290	252	HB 423	121	HB 562	152	HB 712	493	HB 944	513
HB 294	165	HB 424	122	HB 563	481	HB 719	281	HB 950	364
HB 295	98	HB 427	317	HB 564	349	HB 722	168	HB 957	243
HB 296	193	HB 429	140	HB 565	153	HB 725	494	HB 992	514
HB 300	253	HB 430	541	HB 571	301	HB 728	495	HB 996	547
HB 301	177	HB 431	181	HB 572	522	HB 733	238	HB 999	515
HB 302	90	HB 433	123	HB 576	544	HB 734	496		
HB 308	249	HB 436	104	HB 577	545	HB 736	497	HCR 6	185
HB 310	379	HB 438	344	HB 579	482	HB 737	273	HCR 7	244
HB 312	25	HB 439	305	HB 583	546	HB 739	498	HCR 8	370
HB 314	226	HB 443	230	HB 584	154	HB 740	354	HJR 9	116
HB 317	228	HB 448	142	HB 585	396	HB 742	355	HCR 10	70
HB 321	191	HB 449	318	HB 588	387	HB 749	274	HCR 11	365
HB 322	190	HB 452	264	HB 593	350	HB 756	499	HCR 12	107
HB 324	339	HB 453	472	HB 595	194	HB 757	500	HCR 13	71
HB 326	95	HB 454	473	HB 596	266	HB 758	240	HJR 15	110
HB 328	340	HB 456	105	HB 599	267	HB 763	501	HCR 18	516
HB 330	466	HB 462	382	HB 604	159	HB 765	314	HCR 19	126
HB 331	405	HB 463	69	HB 608	521	HB 768	241	HCR 20	245
HB 335	178	HB 465	474	HB 610	156	HB 777	275	HCR 21	127
HB 340	91	HB 466	106	HB 611	530	HB 778	502	HCR 22	366
HB 342	42	HB 471	231	HB 616	268	HB 780	242	HCR 23	128
HB 346	138	HB 472	182	HB 618	313	HB 789	356	HCR 24	129
HB 347	261	HB 474	312	HB 619	319	HB 792	367	HCR 28	72
HB 348	166	HB 475	345	HB 620	236	HB 805	320	HCR 29	109
HB 354	380	HB 477	101	HB 621	157	HB 806	321	HCR 30	73

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HCR 34	74
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HCR 37	94
HJR 39	111
HJR 41	76
HJR 42	77
HCR 44	394
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HCR 53	130
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HJR 61	247
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HJR 72	112
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HJR 76	113
HJR 78	133
HCR 81	108
HCR 82	303
HJR 83	525
HJR 84	524
HJR 85	523
HCR 88	518
HJR 100	187
HJR 101	195
HCR 108	246
HCR 112	188
HJR 113	519
HCR 114	369
HJR 128	316
HJR 131	278
HJR 141	395
HJR 142	520

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SENATE BILLS

SB 1

AN ACT relating to adult education.

Requires the Council on Postsecondary Education to include adult education in its strategic agenda; requires that by 2020 there be a system of providers to deliver educational services to significantly elevate the level of education of the adults of the Commonwealth; requires the Council on Postsecondary Education administer the Adult Education and Literacy Initiative Fund; requires the council, in collaboration with the Department for Adult Education and Literacy and the Collaborative Center for Literacy Development: Early Childhood through Adulthood, to establish guidelines for the use of the fund to include: support for strategic planning, the development of models that may be replicated statewide, standards for the professional preparation of adult educators, statewide competency-based certification for transferable skills in the workplace, and a statewide public information and marketing campaign; requires the creation of an awareness program for the Sentenced to Read Program; requires the Department for Adult Education to provide technical assistance to develop family literacy services, to be evaluated by outside evaluators; provides incentives to full-time employees who complete a GED program within 1 year and their employers including a tuition discount for the student of \$250 per semester for a maximum of 4 semesters at one of Kentucky's public postsecondary institutions and a state income tax credit for the employer not to exceed \$1250 per student for a portion of the released time given to the employee to study for the GED; moves certified and equivalent employees in the Department for Adult Education and Literacy and all unclassified personnel in the Department for Technical Education from the jurisdiction of the KRS Chapter 151B to the KRS Chapter 18A personnel system, effective August 15, 2000; sets forth the role of the Collaborative Center for Literacy Development: Early Childhood through Adulthood in support of the statewide adult education and workforce development strategic agenda including collaboration, consultation, evaluation, and training.

SB 11

AN ACT providing for the adoption of revised articles of the Uniform Commercial Code and making changes incidental thereto.

Repeals and reenacts various sections to Articles 5 and 9 of KRS Chapter 355, and creates additional new sections to effect an omnibus revision of Article 5, letters of credit, and Article 9, secured transactions, of the Uniform Commercial Code, encompassing amendments to the uniform language of the code adopted by the Editorial Board of the American Law Institute and the National Conference of Commissioners on Uniform State Laws; preserves the substance of the current KRS 355.9-109(3)(b) by adding "equine interests" into the revised Article 9 definition of "farm products;" preserves the substance of the current KRS 355.9-307(6) relating to the ability of recognized horse sale auctions to sell horses and interests in horses clear of liens; creates a new section of KRS Chapter 413 to preserve the current KRS 355.9-319 relating to the availability of remedies for parties holding liens and security interests in equine interests;

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exempts certain statutes involving the Department of Insurance from the application of specific provisions of revised Article 9; establishes transition provisions from the current local filing of financing statements with the county clerks to the new centralized filing with the Secretary of State, including distribution of filing fees from the revised Article 9, record retention requirements, and eventual searching and optional electronic filing at county clerks' offices; amends proposed KRS 355.9-710 to delete fee splitting between the Secretary of State and county clerks; amends KRS 64.012 to conform and to provide for a \$12 fee for the county clerk for noting a security interest on a certificate of title under KRS Chapter 186A; amends KRS 186A.190 to provide for expiration of notations for undischarged security interests after specified periods, if not extended by a continuation statement, and to make a conforming amendment to preserve material not retained in revised Article 9, and to transfer fee language to KRS 64.012's listing of fees; amends KRS 142.010 to transfer material being deleted by amendment from KRS 186A.190(7); amends 6.787, 186.045, 186A.193, 186A.195, 186A.200, 355.1-105, 355.1-201, 355.2-103, 355.2-210, 355.2-326, 355.2-502, 355.2-512, 355.2-716, 355.2A-103, 355.2A-303, 355.2A-307, 355.2-309, 355.4-210, 355.7-503, 355.8-103, 355.8-106, 355.8-110, 355.8-301, 355.8-302, 355.8-510, 382.200, and 425.011 to conform; repeals KRS 186A.196, 186A.197, 355.9-112, 355.9-113, 355.9-114, 355.9-115, 355.9-116, 355.9-401A, 355.11-102, 355.11-103, 355.11-104, 355.11-105, 355.11-106, 355.11-107, and 355.11-108; provides by noncodified section for retroactive application of expiration of notations on certificates of title; EFFECTIVE July 1, 2001.

SB 14

AN ACT relating to regulating emissions from mobile sources of air emissions.

Amends various sections of KRS Chapters 77 and 224 relating to air pollution, to limit local vehicle emission testing programs to controlling only mobile sources regulated under the state program set out in KRS 224.20-710 to 224.20-765.

SB 21

AN ACT relating to the Petroleum Storage Tank Environmental Assurance Fund.

Amends KRS 224.60-140, relating to the Petroleum Storage Tank Environmental Assurance Fund, to require that persons submitting requests for reimbursement from the fund certify by affidavit that all subcontractors and vendors have been paid, with the submission of a false affidavit as to payment being a separate crime as to each unpaid subcontractor or vendor; allows subcontractors and vendors to waive prior payment requirement if they also waive right to seek payment from owner of the work site; extends the date by which petroleum storage tanks must be registered to July 15, 2002 from July 15, 2000.

SB 24

AN ACT relating to reorganization.

Amends various KRS sections to establish the Department for Community-Based Services; abolishes the Department for Social Services and the Department for Social Insurance; establishes the Office of Performance Enhancement; abolishes the Division of Operations and Resource Management in Office of Program Support and replaces it with

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the Division of Personnel, which is created within the Office of Program Support; creates the Division of Technical Support and the Division of Systems Support within the Office of Technology Services; creates the Division of Outcome-Based Contracts and the Division of Quality Development within the Office of Performance Enhancement; establishes the Division of Policy Development and Protection and the Divisions of Permanency, Family Support, Child Care, Child Support, Disability Determinations Services, and Service Regions within the Department for Community-Based Services; abolishes the Divisions of Management and Development, Field Services, Administrative Review, Child Support Enforcement, and Disabilities Determinations from the Department for Social Insurance; abolishes the Divisions of Program Management and Family Services from the Department for Social Services; abolishes the Division for Disability Determinations Services within the Department for Community-Based Services and establish the Department for Disability Determination Services; appoints the commissioner for Community-Based Services, or a designee, and the commissioner of the Department for Juvenile Justice, or a designee, as permanent members of the State Interagency Council for Services to Children with an emotional disability; transfers the staff and appropriations for the Case Inquiry and Response functions in the Office of the Ombudsman to the Department for Community-Based Services, Division of Family Support; transfers the administrative hearings function and its staff from the Department for Community-Based Services, Division of Family Support, to the Office of Performance Enhancement, Division of Quality Development; transfers the maintenance of the L&N Building in Jefferson County from the Office of Program Support to the Department for Community-Based Services; transfer the implementation function of the Empower Transportation Initiative from the Office of Technology Services to the Department for Community-Based Services; transfers the maintenance and requests of exchange of state funds from the United States Department of Agriculture, Food and Nutrition Service, and the mediation and liaison between family support staff and quality control from the Office of Performance Enhancement to the Department for Community-Based Services; transfers the special projects and leasing and design functions from the Department for Community-Based Services to the Office of Program Support; transfers systems support from the Department for Community-Based Services to the Office of Technology Services; transfers the legal secretarial support from the Department for Community-Based Services to the Office of the General Counsel; transfers the functions of the federal compliance monitoring and the training for TANF, food stamp, and medical assistance programs from the Department for Community-Based Services to the Office of Performance Enhancement; makes conforming amendments; confirms Executive Orders 98-731, 99-203, 99-1200, and 99-255.

SB 25

AN ACT relating to reorganization.

Creates new sections of KRS Chapter 154 to create the Eastern Kentucky Exposition Center Corporation as an independent, de jure municipal corporation and political subdivision of the Commonwealth that shall be a public body corporate and politic; requires the corporation to develop, operate, and manage the exposition center; attaches the corporation to the Finance and Administration Cabinet for administrative

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purposes; directs that employees be considered state employees for the purpose of participating in the Kentucky Employees Retirement System; creates a seven-member board of directors, two members appointed by the county judge/executive of Pike County, one appointed by the mayor of Pikeville, and four appointed by the Governor; establishes terms and causes for removal; establishes powers and authorities of the board; permits the board to establish an executive committee and employ an executive director; establishes the powers and duties of the corporation; requires all revenues and contributions to be used solely for defraying the expenses of the exposition center, including payment on debt, the cost of management and operation of its facilities, the creation of an adequate reserve for repair, replacement, debt service, and capital improvements, the procurement of insurance, and promotional activities; requires the Auditor of Public Accounts to conduct an annual audit of all funds of the corporation and its affiliated entities and report to the Governor and the Legislative Research Commission; amends KRS 12.020 to conform; confirms Executive Order 98-1020, as amended by Executive Order 98-1144; VETOED.

SB 26

AN ACT relating to reorganization.

Creates new sections of KRS Chapter 148 to create the Appalachian/Kentucky Artisans Gateway Center Authority as an independent, de jure municipal corporation and political subdivision of the Commonwealth that shall be a public body corporate and politic; directs the authority to develop, operate, and manage the Appalachian/Kentucky Artisans Gateway Center; attaches the authority to the Tourism Development Cabinet for Administrative purposes; creates a 13-member board of directors; defines membership, terms, quorum, removal; directs the appointment of an executive director under KRS 12.050; directs that the executive director and staff be employees of the Tourism Development Cabinet; establishes powers and duties of the board; establishes duties and authorities of the authority; requires all revenues and contributions to be used solely for expenses of the center, including payment on debt, the cost of management and operation of its facilities, the creation of an adequate reserve, the procurement of insurance, and promotional activities; confirms Executive Order 99-331.

SB 34

AN ACT relating to state government.

Creates new sections of KRS Chapter 154 to establish the Red Fox Tri-County Cooperative Corporation, consisting of Knott, Letcher, and Perry Counties, as an independent, de jure municipal corporation and political subdivision of the Commonwealth that shall be a public body corporate and politic; directs the corporation to develop, operate, and manage the Red Fox Golf Course and Tourism Project funded by 1998 Ky. Acts Chapter 615; attaches the corporation to the Finance and Administration Cabinet for administrative purposes; creates a board of directors consisting of seven voting members (three representatives of the three county governments, three representatives from the three counties, and the secretary of the Finance and Administration Cabinet) and three ex officio nonvoting members (the secretary of the Tourism Development Cabinet, the secretary of the Cabinet for Economic Development,

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and the Commissioner of the Department for Local Government; establishes terms and causes for removal; establishes duties and authorities of the board; permits creation of an executive committee; permits the board to employ an executive director; directs employees of the corporation to be considered state employees for the purpose of participating in the Kentucky Employees Retirement System; establishes the powers and duties of the corporation; specifies the uses for all revenues and contributions; directs the Auditor of Public Accounts to conduct an annual audit of all funds of the corporation and its affiliated entities and report to the Governor and the Legislative Research Commission; amends KRS 12.210 to delete requirement that the Governor consult the Attorney General before approving the employment of an attorney; amends KRS 12.213 to delete requirement that the Governor obtain the advice of the Attorney General on a regulation for the defense of employees or former employees of the Commonwealth; confirms Executive Order 98-1025 as amended by Executive Order 98-1143.

SB 36

AN ACT relating to theft by deception.

Amends KRS 514.040 relating to theft by deception to require the payment of a merchant's reasonable bad check handling fee of not more than \$25 in the process of making good on a dishonored check and increases county attorney's fee to \$25.

SB 39

AN ACT relating to the sale of alcoholic beverages.

Creates new sections of KRS Chapter 242 to promote economic development by allowing a local option election for the limited sale of alcoholic beverages in any precinct containing a 9 or an 18 hole regulation golf course; issues a license by the Department of Alcoholic Beverage Control for the sale of alcoholic beverages by the drink, upon approval of the proposition; expands the types of licenses that might be issued by the Department of Alcoholic Beverage Control upon approval of the proposition; requires a golf course that receives an alcoholic beverage license to comply with the provisions of KRS Chapter 344.

SB 44

AN ACT relating to liens.

Amends KRS 382.365 to increase monetary penalties for not releasing satisfied liens on real property without good cause; to provide that penalties shall begin fifteen days after the lienholder receives notice of its failure to release the lien; to require the licensing agency of any lienholder to be notified of any action brought against the lienholder under the penalty provisions; and to specify that the penalties provided in the Act are ancillary and supplemental to any other remedy provided by law.

SB 49

AN ACT relating to tobacco and declaring an emergency.

Amends KRS 141.010 to exclude from the income tax any amounts received from the national tobacco settlement; retroactively apply to tax years beginning after December 31, 1998; excludes income tax, any amounts received from the Tobacco Loss Assistance

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Program (TLAP) for reduction in tobacco quota; states legislative intent to support the Tobacco Price Support Program and small tobacco farmers; directs the Tobacco Task Force to study tobacco contracting and purchasing, and its effect on the Tobacco Price Support Program and small farmers; directs the Tobacco Task Force to research issues involved with contracting including the development of tobacco contracting for the 2000 burley market, treatment of small producers, and the tobacco companies' views on contracting, and examine other states' approaches to tobacco contracting; directs the Tobacco Task Force to have at least 4 meetings and report findings and recommendations to the Legislative Research Commission and the Interim Joint Committee on Agriculture and Natural Resources by December 15, 2000; EMERGENCY.

SB 51

AN ACT relating to osteopathy.

Creates new sections of KRS Chapters 12, 13A, 17A, 216B, and 446 to provide that any reference in an executive order, administrative regulation, or statute to "medical doctor," "M.D.," or "physician" shall be deemed to include a doctor of osteopathy or D.O., unless specifically excluded, and to prohibit discrimination by health facilities or health benefit plans against a doctor of osteopathy when the facilities or plans otherwise have policies for services of physicians; amends KRS 311.530 to increase membership of the Board of Medical Licensure from 13 to 15 members to include the dean of the Pikeville College School of Osteopathic Medicine and one additional citizen as members.

SB 52

AN ACT relating to parents who have abandoned a child.

Creates a new section of KRS Chapter 391 to prohibit a parent who has abandoned care and maintenance of a child from having right to intestate succession and from having right to administer the estate of the child unless the parent has resumed the care for 1 year prior to the death of the child or has been deprived of custody of the child under a support order and has complied with support obligations; requires that any part of a decedent child's estate that is prevented from passing to a parent through intestate succession, under the provisions of the Act, shall pass through intestate succession as if that parent has failed to survive the decedent child; creates a new section of KRS Chapter 411 to prohibit a parent who has abandoned care and maintenance of a child from recovering for wrongful death of the child unless the parent has resumed the care for 1 year prior to death of the child or has been deprived of custody of the child under a support order and has complied with support obligations; cites Act as Mandy Jo's Law.

SB 53

AN ACT relating to education finance.

Amends KRS 164.7891, relating to the scholarship program for students to attend an accredited osteopathic school of medicine, to provide that the scholarship amount shall be equal to the difference between the average of the prevailing amount charged for in-state tuition at the University of Kentucky and University of Louisville schools of medicine and the prevailing amount charged for tuition at the osteopathic school.

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SB 56

AN ACT relating to the National Guard Tuition Award Program.

Amends KRS 164.5169 to require payments for National Guard members from the National Guard Tuition Award Program up to or equal to the in-state tuition costs of full-time or part-time study, rather than to require payments equal to tuition costs.

SB 57

AN ACT relating to boiler and pressure vessel safety.

Amends KRS 236.060 deleting provision exempting antique and hobby boiler-operated tractors with a fifty pounds per square inch or less gauge from inspection requirements; inserts language exempting these tractors from inspection fees.

SB 58

AN ACT relating to higher education finance.

Amends KRS 164.5161 to provide tuition to all members of the Kentucky National Guard, rather than to enlisted members only, to attend an in-state educational institution; defines "educational institution" to mean an in-state public or private postsecondary educational institution; provides that the tuition paid shall be up to or equal to the full or part-time tuition; provides that tuition for attending a private postsecondary institution be up to or equal to the average in-state tuition of a public university or community college; prohibits payment of tuition to a private institution until the appropriation for the tuition assistance program is first fully funded by the General Assembly.

SB 59

AN ACT relating to the Department of Military Affairs.

Amends KRS 36.010 to rename the Division of Disaster and Emergency Services the Division of Emergency Management; makes conforming amendments.

SB 62

AN ACT relating to the hiring of sheriffs' deputies.

Amends KRS 61.300 to remove the residency requirements for hiring deputy sheriffs, but stipulates that sheriffs' deputies must be residents of the Commonwealth of Kentucky and allows sheriff to require his or her deputies to reside in the county in which they serve; amends KRS 350.052 to conform.

SB 65

AN ACT relating to controlled substances.

Amends KRS 218A.1412, relating to trafficking in controlled substances in the first degree, to change reference to methamphetamine; repeals KRS 218A.1435, trafficking in methamphetamine.

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SB 68

AN ACT relating to the pledge of allegiance to the flag of the Commonwealth of Kentucky.

Creates a new section of KRS Chapter 2 to establish a pledge of allegiance to the flag of the Commonwealth of Kentucky.

SB 69

AN ACT relating to the Railroad Commission.

Creates a new section of KRS Chapter 174, relating to the organization and duties of the Transportation Cabinet, to transfer all authority for regulating railroads from the Railroad Commission to the cabinet; amends KRS 174.020, 11A.010, 11A.040, 11A.050, 11A.201, 12.020, 15.105, 82.400, 247.232, 277.070, 277.170, 277.240, 277.300, 277.990, and 506.120 to conform; repeals KRS 15.145, relating to Assistant Attorney General for Railroad Commission, all of Chapter 276, relating to the membership, powers, and duties of the Railroad Commission, KRS 277.020, relating to foreign railroad companies incorporating under Kentucky law, KRS 277.030, relating to limited railroad grants and franchises, KRS 277.100, relating to purchase of railroad property and franchises, KRS 277.120, relating to borrowing by railroad company; KRS 277.130, relating to insolvent railroad company; KRS 277.140, relating to judicial approval of reorganization plans, KRS 277.150, relating to reorganization by purchasers, and KRS 280.160, relating to reorganization of insolvent companies operating bridges, and KRS 424.310, relating to Railroad Commission hearings; and becomes EFFECTIVE 12/1/00 if the constitutional amendment to abolish the Railroad Commission is approved by the voters in the November 2000 general election. CONSTITUTIONAL AMENDMENT REQUIRED.

SB 70

AN ACT proposing an amendment to Sections 201, 209, and 218 of the Constitution of Kentucky relating to abolition of the Railroad Commission.

Proposes to amend Kentucky Constitution Sections 201 and 218 to delete references to Railroad Commission and repeal Section 209 relating to the Railroad Commission; provides for submission to voters.

SB 72

AN ACT relating to municipal finances.

Amends KRS 91A.060 to allow the amount of city funds in an official depository to be collateralized in accordance with 12 U.S.C. sec. 1823, to the extent it is uninsured, or by surety bond.

SB 73

AN ACT relating to municipal budgets.

Amends KRS 91A.020, relating to municipal budgets, to delete the reference to financial data required by the Federal Revenue Sharing Program.

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SB 75

AN ACT relating to local government officials' bonds.

Creates a new section of KRS Chapter 65 to require all city and county officers, officials, and employees who handle public money and are not already required to post bond to do so at the city's or county's expense; stipulates that employees of officials in cities, counties, urban-county governments, charter county governments, and special districts who have posted bond who are covered by a blanket or umbrella bond are in compliance with the provisions of the Act.

SB 76

AN ACT relating to school-based decision making councils.

Amends KRS 160.345 to delete the requirement that teacher representatives on school-based decision making councils be Kentucky residents; permits a school district employee working at a different school to be a parent representative on a school-based decision making council; deletes the requirement that special terms of parent representatives be limited to two years; deletes the prohibition of consecutive terms; requires that by November 1 of each year that the principal report to the Department of Education the names and addresses of each council member and verification that each has completed the required training; requires school-based decision making councils to adopt a policy to be implemented by the principal regarding procedures to assist the council with consultation in the selection of personnel by the principal, including procedures to address situations in which members of the council are not available for consultation on hiring new employees.

SB 77

AN ACT relating to the professional preparation of school personnel.

Creates the Teachers' Professional Growth Fund to provide moneys to teachers for tuition reimbursements and stipends for approved university and college courses and professional development activities; requires that the growth fund be focused on middle school teachers for the next four years and the next two years on mathematics; creates the Center for Middle School Academic Achievement, based at a public university, to provide assistance to middle school teachers in the core disciplines of mathematics, language arts, science, and social studies to improve their content knowledge and instructional practice; requires the center to submit an annual report to the Governor and the LRC; emphasizes the evaluation and professional growth of teachers; requires a statewide recruitment plan for the teaching profession; requires the identification of out-of-field teaching; adds a conforming section on ranking of teachers; establishes criteria on the use of the postsecondary education trust funds designated for teacher preparation; authorizes tuition-free classes for supervising teachers; permits a classroom teacher or administrator to be provided additional compensation for serving as a classroom mentor, teaching partner, or professional development leader in core discipline areas including reading, or in other subject matter areas; requires the establishment of an electronic bulletin board by the Kentucky Department of Education about professional development opportunities; adds clarifying language relating to professional development, and requires the establishment of teacher academies in subject areas; requires that the Department of

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Education provide available training in human resource management; requires changing the length of time to complete training for members and requires training of council members when a principal vacancy occurs; requires that professional development flexible days relate to a teacher's or administrator's individual growth plan, content area or assignment, or school improvement plan; broadens and delineates the duties of the Educational Professional Standards Board; permits the Education Professional Standards Board to approve a university's request for an alternative preparation program for teachers or administrators that combines college postbaccalaureate coursework and internship requirements; makes technical changes.

SB 78

AN ACT relating to a special license plate to benefit Ducks Unlimited.

Creates a new section of KRS 186.186 to 186.1868, regarding special license plates, to establish a Ducks Unlimited license plate; sets forth design characteristics; establishes additional fees of \$10 for initial plate and \$10 for renewal; and directs additional fees to benefit Ducks Unlimited conservation programs in Kentucky; delays effective date to January 1, 2001.

SB 86

AN ACT relating to sales and use taxes.

Amends KRS 139.472 to exempt wheelchair repair and replacement parts and urostomy supplies from state sales and use taxes; exempts ileostomy supplies from state sales and use taxes.

SB 87

AN ACT relating to retirement.

Amends KRS 16.505, 61.510, 61.592, and 78.510 to provide hazardous employees in the Kentucky Employees Retirement System "high 3" benefits--in practice since 1998 based on an Attorney General's Opinion--and requires these employees to pay the same as others receiving the benefit; makes technical corrections to SPRS and CERS; amends KRS 61.637 to allow a person formerly on disability retirement who had at least 240 months of service and whose disability was terminated on September 1, 1998, and who was reemployed as of the effective date of this Act, to be treated under the July 15, 1998 provisions of KRS 61.637 effective prior to July 15, 1998.

SB 91

AN ACT relating to instructional materials.

Amends KRS 156.400 to require that the 6 adoption groups for instructional textbooks and programs be arranged by similarity of content to the extent possible for the elementary, middle, and high school subject areas; amends KRS 156.405 to require the State Textbook Commission to provide a recommended list of textbooks and instructional materials with a consumer guide to aid with the selection of materials; requires the commission to permit public inspection of textbooks and programs and to conduct a public hearing to receive comment on textbooks and programs under consideration; reduces the number of appointive members to the State Textbook Commission to 10, by

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removing the publishers' representative; requires that at least 1 citizen member have a child enrolled in a public school at the time of appointment; requires that of the 3 parent textbook reviewers, 2 shall have a child currently enrolled in public schools; deletes the requirement that textbook reviewers be hired through a personal service contract and requires that reviewers be paid \$100 per day not to exceed \$1000 annually; requires textbook companies to ensure books are free of factual error; amends KRS 156.407 to conform; amends KRS 156.410 to require that all materials be suitable for use with a diverse population and be free of social, ethnic, racial, religious, age, gender, and geographic bias; amends KRS 156.433 to increase the annual amount an instructional materials reviewer can receive from \$750 to \$1000; amends KRS 156.435 to establish May 1 following the establishment of the state multiple list of recommended titles as the date to execute contracts with publishers, and requires that the list and the consumer guide be sent to superintendents by November 1 of each adoption year; amends KRS 156.437 to conform; amends KRS 156.439 to allow recommended programs, in addition to textbooks, to be purchased with state textbook funds; amends KRS 156.440 to delete the requirement that local boards of education adopt basal textbooks and submit the adopted list to the chief state school officer; amends KRS 156.445 to require that no program, as well as no textbook, be used in a public school unless it is on the recommended list or unless the district has met the notification requirements; amends KRS 156.470 to conform; amends KRS 156.476 to include programs and materials, as well as textbooks, which shall be provided for the visually impaired; amends KRS 157.100, 157.145, 157.150, 157.160 and 157.170 to conform; amends KRS 157.190 to require the Department of Education to cooperate with the Kentucky Educational Collaborative for State Agency Children to distribute funds for instructional materials for use by children placed in state facilities; repeals KRS 156.450, 156.455, 157.120, and 157.130.

SB 97

AN ACT relating to the airport zoning commission.

Amends KRS 183.861, relating to the airport zoning commission, to expand its jurisdiction from publicly owned airports to include military and public use airports, heliports, and sea plane bases; amends KRS 183.865 and 183.867 to conform.

SB 100

AN ACT relating to adult day health care programs.

Creates a new section of KRS Chapter 216B to require the Cabinet for Health Services to promulgate administrative regulations to address the scope of services for licensed adult day health care programs by August 1, 2000; requires the Cabinet for Health Services to study and promulgate administrative regulation regarding the way case management for adult day health care patients is administered by December 1, 2000.

SB 101

AN ACT relating to county budgets.

Amends KRS 68.260 to require the passage of a county budget by July 1; allows revision of budget on basis of Revenue Cabinet certification.

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SB 105

AN ACT relating to parks.

Amends KRS 148.029 to allow the Department of Parks to authorize Fish and Wildlife to administer a wildlife management plan on property operated by the Department of Parks.

SB 107

AN ACT relating to venue.

Creates a new section of KRS Chapter 452 relating to venue to require that in civil actions, when the judge of the court in which the case was filed determines that the court lacks jurisdiction to try the case due to an improper venue, the judge, upon motion of a party, shall transfer the case to the court with the proper venue.

SB 110

AN ACT relating to public utilities.

Amends 278.010 to include sewage collection and transmission facilities that are not municipally owned within the definition of a PSC-regulated utility except those facilities of sanitation districts formed under KRS Chapter 220.

SB 111

AN ACT relating to disclosure requirements for nursing facilities.

Creates a new section of KRS 216 to require a long-term care facility that claims to provide special care for persons with Alzheimer's disease or other related disorders to disclose in its advertisements that written information is available relating to services and policies upon request; requires long-term care facilities to post a statement that written information relating to services and policies is available upon request; requires long-term care facilities to provide a copy of any information contained in the required manual describing the services and programs to any person upon request at no cost; establishes the content that must be included in the facilities' manual.

SB 113

AN ACT relating to the classification of cities.

Reclassifies the cities of Indian Hills, in Jefferson County, Horse Cave, in Hart County, and Cave City, in Barren County to cities of the fourth class.

SB 114

AN ACT relating to vocational rehabilitation.

Amends KRS 151B.240 to conform with amended federal law to specify that a vacancy on the Statewide Independent Living Council be filled in the same manner as the original appointment; provides the exception that the Governor may delegate authority to fill a vacancy to voting members of the council; makes technical corrections; amends KRS 151B.245 to conform with amended federal law to change the name of the "Statewide Advisory Council on Vocational Rehabilitation" to the "Statewide Council on Vocational Rehabilitation"; specifies that a vacancy on the Statewide Council on

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Vocational Rehabilitation be filled in the same manner as the original appointment; provides the exception that the Governor may delegate authority to fill a vacancy to voting members of the council.

SB 115

AN ACT relating to economic development.

Amends KRS 154.20-030 and 154.20-035 to make riverports that are under the authority of a riverport authority established under KRS 65.520 eligible for KEDFA loans; amends KRS 154.20-060 to direct that evaluations of project applications from riverport facilities not give priority to criteria pertaining to direct employment at the facility but instead give priority to the indirect employment maintained or created.

SB 116

AN ACT relating to victims of crime.

Amends KRS 196.280 to provide notice to the public when an incarcerated person is temporarily or permanently released or escapes from a penitentiary; creates a new section of KRS Chapter 411 to permit a crime stalking victim to sue the stalker; amends KRS 431.064 to facilitate the entry of conditions of a defendant's release into the Law Information Network of Kentucky; amends KRS 438.250 and 510.320 to require that a crime victim receive the results of certain HIV tests performed on the person who committed the crime.

SB 119

AN ACT relating to motor vehicle insurance.

Amends KRS 304.39-030 to allow no-fault motor vehicle coverage for occupants of a bus involved in an accident outside of Kentucky; limits application of statute to occupants who are Kentucky residents, who boarded the bus in Kentucky, and who have not rejected the limitation upon their tort rights; limits application of statute to a bus that is a secured vehicle, is registered in Kentucky, is regularly used in the course of transporting persons or property, and is one of five or more vehicles under common ownership.

SB 125

AN ACT relating to the Kentucky Educational Excellence Scholarship.

Amends KRS 164.7874 to change all references to the Commonwealth merit scholarship to the Kentucky Education Excellence scholarship and defines an eligible student as a citizen, national, or permanent resident of the United States who is also a Kentucky resident; amends KRS 164.7881 to allow students to continue their scholarship eligibility if they are at least enrolled in a postsecondary course of study as part-time students; amends KRS 164.7885 to allow high schools to delete ACT scores from information they submit to the Kentucky Department of Education, if the scores are transmitted to the Kentucky Higher Education Assistance Authority from the testing service and deletes the requirement that the Department of Education report a list of all eligible students expected to graduate to the Kentucky Higher Education Assistance Authority; amends KRS 164.7877, 164.7879 and 164.7881 to conform.

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SB 128

AN ACT relating to medical treatment of mentally ill persons.

Amends KRS 202A.161 to permit physician assistants and advanced registered nurse practitioners to complete the initial examinations for persons admitted to mental hospitals or institutions in accordance with medical staff by-laws, policies, and procedures; creates a new section of KRS Chapter 216B to permit a physician assistant or an advanced registered nurse practitioner to perform a history and physical examination and to order and review the continuation of restraints and seclusion; requires the history and physical examination to be current within seven (7) days or be completed within twenty-four (24) hours of admission to an acute care or psychiatric hospital; permits records of the history and examination to be transferred to another level of care within the same hospital; and requires administrative regulations by the Cabinet for Health Services to specify the content of the history and physical examination.

SB 130

AN ACT relating to volunteer fire department aid.

Amends KRS 95A.262 to increase the annual allotment to qualifying volunteer fire departments from \$7,500 to \$8,000 until July 1, 2001, when the allotment shall be increased again to \$8,250.

SB 134

AN ACT relating to retirement boards in urban-counties.

Amends KRS 67A.530 to add an additional retiree representative to the fire and police pension board in an urban-county.

SB 137

AN ACT relating to criminal records checks.

Creates a new section of KRS Chapter 27A to permit the Justice Cabinet to contract with the Administrative Office of the Courts to conduct criminal records checks; amends KRS 216.793 to allow the Administrative Office of the Courts to provide criminal records checks in certain circumstances; establishes procedures for the Administrative Office of the Courts to follow in conducting criminal records checks.

SB 139

AN ACT relating to the use, sale, and distribution of tobacco products.

Amends various sections of KRS Chapter 438 to require that the Department of Alcoholic Beverage Control, instead of the Department of Agriculture, carry out the enforcement functions relating to youth smoking prevention; establishes a trust and agency account in the State Treasury for the Alcoholic Beverage Control to deposit moneys collected from the state cigarette excise tax.

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SB 143

AN ACT relating to teacher tribunals.

Amends KRS 161.790, relating to teacher tribunals, to give a hearing officer final authority to rule on dispositive prehearing motions; clarifies that the review of the final order shall be based on the record and follow the requirements of KRS 13B.150.

SB 147

AN ACT relating to wetland and stream mitigation.

Establishes a new section of KRS Chapter 150 which gives the Department of the Fish and Wildlife the authority to undertake compensatory mitigation projects for other state agencies or other entities; allows the department to establish mitigation banks to restore or create wetlands prior to the need for wetland mitigation; establishes the Kentucky Wetland and Stream Mitigation Fund to accept funds, gifts and grants to carry out the provisions of the Act; eliminates fees as an option in lieu of mitigation.

SB 152

AN ACT relating to gambling related activities.

Amends KRS 230.380 to apply the same process of local notification, veto, and taxation to the siting of a noncontiguous race track facility as is now provided for a simulcast facility; applies the 1% local economic development tax to a noncontiguous race track facility being established in a county that does not have pari-mutuel wagering, unless the local governing body and the establishing track agree in writing to the contrary; amends KRS 138.510 to provide a tax exemption on live racing, effective January 1, 2001, at a host track in this state holding a one day international horse racing event; permits the exemption to continue if a succeeding event is held within three years of the previously held event; exempts a noncontiguous track facility approved on or after January 1, 1999 from the 3% excise tax on wagering if it has an annual handle for live racing of \$250,000 or less; allows the noncontiguous facility to retain the money; creates a new section of KRS Chapter 230 to allow the Kentucky Racing Health and Welfare Fund, Inc., to create and fund the Kentucky Race Track Retirement Plan to benefit certain racing personnel; establishes limitations on the amount to fund the plan and places restrictions on how plan funds may be invested; adds a new section of KRS Chapter 372 to clarify that it is not the intent of the General Assembly to apply the provision of the chapter to losses occurring through legalized gaming; amends KRS 230.230 to grant the chairman and executive director of the Racing Commission general authority over personnel matters for staff employed by the commission; vests racing commission security officers with peace officer powers restricted to the enforcement of racing and wagering laws and protection of persons and property on licensed premises; amends KRS 15.380 to exempt racing security officers from certification requirements imposed on police officers.

SB 159

AN ACT relating to coroners.

Amends KRS 64.185 to increase the monthly salary of coroners and deputy coroners by one hundred dollars (\$100); allows fiscal courts of any county, urban or

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charter county government to compensate coroners and deputy coroners an additional amount of up to three hundred dollars (\$300) per month as an expense allowance; renumbers the following subsections accordingly.

SB 160

AN ACT relating to agreements involving the Department for Local Government.

Creates a new section of KRS Chapter 45A to allow the Department for Local Government to enter into multiyear contracts, memoranda of agreement, memoranda of understanding, grant agreements and other similar documents that exceed the biennium for projects funded only through federal grant money, while adding to those documents provisions for the General Assembly to discontinue funding of those projects in subsequent budgets.

SB 163

AN ACT relating to cities and counties.

Amends KRS 68.197 to provide that fiscal courts impose license fees by ordinance rather than by order or resolution, and provides that on the effective date of this Act, that city license fees not credited against county license fees as of January 1, 2000, not be credited against county license fees, but not apply the exception to county license fees enacted for the first time or increased on or after January 1, 1000; provides that this provision shall expire July 15, 2002 unless extended by the General Assembly; provides that a county that enacted a license fee under 67.083 not be required to reduce that fee if population exceeds 30,000; amends KRS 91A.080 to provide that if a local government imposed and collected a license fee under the provisions of this section before July 1, 2000, then insurance companies subject to that tax cannot credit against the county license fee or tax that portion of a city license fee that becomes effective for the first time on or after July 1, 2000, or is increased effective on or after July 1, 2000; provides that these provisions expire on June 30, 2002, unless extended by the General Assembly; establishes legislative findings for the formation of the Advisory Committee on City and County Relations; establishes membership; specifies that the committee report to LRC by August 1, 2001; provides LRC authority to reassign issues to interim joint committee or subcommittee and designate a completion date.

SB 166

AN ACT relating to the duties of the secretary of the Cabinet for Workforce Development.

Amends KRS 151B.020 to grant the secretary of the Cabinet for Workforce Development the authority to require the coordination and nonduplication of services under the Federal Workforce Investment Act of 1998 across state agencies; grants the secretary the authority to mandate procedures for the resolution of fiscal responsibility disputes among state agencies providing those services.

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SB 167

AN ACT relating to criminal records.

Amends KRS 431.076 to permit the counsel of the Cabinet for Families and Children to oppose the expungement of a criminal record relating to child abuse or neglect; requires the cabinet to file its motion in opposition to expungement within 20 days of receiving notice of its right to file that motion; requires that if the cabinet fails to file a motion in opposition to expungement or if the cabinet fails to prevail in opposing expungement, then the expungement shall extend to the cabinet's records; clarifies that if the cabinet prevails on its motion, the order of expungement shall not extend to the cabinet's records.

SB 169

AN ACT relating to banks.

Creates a new section of KRS Chapter 287 to permit state banks CAMEL rated 1 or 2 to engage in banking activity which the bank could engage in if it was a national bank, a state bank in any state, it met the qualified thrift lender test, a federally chartered thrift or federal savings bank in any state, after obtaining a legal opinion specifying the statutory or regulatory provisions that permit the activity in which the state bank intends to engage; amends KRS 287.011 to permit the department to accept required filings in electronic format or other technology; amends KRS 287.100 to permit a bank to own or operate a courier service under certain conditions; amends KRS 287.180 to permit a bank to establish a branch in a county in which its principal office or an existing branch is located with permission of the commissioner; amends KRS 287.185 to permit a bank to move its principal office or a branch from one location to another with the permission of the commissioner; amends KRS 287.900 to prohibit a bank holding company from acquiring or controlling greater than fifty percent (50%) of voting securities; amends KRS 287.920 to establish that interstate merger transactions and the approval thereof will be determined in part from the most recent June 30 quarterly report.

SB 171

AN ACT relating to city revenue bonds.

Amends KRS 96.537 to authorize all classes of cities, rather than cities of the third class only, that operate a municipal natural gas distribution system, to issue revenue bonds.

SB 174

AN ACT relating to uniform child support orders.

Creates a new section of KRS Chapter 205 to require all courts to use uniform forms for child support orders.

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SB 186

AN ACT relating to child-caring facilities.

Amends KRS 199.641 to define "allowable costs report" to include other information required by the cabinet; defines "model program cost analysis" as a report based on a time study, allowable costs report, and other information to determine statewide median cost; defines "time study" as a process of reporting work performed during specified time periods; requires cabinet to pay facilities based on the model program cost analysis and include incentives for placement and service provision close to the child's home geographical area and for placement in a permanent environment quickly; requires the model program cost analysis to be used for basis of cabinet's budget request; requires the cabinet to promulgate administrative regulations.

SB 190

AN ACT relating to a state arboretum garden.

Creates a new section of KRS Chapter 2 to designate the University of Kentucky-Fayette County Arboretum the official state botanical garden of Kentucky.

SB 192

AN ACT relating to the Kentucky River Authority.

Creates and amends sections of KRS Chapter 151 to confirm and reinforce the independent decision making status of the Kentucky River Authority; amends KRS 42.016 to attach the authority to the Finance and Administration Cabinet for administrative purposes; requires the authority's unified long-range water resources plan to be implemented over a 6-year period; requires the plan to include a 2-year construction component and a 4-year preconstruction component; directs that the construction component be implemented as authorized by the General Assembly in the budget of the authority; requires a report on those plan elements authorized during the 2000 General Assembly to be submitted to the Interim Joint Committee on Appropriations and Revenue, the Capital Planning Advisory Board, and the Interim Joint Committee on Agriculture and Natural Resources; requires the plan to be submitted to the Interim Joint Committee on Appropriations and Revenue, the Capital Planning Advisory Board, and the Interim Joint Committee on Agriculture and Natural Resources 6 months before the General Assembly convenes; deletes the requirement that the secretary of the Revenue Cabinet establish a water use fee and allows the authority to establish the fee as authorized by the General Assembly; allows the authority to review and comment on requests for state agency action required for the transfer between water utilities of drinking water within or into the watershed of the Kentucky River basin; coordinates Kentucky River Authority planning with the Natural Resources and Environmental Protection Cabinet.

SB 194

AN ACT relating to deputy sheriffs.

Amends KRS 70.260 to allow deputy sheriff merit boards in all counties, rather than only in counties containing a city of the first class, to exclude policy making deputies

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from merit coverage; requires a probationary period of employment following a deputy sheriff's initial appointment or a promotional appointment.

SB 195

An Act relating to insurance.

Amends KRS 304.38-030 to define "full service health maintenance organization", "health discount plan", "provider" and "single service organization"; provides that single service organizations are subject to the provisions of KRS 304.17A-270, 304.17A-505, 304.17A-525, 304.17A-530, 304.17A-590, and 304.17A-545(4); amends KRS 304.38-035 to require a health maintenance organization to hold a certificate of authority as a full service health maintenance organization or a single service organization; amends KRS 304.38-040 to allow a limited liability corporation to apply for a certificate of authority to establish a health maintenance organization; amends KRS 304.38-060 to specify the criteria to determine if a health maintenance organization is financially responsible; amends KRS 304.38-200 to subject health maintenance organizations to Subtitles 9, 14, 17, 18, 24, and 26 of the insurance code; creates a new section of Subtitle 43 of KRS Chapter 304 to provide that prepaid dental plans that are not health discount plans shall be deemed to be converted to single service organizations; creates new sections of Subtitle 38 of KRS Chapter 304 to require each certificate of authority issued to a health maintenance organization to designate the type of services the health maintenance organization is authorized to provide; provides for a certificate of authority for a health discount plan; authorizes the commissioner to suspend or revoke the certificate of authority of a health discount plan; amends KRS 304.38-185 to conform; amends KRS 304.38-191 to restrict application of the statute; creates a new section of Subtitle 38 of KRS Chapter 304 to establish net worth requirements of at least \$500,000 for a single service organization when first authorized; amends KRS 304.38-073 to require each single service organization to furnish a deposit of cash or securities in an amount not less than \$50,000.

SB 197

AN ACT relating to the Local Match Participation Program.

Amends KRS 147A.029 to allow funds appropriated for the Local Match Participation Program to be used for flood related projects and straight sewage pipe removal projects.

SB 198

AN ACT relating to marriage licenses.

Amends KRS 402.100 to comply with federal law by requiring that a Social Security number recorded on a marriage license be stored with a nonidentifying number and not be available to the public except for use by the Cabinet for Families and Children in child support enforcement efforts.

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SB 202

AN ACT relating to reorganization.

Confirms Executive Order 99-1722 which designates the Office of Training and Reemployment, Workforce Development Cabinet, as the administrator for Title I of the Workforce Investment Act and the State Workforce Investment Board, and further confirms that part of the Executive Order providing that under Title I, the eight percent (8%) Job Training and Partnership Act positions, funds, and functions administered by the Office of Policy and Budget, Workforce Development Cabinet, shall be moved to the Office of Training and Reemployment.

SB 206

AN ACT relating to administrative regulations.

Amends KRS 13A.015 to require notification by an administrative body to the primary sponsor of legislation if a notice of intent is filed in response to a statute enacted or amended within the last two years; amends KRS 13A.010 to conform.

SB 207

AN ACT relating to administrative regulations.

Amends KRS 13A.015 to require the notice of intent to include a summary of the requirements under consideration for a new administrative regulation or the amendments for an existing administrative regulation, to require the notice of intent to request information from regulated entities, including the impact on small businesses and individuals and special problems faced by them, and to specify that the registration form shall be valid for four (4) years; amends KRS 13A.030 to specify that a subcommittee may make a nonbinding determination that an administrative regulation is deficient; amends KRS 13A.032 to specify that the finding made under KRS 13A.030(2)(a) is a finding of deficiency rather than noncompliance; amends KRS 13A.190 to establish requirements for the promulgation of an emergency administrative regulation; amends KRS 13A.210 to require administrative bodies to use any number of tiers that will solve most efficiently and effectively the problem the administrative regulation addresses and to specify the format and material to be included in the tiering statement; amends KRS 13A.220 to conform; amends KRS 13A.240 to specify the format and material to be included in regulatory impact analysis; amends KRS 13A.245 to require the necessity, function and conformity paragraph to include information regarding compliance with federal requirements; amends KRS 13A.290 to specify that a subcommittee may exercise the same authority granted under KRS Chapter 13A to the Administrative Regulation Review Subcommittee; VETOED.

SB 212

AN ACT relating to senior citizens and child-care centers.

Amends KRS 194.245 to transfer ownership and operation of certain child care centers and senior citizens centers from the Cabinet for Families and Children to the city, county, or urban-county government in which the centers are located, effective August 1, 2000; amends KRS 154.20-020 to conform.

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SB 215

AN ACT relating to sales of alcoholic beverages.

Creates a new section of KRS Chapter 244 allowing manufacturers and importers to advertise and promote distilled spirits and wine by use of rebate coupons, and prohibit use of rebate coupons on malt beverages; amends KRS 243.120 to eliminate requirement that a licensee transport alcoholic beverages only by a vehicle owned personally; amends KRS 244.260 to eliminate the requirement that wholesalers sell distilled spirits and wine in cases of containers of uniform size; amends KRS 244.280 to eliminate the prohibition that deliveries shall not be made by holders of special agent's or solicitor's licenses; amends KRS 243.220 to permit a license to be issued if the applicant for the license has possession of the premises under a permit for a term of not less than the license period.

SB 216

AN ACT relating to the natural history of Kentucky.

Creates new sections of KRS Chapter 146 to create a state natural history museum for a variety of purposes including providing a focal point for gathering resources to educate citizens about Kentucky's natural heritage, to create a repository of specimens of the state's flora, fauna, fossils, minerals, archeological remains, and other natural features, and to prevent the loss of Kentucky specimens to other states; establishes a board of directors; allows the board to implement provisions of the Act before the museum may be in a physical place; links museum administratively the board to the Education, Arts, and Humanities Cabinet; grants broad authority to the board to carry out its responsibilities; requires the board to hire a director following hiring guidelines; sets out responsibilities of the director; creates units within the museum, each headed by a director, to provide for curation of specimens, outreach to the public, and exhibition of specimens and maintenance of the museum; adds scientists at colleges and universities to those with whom the museum curation and science unit will collaborate; limits the locations where the survey may be conducted; allows information about the location of resources to be kept confidential.

SB 217

AN ACT relating to county government.

Amends KRS 64.840 to require county governments to issue a receipt when taxes, fees, or fines are paid in person or in cash; specifies that the county shall issue a receipt if the taxes, fees, or fines are paid by mail, credit card, debit card, or check, and accompanied by a self-addressed stamped envelope; provides that when a fine, forfeiture, tax, or fee is paid by debit or credit card, the county shall recover the transaction fee charged by the issuer in addition to the fine, forfeiture, tax, or fee; requires one copy of the receipt to be retained by the official to be placed with the daily bank deposits; creates a new section of KRS Chapter 65 to allow a fiscal court in a county with a county-wide fire protection district formed under KRS Chapter 75 that has entered into an interlocal agreement to provide fire service to the largest city in the county to merge the boards of ambulance, fire, and local rescue squad districts; prohibits formation of new districts that are not under the jurisdiction of the emergency services board; provides for dissolution and alteration of boundaries; creates a new section of KRS 65 to allow fiscal courts of

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two or more counties, one of which has a county-wide fire protection district formed under KRS Chapter 75 that has entered into an interlocal agreement to provide fire service to the largest city in the county to merge boards in the same manner as in first section; creates a new section of KRS Chapter 65 to provide for political status of board; creates a new Section of KRS Chapter 65 to establish board composition of single county emergency service boards; creates a new section of KRS Chapter 65 to establish board composition in multi-county emergency service boards; creates a new section of KRS Chapter 65 to allow the emergency service board to levy an ad valorem tax of ten cents per hundred dollars of taxable property and allow it to levy a service fee in addition; creates a new section of KRS Chapter 65 to allow the emergency services board to contract with private or public entities; creates a new section of KRS Chapter 65 to allow the fiscal courts to provide the services that are under the control of the emergency services board; creates a new section of KRS Chapter 65 to allow the emergency services board to leave in place existing special district taxes; creates a new section of KRS Chapter 65 to specify that an emergency services board only supersedes the board and taxing privileges of the special districts under its jurisdiction; amends KRS 65.164 to conform.

SB 218

AN ACT relating to child support.

Amends KRS 154A.060 to require the Kentucky Lottery Corporation and the Cabinet for Families and Children to develop a system to exchange a list of delinquent child support obligors and winners on a monthly basis; requires the Kentucky Lottery Corporation to withhold delinquent amounts from prizes for child support arrearages and not create a delay in payment; creates new sections of KRS 205.712 to 205.800 to require uniform child support forms for all child support orders; requires the Cabinet for Families and Children and the Revenue Cabinet to share information for child support collections; requires, to the extent federal funding is available, the Cabinet for Families and Children to establish a program to help low-income noncustodial parents find employment, encourage involvement with children, and permit court order into the program; permits incentives for employers to hire noncustodial parents; amends KRS 205.712 to change the arrearage limit for license denial from 1 year to 6 months; requires the Cabinet for Families and Children to forward a list of delinquent obligors to the Attorney General and promulgate administrative regulations for publishing a list and poster of obligors with arrearages; requires the cabinet to compare a quarterly report from the Finance and Administration Cabinet of all tort claims made against the state with the child support database; requires the cabinet to prepare and distribute child support program information on collections and enforcement; requires the cabinet's designee for the administration of the child support program to distribute information on collections, enforcement, and job listings; amends KRS 205.745 to permit the Cabinet for Families and Children, with approval from a Circuit Court, to boot vehicles owned by a child support obligor who has a delinquent arrearage that equals or exceeds 6 months; requires a vehicle identification check, sole obligor ownership, notices of intent and cancellation, and an attempt to reach a payment agreement before a vehicle is immobilized by booting; requires the cabinet to notify the Department of Vehicle Regulation to issue clear title upon sale after booting;

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amends KRS 205.755 to permit the Cabinet for Families and Children to use automated methods for child support collection and distribution; creates a new section of KRS Chapter 248 to require a list of persons receiving Tobacco Settlement Agreement funds to be forwarded to child support collection designees; amends KRS 403.211 to require that a child support order allocate the cost of health care insurance coverage for a child between parents if reasonable and available in addition to the amount ordered under the child support guidelines; requires that a parent who has 100% of the combined monthly adjusted parental gross income be entitled to a reduction in gross income of the amount of health insurance premiums paid; requires that disability payments be credited against a child support obligation or arrearage accrued before the disability date but not counted as income in calculating a child support obligation; amends KRS 403.212 to delete the reduction of health insurance costs for children from gross income; defines split custody arrangement and the formula for a child support obligation in a split custody arrangement; amends KRS 403.213 to prohibit emancipation of a child from terminating the obligation of child support arrearages accrued while unemancipated; creates a new section of KRS 405.405 to 405.520 to permit the Cabinet for Families and Children's designee to publish lists and posters of obligors with arrearages; requires the Kentucky Lottery Corporation to withhold delinquent amounts from prizes for child support arrearages and not create a delay in payment; amends KRS 405.430 to allow obligated parents to participate in educational activities in addition to work activities; requires the Cabinet for Families and Children to issue a court order in a program to help low-income noncustodial parents find employment; amends KRS 405.470 to permit the Cabinet for Families and Children to boot vehicles for child support collections; creates a new section of KRS Chapter 15 to require the Office of the Attorney General to receive a list of delinquent child support obligors and regulate the publishing of "most wanted" posters of delinquent obligors; amends KRS 44.030 to require the Finance and Administration Cabinet to provide the Cabinet for Families and Children with a quarterly report of all tort claims made against the state; titles this Act the Kentucky's Kids Come First Act of 2000.

SB 223

AN ACT relating to crimes and punishments.

Amends KRS 506.140 to set out definitions, including defining "continuing pattern of criminal activity" as being when, within a 2 year period, any member or members of a criminal gang are convicted of the commission, attempt, or solicitation of two or more felonies, the commission of two or more violent misdemeanors, or a combination of at least one of these felonies and one of these violent misdemeanors; amends KRS 506.150 to set out distinguishing characteristics of gang membership; repeals KRS 506.130.

SB 225

AN ACT relating to opportunity zone development.

Creates new sections of KRS Chapter 154 to create the Kentucky Economic Opportunity Zone Act including: General Assembly findings, definitions, qualified zone area, which includes counties certified under KRS 154.22-040 to meet the definition of qualified zone, requirements of eligible companies, approval procedure, financing

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agreements, inducements, and wage subsidies for Kentucky Transitional Assistance Program recipients; creates a new section of KRS Chapter 141 to conform with income tax credit inducements; amends KRS 141.310 and KRS 141.350 to conform.

SB 227

AN ACT relating to acquired immunodeficiency syndrome.

Amends KRS 199.520 to require that information on HIV and hepatitis status be given to parents in adoption cases; amends KRS 211.180 to mandate that the cabinet, by October 1, 2000, require reporting by unique code of persons who test positive for HIV, along with the CD4 count and viral load; creates a new section of KRS Chapter 214 to permit the Cabinet for Health Services to create up to a 25 member HIV/AIDS Advisory Council, subject to funding and staffing, and establish membership and duties; permits council to report findings to the Cabinet for Health Services regarding a feasibility study on centers of excellence and assessment of resources and gaps in services; creates a new section of KRS Chapter 214 to provide details for unique code reporting system for those who test positive for HIV; permits the cabinet to conduct review of guidelines for HIV or AIDS care coordination, and to conduct reviews and outcome evaluations of programs, to review caseloads, review KDAP and the drug dispensing program, coordinate work with other agencies, urge access to Spanish-speaking interpreters, educate the health departments on a consistent basis, work with willing faith-based communities, review known cases of newborns with HIV, and urge the establishment of a pharmacological consultation program; permits the Cabinet for Health Services to make information about grant opportunities available to nonprofit clinics; amends KRS 214.181 to continue to allow anonymous testing for HIV and to exempt names of those who are anonymously tested from the reporting requirement; amends KRS 214.625 to require health department testing on HIV to be reported; amends KRS 222.421 to provide for priority access to alcohol/drug abuse programs for persons with HIV or hepatitis B or C; amends KRS 311.282 to provide that physicians who report HIV status to the cabinet in accordance with the cabinet's name-reporting regulations shall not be liable for disclosure of confidential information; amends KRS 438.250 to add a health care professional who is licensed or certified under the laws of the Commonwealth, an employee of the health care professional, or an employee of a health care facility to the list of persons who, if bitten or exposed to the blood or body fluids of a defendant, inmate, parolee, or probationer, would require that the defendant, inmate, parolee, or probationer to be tested for HIV, hepatitis, or tuberculosis.

SB 229

AN ACT relating to school safety.

Amends KRS 158.163, the earthquake emergency procedure system in schools, to include preparedness for tornadoes in the procedures; requires a designated "safe area" defined as an enclosed area with no windows, a basement or the lowest floor using the interior hallway or rooms, or taking shelter under sturdy furniture; requires a drop procedure and safe area evacuation practice at least twice each school year.

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SB 232

AN ACT relating to insurance.

Creates new sections of Subtitle 2 of KRS Chapter 304 to allow insurers, agents, brokers, and producers to engage in insurance activities granted to financial institutions by federal law, regulation, or a court of competent jurisdiction; authorizes the commissioner of insurance to enter into interstate compacts for issuing certificates of authority to insurers; permits the commissioner to accept documentation in accordance with terms of interstate compacts in lieu of documents required by statute to be filed with an application for certificate of authority.

SB 233

AN ACT relating to reorganization.

Repeals and reenacts or repeals, amends, and reenacts KRS 156.760 to 156.766 as new sections of KRS Chapter 194B to transfer the Kentucky Commission on Community Volunteerism and Service from the Council on Postsecondary Education to the Office of the Secretary, Cabinet for Families and Children; amends KRS 18A.115 to continue exemption of the Commission's employees from the classified service; amends KRS 12.020 and 194B.030 to conform.

SB 236

AN ACT relating to education advisory groups.

Amends KRS 157.137 to change the membership of the Kentucky Early Childhood Advisory Council by replacing the representative of the Interagency Task Force on Family Resource and Youth Services Centers with a representative of Family Resource Centers or Youth Services Centers, by adding a representative of the Department for Community Based Services and a school district superintendent, and by removing the representatives of the Department for Social Services and the Department for Social Insurance; amends KRS 158.794 to change the membership of the Early Reading Incentive Grant Steering Committee by replacing the representative of the Advisory Council for Adult Education and Literacy with the commissioner of the Department for Adult Education and Literacy or the commissioner's designee; amends KRS 167.037 to increase the number of members of the Kentucky School for the Deaf Advisory Board from 7 to 9; adds the Kentucky Association of School Administrators to the organizations submitting nominations for board membership; requires 2 members of the board to be school district representatives; requires that a majority of the board's membership be persons who are deaf or hard of hearing.

SB 240

AN ACT relating to tuition.

Amends KRS 164.020 to permit teachers and employees in state and locally operated secondary area technology centers to earn up to six college credits per term in tuition-free courses at public postsecondary institutions.

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SB 245

AN ACT relating to insurance.

Establishes Subtitle 49 of KRS Chapter 304 and creates new sections thereof to permit captive insurance companies to apply to the commissioner of insurance for a certificate of authority; restricts activities of captive insurers; establishes minimum unimpaired paid-in capital and surplus; subjects captive insurers to KRS 271B as well as Subtitle 49 of KRS Chapter 304; requires captive insurers to file on or before March 1 a report of its financial condition; subjects captive insurers to the provisions of Subtitles 2 and 3 of KRS Chapter 304; regulates investments of captive insurers; permits a captive insurer to provide reinsurance on risks ceded by another insurer; exempts captive insurers from joining a rating organization; prohibits a captive insurer from joining a guaranty association; provides for a sponsored captive insurer; provides for a tax on premiums of captive insurers; directs the Kentucky Revenue Cabinet to annually distribute 10 percent of the premium taxes collected from captive insurers to the Department of Insurance for regulation of captive insurers.

SB 247

AN ACT relating to alcoholic beverages.

Amends KRS 241.010 to exclude specified products from the definition of "alcoholic beverage"; amends KRS 241.200 and 241.260 to clarify that the respective appeals will be governed by KRS Chapter 13B; amends KRS 243.030 relating to fees for special private club licenses and supplemental bar licenses; amends KRS 243.040 to clarify that a special temporary license is required for each event; amends KRS 243.050 to clarify that a separate hotel-in-room license shall be required for a convention center or hotel convention center; amends KRS 243.360 to expand list of applicants required to advertise their intention to apply for an alcohol license, to include applicants for an out-of state brewer's license, a supplemental bar license, and extended hours supplemental license; amends KRS 243.430 to permit an administrator to conditionally issue a license in less than 30 days if the premises has previously been licensed within the last 12 months; amends KRS 243.540 to delineate circumstances requiring the licensee to dispose of alcoholic beverage inventory; allows a licensee 30 days to dispose of his or her inventory for any reason other than revocation by the board; amends KRS 244.090 to permit a licensee whose license was issued after July 15, 1998 to employ a person convicted of any misdemeanor or offense attributable to the use of intoxicating liquors within the last two years if the employee's duties do not involve the sale, service, delivery of, or traffic in alcoholic beverages at the licensed premises; amend KRS 244.350 to remove the prohibition on retailers accepting orders for alcoholic beverages; amend KRS 242.1297, 242.240, and 243.070 to conform; creates new sections of KRS Chapters 242 and 243 specifying that definitions in Chapter 241 shall apply to all three chapters; amends KRS 242.185 to permit a local option election in a dry city or county to approve the sale of alcoholic beverages by the drink at restaurants and dining facilities only; amends KRS 243.075 to allow a wet county containing a city of the third or fourth class to impose a regulatory license fee for alcoholic beverages and apply the county fee only to licensees outside the municipal boundaries, if the city also imposes a fee; allows the

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regulatory body of a city of the third class to permit by ordinance Sunday sales at hotels, motels, and restaurants that meet stated criteria.

SB 256

AN ACT relating to juvenile justice.

Creates a new section of KRS Chapter 15A to provide for youth alternative centers; amends KRS 15A.040 to place the commissioner of the Department of Juvenile Justice, the commissioner of the Department of Corrections, and the commissioner of the Department of Criminal Justice Training on the Kentucky Criminal Justice Council; amends KRS 15A.200 to modify the definitions of certain juvenile facilities; amends KRS 600.010 to include additional goals and interpretations of the Juvenile Code; amends KRS 605.080 to add a reference to a sentencing court; amends KRS 610.170 to include a reference to a juvenile's criminal conduct as affects the ability of the state to recover support from the child's parent; amends KRS 610.220 to include a youth alternative center as a place where an officer may take a juvenile who has been taken into custody; amends KRS 610.310 to allow the Department of Juvenile Justice to furnish services relative to physical and mental examinations of juveniles; amends KRS 635.020 to insert a provision stating that a firearm need not be functional to qualify a youth for trial as an adult; amends KRS 635.025 to change from 2 to 1 the number of escapes a juvenile may have committed before being sent to an adult facility; amends KRS 635.055 to add youth alternative centers or alternative detention programs to the available options; amends KRS 635.070 to modify the requirements for discharge of a youth by the Department of Juvenile Justice; amends KRS 635.100 to specify requirements for dealing with a juvenile who escapes from a Juvenile Justice facility; amends KRS 640.010 to delete references to KRS 635.020(9); amends KRS 640.050 to require that probation be served as set out in the section and to delete a court's ability to modify the section's allowable dispositions; amends KRS 640.070 to allow a juvenile to be sent to an adult facility after 1 escape instead of 2; amends KRS 605.110 to allow private contracting for educational services for incarcerated youth; repeals KRS 610.267 relating to youth alternative centers.

SB 257

AN ACT relating to limitation of actions.

Amends KRS 413.140 to require that a civil action brought against a real estate appraiser must be brought within one year from the occurrence or from the date when the cause of action was, or reasonably should have been, discovered by the party injured.

SB 259

AN ACT relating to boards of directors for community colleges.

Amends KRS 164.600 to add a staff member to the board of directors for community colleges; provides that staff member must be a classified or mid-management employee who does not hold faculty rank.

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SB 263

AN ACT relating to public safety.

Amends KRS 218A.050 to include additional prohibited controlled substances; amends KRS 439.265 to prohibit the granting of shock probation to violent offenders; amend KRS 439.3401 to limit the availability of probation to violent offenders; amends KRS 510.010 to revise definitions relating to sexual offenses; amends KRS 500.050 to delete the one year reporting requirement for marital rape; creates a new section of KRS Chapter 510 to provide that a person charged with a third misdemeanor offense under that Chapter may be convicted of a Class D felony; amends KRS 532.040 to limit availability of probation or conditional discharge to violent offenders; creates a new section of KRS Chapter 532 to limit availability of probation or conditional discharge to violent offenders; creates a new section of KRS Chapter 237 requiring notification of law enforcement agencies, the court, and the domestic violence victim when a person barred from purchasing a firearm under 18 U.S.C. sec. 922(g)(8) has purchased a firearm; amends KRS 421.500 to require the Commonwealth to notify victims when bail or probation hearings for their attacker are scheduled; amends KRS 508.130, relating to stalking, to define protective order to include state and foreign orders, domestic violence orders, or any condition of a bond, conditional release, probation, parole, or pretrial diversion order designed to protect the victim from the offender; amends KRS 17.500 to define "criminal offense against a victim who is a minor," "sex crime," and other terms; amends KRS 17.510 and 17.520 to provide for the registration of sex offenders and certain other criminals in Kentucky; creates a new section of KRS 17.550 to 17.991 to provide for community notification of the presence of a sex offender through a Kentucky State Police website; amends KRS 508.032 to permit the Commonwealth to indict a person who commits fourth degree assault against another family member 3 or more times in a 5 year period and to seek a Class D felony conviction in the Circuit Court; amends KRS 532.045 to delete references to KRS 510.040 and 510.070; amends various sections to conform; repeals KRS 510.310, 17.570, and 17.572.

SB 265

AN ACT relating to school councils.

Amends KRS 160.345 to require that a parent member on a school council not be an employee or a relative of an employee of the school in which the parent serves; requires procedures to assist the school council with consultation in the selection of personnel by the principal; requires each school council to annually review data provided by the Kentucky Department of Education by December 31 each year on its students' performance levels and adopt a plan to assure that each student makes progress toward meeting the goals set forth in KRS 158.645 and KRS 158.6451; amends KRS 158.6455 to require the Kentucky Board of Education to report to the public on the findings of scholastic audits.

SB 272

AN ACT relating to cremation.

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Amends KRS 367.97524 and KRS 367.97527 to establish that crematories and funeral directors who arrange for a cremation are not liable if they rely in good faith on the representations of the authorizing agent regarding the decision to cremate; amends KRS 367.97527 to permit the crematory to obtain an order from the District Court in the county where the funeral home or crematory is located before accepting the human remains for cremation if there is a dispute between the prior arrangement of the decedent and the demands of the next class of authorizing agent on whether to cremate.

SB 279

AN ACT relating to health insurance.

Creates new sections of Subtitle 17A of KRS Chapter 304 to define terms including "adjudicate", "claims payment time frame" and "clean claim"; to establish a time frame for insurers to reimburse a provider or to send written notice denying or contesting the claim, and a payment timeframe for claims involving organ transplants; to establish procedures for receiving claims, informing providers of the status of claims, and claims information; to require insurers to acknowledge receipt of electronic claims within 48 hours and other claims within 20 calendar days; to require insurers to have a mechanism for providers to check on claim status electronically following submission of the claim to the insurer by January 1, 2001; to establish the procedure to follow regarding contested claims; to address miscalculations in payments made by insurers; to require certain disclosures by insurers in the provider manual regarding processing procedures; to require written notice to provider if services provided are not covered or person was not eligible for coverage; to establish procedure for an insurer to collect an overpayment through recoupment against future provider payments by requiring the insurer to collect within 24 months from the date that the insurer paid the claim; to establish procedures if an insurer does not provide a representative who is authorized to review and approve preauthorization of covered services on weekend, holidays, or after normal business hours; to require an insurer to include certain information on the covered person's identification card; to require the commissioner to promulgate administrative regulations regarding standardized health claim attachments; to require the department to promulgate administrative regulations requiring insurers to report certain information at least annually to insure compliance with this Act; to require the commissioner to annually report to the Interim Joint Committee on Banking and Insurance and to the Governor on insurer compliance and on the enforcement activities including the number of complaints and those upon which the department has acted; to state application of this Act extends to any entity an insurer contracts with to perform claims processing functions; to require claims incurred or received after the effective date of this Act and contractual agreements entered into after the effective date of this Act to conform to this Act; to prohibit insurers or their third party administrator from reimbursing on a discounted fee basis unless there is disclosure in the contract; to require a provision identifying products and markets that may be discounted per a contract with a provider, an organization of providers, or a PPO network of preferred providers; to establish that compliance is achieved when 95% of the clean claims paid during each calendar quarter were paid within 30 days and the total dollar amount paid within 30 days equaled at least 90% of the total dollar amount paid for clean claims during that calendar quarter, excluding pharmaceutical claims; to establish

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that a violation of prohibited activities is an unfair claims settlement practice under Subtitle 12 of KRS Chapter 304; to establish an interest provision; to establish penalties; amends KRS 304.14-135 to conform; amends KRS 205.593 to establish that this Act is applicable to any HMO, managed care organization, or provider partnership under contract with the Department of Medicaid Services to manage care and to process health care claims for Medicaid recipients covered under Medicaid managed care.

SB 280

AN ACT relating to the Office of Education Accountability.

Amends KRS 7.410 to require the Education Assessment and Accountability Review Subcommittee to advise and monitor the Office of Education Accountability; requires the Office of Education Accountability, as directed by the Education Assessment and Accountability Review Subcommittee, to monitor and verify the accuracy of reports of the Department of Education and the Kentucky Board of Education; requires the Office of Education Accountability, as directed by the Education Assessment and Accountability Review Subcommittee, to verify and validate the state assessment program through other external indicators of academic progress; amends KRS 158.647 to conform.

SB 287

AN ACT relating to school district employees.

Amends KRS 160.380 to permit the spouse of a principal to work in the principal's school if the district contains elementary schools, and only one middle school and one high school; changes references from "chief state school officer" to the "commissioner of education"; makes additional technical corrections; amends 161.011 to provide that persons who worked on a contract basis for a school district prior to being hired by the district be considered employed during the time they provided contractual services; VETOED.

SB 288

AN ACT relating to state group health insurance, and declaring an emergency.

Creates a new section of KRS Chapter 18A to establish the Kentucky Group Health Insurance Board to study issues related to employee health insurance, to set policy for the state employee health insurance program, and to submit recommendations regarding the state group health insurance program to the Governor, General Assembly and Chief Justice of the Supreme Court by October 1, 2001; amends KRS 18A.225 to exclude from the definition of state employee the retirees participating in the Teachers' Retirement Systems aged 65 and older, specifies options for coverage, requires carriers to provide coverage to all members of the state group and to rate all members of the state group as a single entity, requires the Personnel Cabinet to develop data collection and analysis capabilities in order to assess enrollment, claims, and utilization data for the state group and requires insurers to submit specific data, requires that any funds remaining in flexible spending accounts after all reimbursements have been processed to be transferred to the state health insurance plan's appropriation account; requires health insurance coverage for state employees to contain at a minimum the same benefits provided under

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Kentucky Kare as of January 1, 1994; requires the appointment of two members to the Advisory Committee of State Health Insurance Subscribers from a list of five names submitted by each state employee organization that has 2000 or more members on state payroll deduction, and provides that interruption of an established treatment regimen with maintenance drugs shall be grounds to appeal a formulary change; amends various sections of KRS Chapters 161 and 79 to stipulate conditions under which groups may leave the state group; amends KRS 18A.227 to change the definition of "employee," and prohibit retiree or spouse from health care contribution when employed by the state; EMERGENCY.

SB 294

AN ACT relating to Medicaid reimbursement for chiropractic services.

Amends KRS 205.560 to require Medicaid coverage of services that are within the lawful scope of practice of a chiropractor to the extent that the Medical Assistance Program pays for the same services provided by a physician.

SB 300

AN ACT relating to fertilizer and pesticide use and application.

Amends and creates various sections of KRS Chapter 217B to more clearly explain the licensing requirements for the application, storage, and use of agricultural fertilizer and pesticides; identifies the responsibilities of those who apply, store, or use agricultural fertilizer and pesticides; creates and increases fees for registering or obtaining a license to apply, store, or use agricultural fertilizer and pesticides; provides a fee for registering equipment used for applying pesticides; makes technical corrections.

SB 305

An ACT relating to critical access hospitals, and declaring an emergency.

Amends KRS 216.380 to expand definition of critical access hospital and to require that any insurer or managed care program for Medicaid recipients that contracts with the Department for Medicaid Services for the receipt of Federal Social Security Act Title XIX funds be reimbursed at rates that are at least equal to those rates established by the Federal Health Care Financing Administration for Medicare reimbursement to a critical access hospital; clarifies that an acute-care hospital may be relicensed as a critical access hospital if it is not in a county that has the largest population in a standard metropolitan statistical area; expands definitions of qualifying areas; EMERGENCY.

SB 309

AN ACT relating to trusts.

Creates new sections of KRS Chapter 287 to define "life beneficiary", "remainder beneficiary", "trust", and other terms; to empower a corporate trustee to continue the term of a portion or all of a trust; to establish exclusions to the authority to continue the term; amends KRS 287.220 to exempt a bank or a trust company serving as a trustee of multiple trusts having one (1) or more common beneficiaries or remainder beneficiaries

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from obtaining court approval to execute its duties, and to establish that it is not a conflict of interest if all beneficiaries or remainder beneficiaries of the trust are not identical.

SB 313

AN ACT relating to operator's licenses.

Amends KRS 186.412, relating to issuance of a Class D driver's license, to clarify that Kentucky citizens serving in the military who are out of state when their driver's license expires may renew the license by mail; clarifies that provisions do not apply to a Commercial Driver's License; provides for a personal designee to also renew the license for military personnel out of state when their driver license expired; and amends KRS 186.410, relating to renewal of operator's licenses, to change the window for renewal from any time during the applicant's birth month to the 30 days after the applicant's birth date.

SB 315

AN ACT relating to reorganization.

Creates various new sections of KRS Chapter 11 to create the Governor's Office of Technology (GOT) headed by the Chief Information Officer for the Commonwealth; creates the Kentucky Information Technology Advisory Council; abolishes the Department of Information Systems, the Kentucky Information Resources Management Commission (KIRM), the Office for the KIRM, and the Communications Advisory Council, and transfers their duties to the new office; transfers the Office of Geographic Information Systems and the Geographic Information Advisory Council to the new office; exempts the information, technology, personnel, agency resources and confidential records of the Kentucky Retirement Systems and Kentucky Teachers' Retirement Systems from the provisions of sections 1 to 9, 15, 20, 22, 23 and 24 of this Act, and from being under the authority of the Governor's Office of Technology; includes in the duties of the office directions, standards, and architecture related to the privacy and confidentiality of data collected and stored by state agencies; repeals, reenacts as new sections of KRS Chapter 11, and amends KRS 61.935 and 61.936, relating to the chief information officer, and KRS 61.958 and 61.959, relating to the Geographic Information Advisory Council; attaches the Commercial Mobile Radio Service Emergency Telecommunications Board of Kentucky to the GOT for administrative purposes; amends various sections of the KRS to conform; creates new sections of KRS Chapter 61 to define terms; requires state and state-assisted entities to insure that information technology equipment and software used by the entity provide access to blind or visually impaired, and deaf or hard of hearing individuals; requires technology access clause in contracts for the purchase of information technology; requires Finance and Administration Cabinet to develop the technology access clause and nonvisual access standards; establishes that existing equipment, when upgraded, be brought into compliance; permits a person injured by a violation of access requirement to seek injunctive relief; creates new sections of KRS Chapter 12 to create the Kentucky Agency for Substance Abuse Policy; provides for appointment and tenure of members; requires the agency to develop a strategic plan to reduce smoking and drug and alcohol abuse among youths and adults; creates local Tobacco Addiction and Alcohol and Substance Abuse Advisory and Coordination Boards; repeals the following KRS

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sections: 42.029 (Department of Information Systems), 42.640 (Definitions relating to the Office of Geographic Information), 61.937 (Authority to enter into memoranda of agreement and contracts), 61.938 (Office of the Chief Information Officer), 61.940 (Legislative declarations), 61.942 (Definitions for KRS 61.940 to 61.953), 61.945 (Kentucky Information Resources Management Commission), 61.948 (Powers of commission), 61.950 (Meetings, Roles and duties), 61.951 (Office for the Kentucky Information Resources Management Commission--Executive director), 61.953 (Contents of five-year statewide information resources management plan), 61.954 (Construction of KRS 61.940 to 61.953 with respect to judicial and legislative branches), and 61.955 (Communications Advisory Council); confirms Governor's Executive Order 99-1359, dated October 6, 1999, and Executive Order 99-1360, dated October 6, 1999; confirms Executive Order 99-145, dated November 1, 1999.

SB 316

AN ACT relating to supersedeas bonds and declaring an emergency.

Creates a new section of KRS Chapter 411 to limit the amount of a supersedeas bond covering punitive damages; amends KRS 426.965 to apply bond limit provisions to foreign judgments; allows retroactive application; EMERGENCY.

SB 323

AN ACT relating to the taxation of property.

Amends KRS 132.820 and 136.120 to provide for quadrennial review in the unmined minerals and public service property tax areas; provides that upon review of unmined coal or other minerals, the cabinet shall give notice of revised assessment to the taxpayer as provided under KRS 131.110 within 5 years after the due date of the return if the assessment or the amount of taxes due should be increased due to revaluation or reclassification.

SB 324

AN ACT relating to medical residency programs.

Amends KRS 311.560 to permit a person who is a licensed residency physician in another state to participate in a temporary residency rotation of no more than 60 days at a hospital located in Kentucky, and require the person to register with the Kentucky Board of Medical Licensure; permits the person to seek advance approval from the board before engaging in a second or subsequent temporary residency rotation.

SB 326

AN ACT relating to court fees and costs.

Amends KRS 23A.205, KRS 24A.175, and KRS 64.092 to increase the amount of court costs that are paid to sheriffs for court security services from five dollars to twelve dollars; increases the amount of court costs charged in all criminal cases by seven dollars.

SB 330

AN ACT relating to the licensing of hospital outpatient services.

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Creates a new section of Chapter 216B to require the Cabinet for Health Services to issue a new license or to amend the existing license to include outpatient facilities, if the Federal Health Care Financing Administration issues a final regulation establishing a Medicare prospective payment system that requires an outpatient health facility operated by the hospital be under the same license as the hospital; requires any health facility listed on the hospital's license to comply with all licensure regulations and to obtain any necessary certificate of need.

SB 331

AN ACT relating to health maintenance organizations.

Amends KRS 304.32-140 and 304.38-070 to require corporations, limited liability corporations, and partnerships subject to Subtitle 38 of KRS Chapter 304 to comply with risk-based capital requirements as established in administrative regulations; creates a new section of Subtitle 38 of KRS Chapter 304 to require each health maintenance organization to file with the department a plan for evaluating a provider's or organization of providers' ability to accept and manage risk; amends KRS 304.33-430 to include a health maintenance organization's out-of-network claims in the order of distribution of claims; amends KRS 304.33-360, 304.33-380, 304.33-440, and 304.33-600 to conform.

SB 332

AN ACT relating to the confinement of prisoners in county jails.

Creates a new section of KRS Chapter 441 to provide for the reimbursement of expenses incurred in housing prisoners in county jails.

SB 335

AN ACT relating to certified surgical assistants.

Amends KRS 216B.015 to define "certified surgical assistant" and "intraoperative surgical care"; amends KRS 216B.160 to require licensed health care facilities to develop a policy that establishes the credentials, oversight, appointment, and reappointment of certified surgical assistants and for granting, renewing, and revising of the assistant's clinical privileges, and provide that no facility shall be required to develop a policy or procedure for a service not offered by that facility; creates a new section of KRS Chapter 304.17A to provide that any health benefit plan providing coverage for surgical first assisting or intraoperative surgical care benefits or services shall be construed as providing coverage for a certified surgical assistant who performs those services.

SB 336

AN ACT relating to intangible property taxes.

Amends KRS 136.030 and various sections of KRS Chapter 132 to exempt shares of stock from the intangible personal property tax, in order to align the statutes with a Kentucky Supreme Court decision; creates a new section of KRS Chapter 132 to exempt shares of stock from state and local ad valorem tax.

SB 339

AN ACT relating to hospitals and declaring an emergency.

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Creates a new section of KRS Chapter 205 to define "acute care hospital," "private psychiatric hospital," "state mental hospital," and "university hospital"; amends KRS 205.640 to require MART payments to be transferred to Department for Medicaid Services on a quarterly basis; provides for disproportionate share payments to defined terms; creates a new section of KRS Chapter 205 to establish maximum disproportionate share payments and to require certain payments to be made within 45 days of effective date; requires hospital to submit supporting documentation for indigent care data if requested by Department for Medicaid Services; clarifies that no hospital shall bill a patient for services if the patient's family has an income under 100% of the federal poverty level; clarifies that an outpatient health facility that obtains a license in response to a Medicare prospective payment system regulation shall not eliminate the requirement for a certificate of need if one would otherwise be required; EMERGENCY.

SB 341

AN ACT relating to managed health care plans.

Amends KRS 304.17A-510 to permit managed care plans to notify an enrollee in writing of the availability of a printed document containing required information in an accessible electronic format; amends KRS 304.17A-590 to permit managed care plans or risk-bearing managed care plans to make the required information available to an enrollee in writing or in an accessible electronic format.

SB 347

AN ACT relating to the registration of motor vehicles in counties required to have a vehicle emission control program.

Creates a new section of KRS Chapter 186, relating to the registration and licensing of motor vehicles, to require all persons registering a vehicle in a county that is required to have a vehicle emission control program to provide the county clerk with a valid compliance or exemption certificate at the time of registration; clarifies that the provisions of the Act apply to vehicles registered in a county authorized to conduct vehicle emissions testing under KRS Chapter 224 or KRS Chapter 77; provides for the Transportation Cabinet's Department of Vehicle Regulation, upon notification by a county air pollution control district or the Natural Resources and Environmental Protection Cabinet, to suspend the license registration of a motor vehicle that is required to undergo vehicle emission testing if the owner of the vehicle fails to have the vehicle tested; amends KRS 224.20-765, relating to penalties for vehicle emission violations, to remove failure to have a compliance or exemption certificate from the court system and delete the criminal penalty; inserts penalty of registration revocation similar to process for failure to maintain car insurance; amends KRS 186.180, 186.990, 186A.040, and 224.20-720 to conform.

SB 351

AN ACT relating to respiratory care practitioners.

Amends KRS 314A.010 to define "direct supervision", "documented competency", "indirect supervision", and "entry level therapist"; changes references to accrediting entities; amends KRS 314A.100 to clarify the scope of practice; amends KRS

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314A.110 to clarify the national certifications required for mandatory state certification; creates a new section of KRS Chapter 314A to require persons eligible for limited mandatory certification to meet the criteria under the chapter and under administrative regulations; amends KRS 314A.200 to require members of Board of Respiratory Care to be voting members, and to clarify member qualifications; amends KRS 314A.220 to require the board to prescribe fees by administrative regulation; amends KRS 314A.225 to provide that the board may order immediate temporary suspension of a certificate and specify circumstances, and provide for hearing; provides for terms of current board members to expire on October 31, 2000, for new members to be appointed by October 31, 2000, to staggered terms, and specifies procedure for initial appointment.

SB 372

AN ACT relating to a pilot program for tax increment financing in counties containing a city of the first class.

Creates new sections of KRS Chapter 65 relating to tax increment financing; establishes definitions; declares increments in tax revenues to be a public benefit; permits local governments in counties containing cities of the first class, cities of the first class, and designated agencies to enter into contracts for the release of tax increments arising from designated development areas and requires these contracts to be for no more than 50% or 95% of tax revenues, as specified; requires contracting agencies other than a local government to notify tax collection officials for release of funds; requires collection agent to divide funds as prescribed; requires local government to release funds to their own agencies that are eligible to receive the tax increments; requires increments to local government agencies to be used solely for projects in a development area; repeals KRS 99.751, 99.756, 99.761, 99.766, and 99.771.

SB 379

AN ACT relating to senatorial districts and declaring an emergency.

Amends KRS 5.107 and 5.137 to transfer two 1990 census blocks from Senatorial District 7 to Senatorial District 37; establishes an effective date of June 15, 2000, a date after the May primary and before July 15, 2000, the date when precinct boundaries are frozen until completion of state legislative and congressional redistricting; EMERGENCY.

SB 394

AN ACT relating to economic development.

Amends KRS 154.22-100 to eliminate the provision that a financing agreement in effect prior to July 15, 1996, at a 6% rate can not be reduced to 4%, unless it was done by June 30, 1997.

SB 409

AN ACT relating to infrastructure projects.

Creates and amends various KRS sections to declare that the Kentucky Infrastructure Authority (KIA) shall implement a program for the provision of water service and that regionalized water service is encouraged; transfers the water resource

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information system of the Water Resource Development Commission to the authority; allows the authority to request information of state and local governments relating to water resource development and management; requires the authority to promulgate administrative regulations requiring water supply and distribution systems to provide certain information as a condition of receiving assistance from the authority; requires area development districts to establish water management areas; provides guidelines for formation of areas; creates 2020 water management planning councils in each county with the assistance of area development districts; allows multicounty planning; models upon the existing county water management planning councils; directs that the county judge executive shall serve as chairperson; requires the 2020 water management planning councils, by July 1, 2001, to develop a plan consistent with the county long range water supply plans already in place; requires that the plan of the councils encourage the merger and consolidation of water systems; allows the authority to disapprove and direct redevelopment of the local plans; directs state agencies to cooperate and assist 2020 water management planning councils; allows the 2020 water management planning councils to employ water service coordinators; allows counties to jointly employ coordinators; allows the Kentucky Infrastructure Authority to provide or supplement funding for water service coordinators; requires that after July 1, 2001, and annually thereafter that the area development districts, with assistance from the authority, review and prioritize the planning councils' plans for underserved and unserved areas in water management areas; establishes guidelines to direct the prioritizing; directs that the review and prioritization of council plans be conducted with the assistance of the authority; allows the authority to suggest changes that would be necessary to qualify for financial assistance; establishes a 2020 water service account within the infrastructure revolving fund; requires uniform and separate accounting for water operations, audits, if necessary, and service rates based on the cost of operations as a condition to apply for assistance from any fund for water service; allows the KIA to assist in setting up accounting systems; allows the KIA to pay for establishing a new accounting system when water service providers merge, if the merger is consistent with the plan of a 2020 water management planning council; allows funding from the 2020 water service account; allows the KIA to establish a water loss and leak detection program and to provide low interest loans for repairs based on a determination that the repairs are reasonable; allows the KIA to forgive any unpaid loan amounts if the loan recipient merges or consolidates with another service provider within 5 years of entering into the loan agreement, and the merger or consolidation is consistent with the plan of a 2020 water management planning council; allows funding of the loan forgiveness from the 2020 water service account; allows the merger of city owned water districts to be approved by a vote of the public or by the city legislative body; requires the KIA to develop an incentive program to encourage water system mergers; requires the authority to encourage merger and consolidation and to allocate funds from the 2020 water service account to encourage regionalization, merger, and consolidation of water systems and the elimination of structural and administrative duplication; specifies that funds may be used for government and privately owned systems to participate; emphasizes overcoming resistance of a stronger merger candidate to merge with a weaker system; directs that the highest funding priority shall be for projects that meet the funding priorities set by the authority; provides funding from the 2020 water service account;

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requires the KIA to develop an incentive program to provide water service in unserved and underserved areas of the state; includes as criteria in developing an incentive program a history of violations of the Division of Water requirements as a result of insufficient financial and operational resources; directs that the highest funding priority shall be for projects that meet the funding priorities of the authority; provides funding from the 2020 water service account; allows the KIA to contract with the Kentucky Geological Survey to continue research into developing water resources from underground coal mines; allows funding from the 2020 water service account; revises the definition of "infrastructure project" to delete the requirement that the KIA find that a project would enhance economic development and to include infrastructure projects of investor-owned water utilities; revises the definition of "prioritization schedules" to include the federally assisted drinking water revolving fund as a source of funding for certain projects prioritized by the Natural Resources and Environmental Protection Cabinet; deletes the requirement that the Department for Local Government evaluate and prioritize projects; requires the evaluation of projects by the authority to include input from the appropriate area development district; revises the membership of the KIA; attaches the KIA to the Office of the Governor for administrative purposes rather than to the Finance and Administration Cabinet; allows the KIA to employ engineers, accountants, and attorneys; deletes the requirement that assistance agreements be approved by the Finance and Administration and Economic Development Cabinets; revises the infrastructure revolving fund to delete the requirement that governmental agencies seek assistance only after funding from other sources is found insufficient for the project; creates the 2020 water service account and provides general guidelines on use of the account and allows use of the account for water projects involving investor-owned water systems; deletes the requirement that grants may be made only if hardship and an extreme health hazard exist; deletes the requirement that the Department for Local Government prioritize projects; deletes the authority of the Natural Resources and Environmental Protection Cabinet and the Department for Local Government to promulgate administrative regulations for purposes of the Act; repeals KRS 224A.055.

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SENATE RESOLUTIONS

SCR 15

Reauthorizes the Tobacco Task Force.

SCR 16

Reauthorizes the Task Force on Funding for Wildlife Conservation for the 2001-2002 biennium; requires a report to LRC.

SJR 17

Directs the Transportation Cabinet to rename the Cumberland Parkway the "Louie B. Nunn Parkway", and to erect appropriate signs.

SCR 20

Designates the Louisville Pipe Band the official Pipe Band of Kentucky.

SCR 39

Directs the Legislative Research Commission to establish a twenty-seven member task force to study methods to promote and enhance the provision of quality care in long-term care facilities and the quality of in-home and community-based services; requires a final report to be submitted by September 1, 2002, to the Legislative Research Commission and to the Governor.

SJR 57

Directs the Department of Education to electronically transmit KRS 158.195 and the resolution to public school teachers setting legal guidelines governing elected officials and public school teachers electing to post historic displays that include the Ten Commandments; permits the posting of the Ten Commandments by public school teachers when incorporated into a historical display along with other historic documents; provides that the purpose of the display shall not be to advance religion, but to illustrate how the Bible and the Ten Commandments have influenced American leaders who have shaped American law; requires that a copy of the resolution and KRS 158.195 be part of the historic displays which incorporate a depiction of the Ten Commandments; provides that the General Assembly expresses no preference as to the version of the Ten Commandments that is displayed, or the language in which it is posted; requires bodies that post historical displays to set forth by resolution or policy their secular purpose for erecting the display, and requires that the purpose shall not advance religion; permits the cost of posting and maintaining displays be paid for by private contributions; requires the Department for Local Government to distribute copies of the resolution to elected officials of each city and county; requires the Secretary of State to distribute the resolution to statewide elected officials; requires the Legislative Research Commission to remit a sufficient number of copies of the resolution for distribution by the Department for Local Government and the Secretary of State, and to give assistance as necessary to the Kentucky Department of Education; creates a finding that the Ten Commandments

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are the precedent legal code of the Commonwealth; requires relocation on the Capitol grounds of a monument on which the Ten Commandments are inscribed and which was previously displayed on the Capitol grounds to remind Kentuckians of the Biblical foundations of Kentucky laws; requires the monument to be made part of an historic display, near the floral clock, to include the resolution.

SCR 61

Recognizes the Catbird 500 air Derby as the official Kentucky Air Derby.

SJR 69

Directs the Transportation Cabinet to name the new by-pass between Kentucky Route 52 and Kentucky Route 89 in Estill County in honor of Indian fighter and minister Joseph Proctor.

SJR 73

Directs the Transportation Cabinet to name portions of US 60 and KY 180 in Boyd County the "Purple Heart Highway" and to erect appropriate highway signs.

SCR 88

Directs the Interim Joint Committee on Education through a subcommittee to study teacher compensation and benefits; requires the committee to report its findings, recommendations, and enabling legislation to the Legislative Research Commission no later than September 1, 2001.

SJR 104

Names a bridge in Pike County in honor of C.D. Roberts.

SJR 107

Reauthorizes the Electricity Restructuring Task Force.

SJR 110

Directs the Transportation Cabinet to name the bridge on KY 61 over the Cumberland River in Cumberland County in memory of Hugh E. Spear.

SCR 113

Requests reauthorization for the 2000-01 interim of the Subcommittee on Small Business Regulation of the Interim Joint Committee on Economic Development and Tourism to address small business concerns.

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HOUSE BILLS

HB 2

AN ACT relating to campaign expenditures.

Amends KRS 119.205 to prohibit giving anything of value to a person to sign a petition to have a public question placed on an election ballot and makes a violation a Class B misdemeanor.

HB 3

AN ACT relating to insurance.

Creates a new section of Subtitle 12 of KRS Chapter 304 to prohibit property and casualty insurers from using the fact of bodily injury as a result of domestic violence or abuse as the sole reason for rating and underwriting decisions, for refusing to insure or continue to insure, or for limiting the amount or kind of coverage; provides that if a policy of property coverage prohibits payment for intentional acts, the innocent co-insured shall not be denied payment if loss arose out of domestic violence or abuse and the perpetrator of the loss is criminally prosecuted for the act causing the loss.

HB 4

AN ACT relating to identity theft.

Creates a new section of KRS Chapter 514 to create the crime of theft of identity as a Class D felony; creates a new section of KRS Chapter 514 to create the crime of trafficking in stolen identities as a Class C felony; creates a new section of KRS Chapter 411 to create a civil cause of action for a person whose identity has been stolen; provides for restitution as well as compensatory and punitive damages; permits the Attorney General to have concurrent jurisdiction with Commonwealth's attorneys and county attorneys for the prosecution of offenses under the Act.

HB 5

AN ACT relating to special agricultural license plates.

Creates a new section of KRS Chapter 186 to create a special agriculture license plate; requires the Transportation Cabinet to print the plate upon receipt of 1,800 applications within a one year period; establishes an initial application fee of \$25; divides the application fee received for the first 1,800 license plates as follows: \$22 state fee to the cabinet and \$3 county clerk fee; after receipt of the first 1,800 applications, divide the application fee as follows: \$12 state fee to the cabinet, \$3 county clerk fee, and \$10 to be remitted to the Division of Marketing within the Kentucky Department of Agriculture to be used exclusively to promote Kentucky agricultural products in both domestic and international markets; provides for annual renewal fee of \$20 divided as follows: \$12 state fee to the cabinet, \$3 county clerk fee, \$5 fee to the Division of Marketing within the Kentucky Department of Agriculture; permits the Commissioner of Agriculture to select up to three (3) designs of three (3) colors each for the design of the plate.

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HB 8

AN ACT relating to fines and declaring an emergency.

Amends KRS 189.990(2)(a) to reinstate maximum fine of five hundred dollars (\$500) for overweight violations; EMERGENCY.

HB 9

AN ACT relating to health insurance.

Amends KRS 304.17-316, 304.18-098, 304.32-1591, 304.38-1935 and creates a new section of Subtitle 17A of KRS Chapter 304 to require health insurers to cover mammograms for any covered person, regardless of age, who has been diagnosed with breast disease upon referral by a health care practitioner acting within the scope of practice of the practitioner.

HB 10

AN ACT relating to the usage of tobacco by minors.

Creates a new of KRS Chapter 438 to prohibit the use of tobacco products by persons under the age of 18, requires tobacco products in the possession of persons under the age of 18 which are in plain view to be confiscated by law enforcement officers from those in violation except as provided in KRS 438.311 and 438.330.

HB 15

AN ACT relating to firearms and ammunition for firearms.

Creates a new section of KRS Chapter 65 to specify that only the state, not a local government, can sue firearms or ammunition manufacturers; requires dismissal of suit in progress as of the effective date of the Act, if the suit violates the Act.

HB 16

AN ACT relating to the area development districts' boards of directors.

Amends KRS 147A.060 to permit a state officer, a deputy state officer, or a member of the General Assembly to serve only in a nonmember advisory capacity to the board of directors of an area development district; requires the area development district board of directors to notify legislators of the provisions of the act; requires the area development district to send meeting notices to a legislator if he or she chooses to participate.

HB 18

AN ACT relating to insurance agents.

Amends KRS 304.9-270 to provide that no agent may place applications with an insurer unless the agent is an appointed agent of the insurer and the appointment has been approved by the commissioner; authorizes an agent to act as a representative of an insurer without first obtaining an appointment for 30 days if the agent has filed with the commissioner evidence of financial responsibility; requires the agent to discontinue acting as an agent for the insurer if the agent does not receive insurer acknowledgment of approval of the agent's appointment within 30 days; requires an insurer to file with the commissioner a written notice of appointment no later than 45 days from the date the

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agency contract is executed or the date the first insurance application is submitted by the agent, whichever is earlier; requires the commissioner to notify the agent within 15 days of receipt of notice of appointment whether the agent is eligible for appointment; amends KRS 304.9-080 to conform.

HB 22

AN ACT relating to the Legislative Research Commission.

Amends KRS 7.100 to direct the Legislative Research Commission to promptly consider the General Assembly's requests for study committees and task forces; authorizes the Commission to grant or deny a request or assign the study to an existing committee; incorporates wording from House Rule 65 (Senate Rule 64) relating to requests for study committees and task forces.

HB 25

AN ACT relating to teachers.

Creates new sections of KRS 161 and amends KRS 157.320 to establish the intent of the General Assembly to reach a goal that there be at least one (1) national board certified teacher in every public school in Kentucky by 2020; establishes a Teachers' National Certification Trust Fund to provide stipends for teachers to prepare for certification by the National Board for Professional Teaching Standards, to reimburse local boards of education for substitutes for certification candidates, to reimburse a portion of the certification fee for successful certification candidates, and to provide stipends for board certified teachers to serve as mentors; requires the Education Professional Standards Board to promulgate administrative regulations to implement the trust fund and other provisions of the Act; provides that an experienced, out-of-state teacher qualifies for a regular provisional certificate if the applicant has a valid national board certificate and meets other conditions; creates a new section of KRS 157.310 to 157.440 to provide that a public school teacher who attains National Board Certification be given an annual salary supplement of (\$2000) for the life of the certificate as long as the teacher stays in the classroom or serves as a classroom mentor; makes technical changes to conform.

HB 40

AN ACT relating to reorganization.

Confirms Executive Orders 98-636 and 98-1591 by creating a new section of KRS Chapter 164 to establish nominating commissions for each community college board of directors for the purpose of providing names of nominees to the board for appointment by the Governor; amends KRS 164.600, regarding community college boards of directors, to conform and to prohibit community board members from having a conflict of interest in accordance with KRS 45A.340.

HB 43

AN ACT relating to tourism development and declaring an emergency.

Amends KRS 154.29-010 to change the definition of "tourism attraction" to allow for a lodging facility that involved the restoration of an historic structure that is listed

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individually in the National Register of Historic Places and certified by the Kentucky Heritage Council, and the restoration project has been approved in advance by the Kentucky Heritage Council; EMERGENCY.

HB 44

AN ACT relating to postsecondary education.

Amends KRS 164.740, relating to the Kentucky Higher Education Assistance Authority, to expand the definition of "college" to include postsecondary educational institutions accredited by all regional accrediting associations.

HB 46

AN ACT relating to the Kentucky Higher Education Student Loan Corporation.

Amends KRS 164A.080 to increase the Kentucky Higher Education Student Loan Corporation's bond authority to \$950,000,000.

HB 49

AN ACT related to the use of automated external defibrillators.

Creates new sections of KRS Chapter 211 to provide legislative intent with regard to the use of an automated external defibrillator; defines terms including "automated external defibrillator", "cardiopulmonary resuscitation", and "emergency medical service system"; directs persons or entities acquiring an automated external defibrillator to ensure that AED users receive specified training and that the equipment is maintained; requires medical oversight of an AED program; requires any person using an AED to activate the local emergency medical services system and report the use to the licensed physician; requires any person or entity acquiring an AED to notify emergency medical services system and the local emergency communications of the location and type of the AED; provides immunity from civil liability for any person or entity rendering emergency care by using an AED; provides exemptions of certain health care providers.

HB 50

AN ACT relating to commercial insurance.

Amends KRS 304.11-020 to exempt from rate filing requirements policies issued to exempt commercial policyholders; defines exempt commercial policyholder as one that meets four criteria or is the Commonwealth, a city, county, or urban-county with a population of at least 50,000 persons, or a not-for-profit organization or public entity with an annual budget of at least \$25,000,000 or assets of at least \$25,000,000; amends KRS 304.11-050, pertaining to premium taxes, and KRS 304.3-230, pertaining to service of process, to conform.

HB 51

AN ACT relating to the Federal Individuals with Disabilities Education Act.

Amends KRS 200.672 to add that rights for infants, toddlers, and parents served by the Kentucky Early Intervention System are mandated by participation in Part C of the Individuals with Disabilities Education Act; deletes limitation to available funding.

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HB 52

AN ACT relating to operators of motor vehicles.

Amends KRS 189.930 relating to driver's duties upon approach of emergency vehicle to specify that when driver approaches a stopped emergency vehicle the driver shall move to the lane furthest from the emergency vehicle, or slow down as necessary if lane change cannot be safely made.

HB 56

AN ACT changing the classification of the city of Hollow Creek, in Jefferson County.

Reclassifies Hollow Creek, in Jefferson County, from a sixth class city to a city of the fifth class.

HB 58

AN ACT relating to exemptions from compulsory school attendance.

Amends KRS 159.030 to add chiropractors to the professional persons who can present a signed statement as evidence that a student's physical or mental condition prevents or renders inadvisable attendance at school; requires the signed statement of a medical professional to be submitted to the local board of education rather than the Kentucky Board of Education.

HB 61

AN ACT relating to intergovernmental agreements.

Amends KRS 67.083, relating to additional powers of fiscal courts, to permit governments cooperating in the provision of public services, to contractually agree for one government to pay 100%, or a lesser percentage, of all or any part of the cost of the joint undertaking; amends KRS 178.010, relating to the construction of the chapter governing county roads, to conform.

HB 62

AN ACT changing the classification of the city of Pioneer Village, in Bullitt County.

Reclassifies Pioneer Village, in Bullitt County, as a city of the fourth class.

HB 69

AN ACT relating to licensing of motor vehicle dealers, manufacturers, and distributors.

Amends KRS 190.030, regarding licenses for motor vehicles dealers, manufacturers, and distributors, to eliminate the \$100 license fee required on changes of location; amends KRS 190.040, to clarify that manufacturers may offer discounts or rebates on vehicles sold to their employees.

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HB 70

AN ACT relating to civil rights.

Amends KRS 344.130 to exclude a religious organization and its activities and facilities from the definition of "public accommodation, resort, or amusement" under the civil rights laws if the rental or sale of the public accommodation would not be consistent with the religious tenets of the organization; prevents an organization from being designated a religious organization under the Act if the organization advocates hatred based on race, color, or national origin; prohibits a religious organization from discriminating on the basis of disability, race, color, religion, or national origin with regard to nonreligious activities operated by the organization and offered to the general public; prohibits a religious organization from discriminating, under any circumstances, in its activities or use of its facilities on the basis of disability, race, color, or national origin; VETOED; VETO OVERRIDDEN.

HB 72

AN ACT relating to unemployment insurance.

Amends KRS 341.390 to prohibit reduction of unemployment insurance benefits based on pension benefits if the worker contributed to the pension.

HB 76

AN ACT relating to alternative teacher certification.

Amends KRS 161.048 to create an alternative teaching certification option for veterans of the Armed Forces to teach at elementary, secondary, and secondary vocational education levels; requires applicants to meet eligibility criteria including a discharge or release from active duty under honorable conditions after six or more years of continuous active duty immediately before the discharge or release, at least a bachelor's degree in the subject matter area or a closely related area for which certification is sought, a minimum grade point average, and a passing score on an examination designated by the Education Professional Standards Board; provides that eligible veterans will receive a one year provisional certificate when they are offered a teaching position and will enter the teacher internship program; provides that upon successful completion of the internship, the veteran will receive a regular provisional certificate; allows veterans with an honorable discharge after at least six (6) years of full time active duty, and who have at least four (4) years of occupational experience in the area in which they seek certification to teach vocational industrial education courses; provides that veterans seeking certification as a vocational education teacher must apply and meet the requirements for certification under the administrative regulations promulgated by the Education Professional Standards Board.

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HB 77

AN ACT relating to student dropout prevention.

Creates new sections of KRS Chapter 158 to describe the findings of the General Assembly relating to school dropouts; establishes goals to be achieved by 2006 including cutting rate by 50% of year 2000 rate, no school rate to exceed 5% and each county to have 30% fewer adults age 16–24 without a GED and high school diploma; requires the Department of Education by December 30, 2000, to establish and implement a comprehensive statewide strategy to assist local districts and schools to address the dropout problem, building upon existing programs and services; requires the Department of Education to provide technical assistance to schools; requires the Department of Education to administer grant programs and earmark appropriations by directing 75% of the funding to local districts be used for at-risk elementary and middle school students and 25% of the funding be distributed to high schools serving students likely to drop out with priority given to districts that have a three-year average annual dropout rate in excess of five percent; requires the Department of Education to disseminate information on best practices in dropout prevention to schools and districts; requires the department to provide regional training on the dropout prevention issues including identification, instructional strategies and support to increase student expectations and parental involvement; requires the Department of Education to develop recommendations to improve school climate and parental and community involvement; requires school districts to contact dropouts ages 16 to 18, within three months of withdrawal, to encourage re-enrollment in regular or alternative program or a GED preparation program and attempt to reenroll before the beginning of the school year following year of withdrawal; requires school rewards be based on schools exceeding the improvement goal and having dropout rate of less than 5% beginning in July 1, 2006.

HB 78

AN ACT relating to reorganization.

Confirms Executive Order 98-1377, which places the spouse of the Governor on the Commission on Women, but extends its effectiveness only until December 9, 2003.

HB 79

AN ACT relating to reorganization.

Confirms Executive Order 98-1671 of the Department of Education, which reorganizes the Department of Education into the Office of Communications, Office of Human Resources and Equity, Office of District Support Services, Office of Budget and Financial Management, Office of Special Instructional Services, Office of Teacher Education and Certification, Office of Leadership and School Improvement, Office of Supportive Learning Environments, Office of Assessment and Accountability, and Office of Academic and Professional Development; transfers the Division of Management Assistance Programs from the Office of Legal Services to the Office of District Support Services; abolishes the Bureau of Learning Results Services and Office of Learning Programs Development; transfers functions of departments to appropriate organizational unit; and provides that Executive Orders 95-112, 93-689, and 93-542 and 1994 Ky. Acts

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Ch. 256, which reorganized the Department of Education, remain in effect except to the extent modified by the Act.

HB 80

AN ACT relating to reorganization.

Amends and creates various KRS sections to transfer the Office of Aging Services from the Cabinet for Families and Children to the Cabinet for Health Services; transfers the Institute for Aging, the Office of Alzheimer's Disease and Related Disorders, and the Alzheimer's Disease and Related Disorders Advisory council from the Cabinet for Families and Children to the Cabinet for Health Services; repeals KRS 194B.550, 194B.552, 194B.555, and 194B.559; confirms Executive Order 99-80.

HB 81

AN ACT relating to reorganization.

Amends KRS 209.200 to transfer the voluntary assisted living certification program for assisted living facilities which is administered by the Kentucky Housing Authority under state and federal law from the Cabinet for Families and Children to the Cabinet for Health Services, Office of the Inspector General; confirms Executive Order 98-791.

HB 82

AN ACT relating to reorganization.

Creates a new section of KRS Chapter 210 to create the Developmental Disabilities Council within the Cabinet for Health Services, Department for Mental Health and Retardation Services; sets membership and requires that members be appointed by the Governor for three (3) year terms; requires that the council be headed by an executive director and specifies that if a vacancy occurs in that office the council shall be responsible for recruiting and hiring a new executive director; requires that the council comply with all requirements for state developmental disabilities councils as addressed by the Developmental Disabilities Act of 1995; confirms Executive Order 98-892 to the extent that it is not otherwise confirmed by this Act.

HB 83

AN ACT relating to reorganization.

Amends KRS 198A.035 to appoint the secretary of the Cabinet for Health Services as a member of the Advisory Committee on Housing Policy; confirms Executive Order 98-1013.

HB 84

AN ACT relating to reorganization.

Abolishes the Division of Administration and Development, the Division of Facilities and Alternative Services and the Division of Individual and Clinic Providers from the Department for Medicaid Services; creates the following: (1) Division of Physical Health Programs; (2) Division of Children's Health Programs; (3) Division of Long Term Care Programs; (4) Division of Behavioral Health Programs; (5) Division of

ACTIONS OF THE 2000 GENERAL ASSEMBLY

Financial Systems; (6) Division of Member and Provider Services; (7) Division of Quality Improvement; and (8) Division of Management Information Systems; confirms Executive Order 98-1673.

HB 85

AN ACT relating to reorganization.

Confirms Executive Order 98-730, relating to the Department of Corrections, which establishes the Western Region Division and the Eastern Region Division within Adult Institutions and which creates the position of deputy commissioner for Support Services.

HB 86

AN ACT relating to reorganization.

Confirms Executive Order 98-964 which creates the Office of the Criminal Justice Council within the Justice Cabinet; creates a new section of KRS Chapter 15A to create the office; amends KRS 15A.030, 15A.040, and 15A.060 to conform.

HB 87

AN ACT relating to reorganization.

Confirms Executive Order 98-1405, dated October 20, 1998, which creates the Division of Training Support; changes the name of the Division of Training to the Division of Training Operations within the Department of Training, Justice Cabinet.

HB 88

AN ACT related to reorganization.

Confirms Executive Order 98-1593, reorganizing the Parole Board, to provide that part-time members need not have served previously as a full-time member of the Board; amends KRS 439.320 to conform; and requires that the two part time parole board members be from different political parties.

HB 89

AN ACT relating to reorganization.

Confirms Executive Order 99-319, relating to the Criminal Justice Council, by adding the Governor's chief information officer to the membership; amends KRS 15A.040 to conform.

HB 90

AN ACT relating to reorganization.

Confirms Executive Order 99-324, which creates, abolishes, and renames several divisions within the Kentucky Retirement Systems.

HB 91

AN ACT relating to reorganization.

Confirms Executive Order 98-869 establishing the divisions of the Kentucky Higher Education Assistance Authority.

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HB 92

AN ACT relating to reorganization.

Amends KRS 36.010 to create the Kentucky Guard Youth Challenge Division in the Department of Military Affairs; confirms Executive Order 98-1397.

HB 93

AN ACT relating to reorganization.

Amends various sections of KRS Chapter 164 and KRS 154A.130 to confirm Executive Order 98-1592, which changes the name of the Commonwealth merit scholarship to the Kentucky educational excellence scholarship.

HB 94

AN ACT relating to reorganization.

Amends KRS 36.355 to create the Office of Kentucky Veterans' Centers in the Department of Veterans' Affairs; transfers operation of state veterans' nursing homes from the Finance and Administration Cabinet to the Department of Veterans' Affairs; confirms Executive Order 98-1594; provides that if House Bill 139 becomes law, the provisions of HB 94 will be merged into HB 139.

HB 95

AN ACT relating to the reorganization of the Finance and Administration Cabinet.

Amends various sections of KRS Chapter 42, KRS 45.990, 45A.045, 45A.540, 156.076, 197.210, and 424.260, relating to the organization of the Finance and Administration Cabinet, to establish a Customer Resource Center in the Office of Secretary; creates a Division of Surplus Property; renames existing divisions; confirms Executive Order 98-1132 as amended by Executive Order 99-486.

HB 96

AN ACT relating to establishment of the Kentucky Tobacco Settlement Trust Corporation.

Creates a new section of KRS Chapter 248 and amends KRS 12.020 and 42.016 to create the Kentucky Tobacco Settlement Trust Corporation; defines the corporation's membership, powers, and duties; specifies that members of the board shall not receive compensation for their services; confirms Executive Order 99-1000.

HB 97

AN ACT relating to reorganization.

Amends various sections of the KRS to change the name of the Coal Marketing and Export Council to the Kentucky Coal Council; confirms Executive Order 98-1049.

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HB 98

AN ACT relating to reorganization.

Amends KRS 11.182, relating to the Kentucky Appalachian Commission, to increase its membership from 45 total members to 48 total members by adding the president of the Council on Postsecondary Education, the president of the Kentucky Community and Technical College System, and a member representing the Community Action Agencies of Appalachian Kentucky; confirms reorganization Executive Order 99-42, dated January 12, 1999.

HB 99

AN ACT relating to reorganization.

Creates a new section of Subchapter 10 of KRS Chapter 224 to establish the Office of Inspector General within the Office of the Secretary of the Natural Resources and Environmental Protection Cabinet; directs it to be headed by an executive director; establishes its duties; directs that the new office be composed of organizational entities deemed appropriate by the secretary of the Natural Resources and Environmental Protection Cabinet; amends KRS 12.020 to conform; includes non-codified section to abolish the Central Investigation Section within the Office of Legal Services; confirms Executive Order 99-413, dated March 30, 1999, to the extent it is not otherwise confirmed or superseded by this Act.

HB 100

AN ACT relating to special military-related license plates.

Repeals and reenacts KRS 186.041, relating to license plates for disabled veterans, to combine into one section the provisions for disabled veterans, Congressional Medal of Honor recipients, Purple Heart, P.O.W., Pearl Harbor, National Guard, Civil Air Patrol, Coast Guard, active, retired, reserve, and veteran plates, and permits members of the Coast Guard Auxiliary and members of the Merchant Marines with service between 12/7/41 and 8/15/45 to also be eligible for the special plate; allows a veteran's widow to obtain the special plate; makes provisions uniform for all military license plates; reduces initial and renewal licensing fees and provides for the special military-license plate to be a 5 year license plate; provides for \$5 of the \$17 state fee paid when initially purchasing the special military-related license plate to go toward funding the Kentucky veterans' program trust fund established under KRS 40.460(2)(b); permits a person to donate \$5 to the veterans' program trust fund when annually renewing the special plate; renames the active, retired, reserve, and veteran license plate the "Uniformed Services" license plate; provides for the plate to be renewed annually during the applicant's birth month, except for disabled veterans who continue to renew each July 31; creates a new section of KRS Chapter 189, relating to traffic regulations, to move Congressional Medal of Honor recipients, and disabled veteran parking privileges from Chapter 186 to Chapter 189; repeals KRS 186.044, 186.1701, 186.1702, 186.173, 186.731, 186.1732, 186.182, and 186.1861; requires the Transportation Cabinet to refund any application fees being held for U.S. Veteran license plates.

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HB 103

AN ACT relating to reorganization.

Amends KRS 15.728, KRS 12.020, and various sections of KRS Chapter 238 to create the Department of Charitable Gaming within the Public Protection and Regulation Cabinet, including the Office of General Counsel, which reports to the commissioner, the Division of Licensing and Compliance, and the Division of Enforcement; abolishes the Division of Charitable Gaming in the Justice Cabinet and transfers all personnel, files, equipment, and funding to the new department; amends the definition of bingo to include "electronic or mechanical representations" and "card-minding device representations"; clarifies definition of charity fundraising event; allows a charitable organization to make a one-time donation of supplies and equipment to another charitable organization; defines "chairperson," "year," and "card-minding machine"; vests departmental investigators with police powers limited to enforcement of charitable gaming and others laws related to charitable gaming; prohibits chairman of the Charitable Gaming Advisory Committee from serving more than two consecutive one-year terms; clarifies that disqualifying criminal convictions apply to license holders as well as applicants; increases the manufacturer's license fee from \$500 to \$1,000 per year; raises the threshold amount at which a charitable organization must be licensed to conduct charitable gaming from \$15,000 to \$25,000 per year; exempts organization or group of individuals not meeting licensing requirements from notification and reporting requirements when holding a raffle if the organization or individuals donate all proceeds to charitable organization and the raffle does not gross more than \$150; permits the group or organization to have up to 3 such raffles; simplifies the exemption notification process; requires an annual report from exempt organizations; defines "reasonable progress in accomplishing its charitable purposes"; allows a charitable organization to place its license in escrow; clarifies that net receipts retained by a charitable organization must be spent for charitable purposes and may not inure to the benefit or financial gain of any individual; allows a charitable organization to deduct all taxes paid before calculating its retention rate; restructures the penalties imposed on charities falling below 40% to emphasize probation and financial rehabilitation; permits penalized charities to apply for reconsideration under new penalties; prohibits an advertisement for a bingo session from advertising prizes in excess of \$5,000; allows a charitable organization to provide card-minding machines for players; limits the prizes paid at a bingo played at a charity funding event to \$5,000 for the entire event; prohibits persons under age 18 from playing bingo at a charity fundraising event unless accompanied by a parent or guardian; requires a charitable organization to establish a "charitable gaming account" at a Kentucky bank and prohibits the issuance of checks from this account to "cash" or "bearer"; requires licensed and exempt organizations to maintain records in their place of business in Kentucky for a period of three years; makes failure to file reports grounds for revocation or denial of a license; limits reporting of donated prizes to those in excess of \$50; prohibits a charitable organization from expending net receipts to form, maintain, or operate a labor organization; permits the department to deny a license to an applicant that has failed to pay a fine; allows the history of previous violations to be considered in imposing an administrative sanction; stipulates that service of notification is complete upon failure or refusal to accept delivery; allows the department to impose disciplinary action for failure

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to remit the charitable gaming fee in a timely manner; adds a noncodified section directing the Interim Joint Committee on Licensing and Occupation to study various charitable gaming issues during the 2000-2001 interim; confirms Executive Order 98-905.

HB 105

AN ACT relating to reorganization.

Confirms Executive Order 98-1247 which amends Executive Order 98-1050 relating to the Public Protection and Regulation Cabinet, Office of Petroleum Storage Tank Environmental Assurance Fund, which: creates the Division of Legal Services to be headed by a General Counsel appointed by the Secretary and approved by the Governor pursuant to KRS 12.050 and KRS 12.210; creates the Division of Administrative Operations to be headed by a Division Director appointed by the Secretary pursuant to KRS 12.050; creates the Division of Technical Operations to be headed by a Division Director appointed by the Secretary pursuant to KRS 12.050.

HB 106

AN ACT relating to reorganization.

Confirms Executive Order 98-1566 relating to the Public Protection and Regulation Cabinet, Kentucky Racing Commission, that: creates the Division of Racing/Security to provide supervision and oversight functions of horse racing in accordance with KRS Chapter 230; abolishes the Division of Thoroughbred Racing, the Division of Standardbred and Quarter Horse Racing, and the Division of Security, transferring all personnel, records, files equipment, and funds to the Division of Racing/Security.

HB 107

AN ACT relating to reorganization.

Confirms Executive Order 99-37 relating to the Public Protection and Regulation Cabinet, Department of Insurance, that: creates the Division of Health Insurance Policy and Managed Care to be headed by a director, appointed pursuant to KRS 12.050 and KRS 304.2-060; changes the name of the Life and Health Division to the Life Insurance Division, this division to be headed by a director appointed pursuant to KRS 12.050 and KRS 304.2-060; specifies that the newly created Division of Health Insurance Policy and Managed Care, and the renamed Life Insurance Division shall be composed of such personnel, equipment, files, and funding as may be set forth by administrative order of the Department of Insurance, in accordance with Executive Order 99-37.

HB 108

AN ACT relating to reorganization.

Reorganizes the Transportation Cabinet to confirm Executive Order 98-1596 which creates or reaffirms the following organizational structure within the Transportation Cabinet: the Office of the Secretary, Department of Vehicle Regulation, Department of Rural and Municipal Aid, Department of Fiscal Management, Department of Administrative Service, Department of Human Resources Management, Office of

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Public Affairs, Office of Policy and Budget, Office of Transportation Delivery, Office of General Counsel and Legislative Affairs, and the Department of Highways, including the Office of Program Planning and Management, Office of Project Development, Office of Construction and Operations, Office of Intermodal Programs, and the Highway District Offices One through Twelve; amends KRS 12.020, 174.016, 174.020, and 174.025 to conform; repeals KRS 174.015.

HB 109

AN ACT relating to reorganization.

Confirms Executive Order 99-1199 which creates the position of General Counsel within the Department for Local Government.

HB 110

AN ACT relating to reorganization.

Amends KRS 227.205, relating to the Public Protection and Regulation Cabinet, Department of Housing, Buildings and Construction; confirms Executive Order 99-1198, which creates the Division of Heating, Ventilation and Air Conditioning (HVAC).

HB 113

AN ACT relating to election precincts.

Amends KRS 117.055 to prohibit election precinct lines from crossing aldermanic ward boundaries.

HB 118

AN ACT relating to special license plates for colleges and universities.

Creates a new section of KRS 186.186 to 186.187, regarding special license plates, to establish an independent collegiate license plate, set forth design characteristics, establish additional fees of \$10 for initial plate and \$10 for renewal, and provide that additional fees be sent to the Kentucky Association of Independent Colleges and Universities for distribution to the general scholarship funds of the Association's members; amends KRS 186.185, relating to collegiate license plates, to increase the initial fee collected for the general scholarship fund of a public university from five dollars to ten dollars; provides for a new fee of ten dollars to be collected annually on the renewal of a collegiate license plate and paid to the general scholarship fund of the public university whose name is borne on the plate.

HB 120

AN ACT relating to underground facility damage prevention.

Amends KRS 367.4903 to clarify various definitions and remove the term "mechanized equipment"; amends KRS 367.4909 to require operators of underground facilities to notify a requesting party that he has no facilities in the proposed work area to be marked, or that extraordinary circumstances have made the operator unable to mark his facilities within 2 business days as required; changes the marking color code to conform to the American Public Works Association color code; amends KRS 367.4911 to limit the size of each work site for which an excavator requests marking to a length of 2000 feet in

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most circumstances; requires each excavator to notify the protection notification center separately and to give all relevant information, including the notification ID, to the workers on the site; requires an excavator to notify the protection notification center if the excavator finds evidence of an unmarked facility; requires the excavator to use extra precautions when excavating close to a marked facility, and, for an ongoing project, to request remarking every 21 days, or if the plan changes or if markers no longer are visible; amends KRS 367.4913 to require the protection notification center to issue to the excavator an ID number for each excavation or demolition location; amends KRS 367.4915 to except utility operators or their subcontractors, excavators on private property using hand tools, and railroad maintenance workers from the notification and marking requirements; amends KRS 367.4917 to set criminal penalties for not complying with selected provisions of KRS 367.4905 to 367.4913, replacing civil penalties.

HB 123

AN ACT relating to the designation of the official rock of Kentucky.

Creates a new section of KRS Chapter 2 to designate Kentucky agate the official rock of Kentucky.

HB 126

AN ACT relating to sick leave for public school teachers and employees.

Amends KRS 161.155 to include daughters-in law, sons-in-law, brothers, and sisters in the definition of "immediate family" for the purposes of granting sick leave or providing sick leave donations to a teacher or employee to attend to a member of the immediate family who is ill, or to mourn a member of the immediate family who has died.

HB 127

AN ACT relating to the disposition of real and personal property by counties.

Amends KRS 67.080 to specify that the disposition of real and personal property be done in accordance with Section 2 of this Act; creates a new section of KRS Chapter 67 to require that excess real and personal property, in order to be sold, have a written statement of disposition made, and either transferred to another government entity, or sold at public auction, or be sold by sealed bid, if possible, and if not, then be disposed of in any suitable manner and requires advertising pursuant to KRS 424.130(1)(b) prior to disposition of surplus real and personal property by public auction, electronic auction, or sealed bid.

HB 129

AN ACT relating to durable powers of attorney.

Amends KRS 386.093 to permit a durable power of attorney to authorize the attorney in fact to make a gift of the principal's real or personal property to the attorney in fact or to others if the intent of the principal to do so is unambiguously stated on the face of the instrument.

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HB 130

AN ACT relating to private data.

Creates a new section to KRS Chapter 61.870 through 61.884 to prohibit any public agency from selling private wage data to any bank, creditor, or any other person; provides exemptions from the provisions; provides that public agencies may charge copying and service fees for providing the information; permits the exchange of information among public agencies for any authorized purpose; VETOED.

HB 136

AN ACT relating to public school volunteers.

Creates a new section of KRS Chapter 161 to require state criminal records checks of adult volunteers in public schools who have contact with students on a regularly scheduled or continuing basis, or who have supervisory responsibility for children and to provide orientation materials to volunteers; amends KRS 161.044 to conform; permits the local school boards to pay costs of criminal records checks from local funds and donations from any source including volunteers; requires that a request for a school volunteer criminal records check be submitted on a form or through a process approved by the Justice Cabinet or the Administrative Office of the Courts.

HB 137

AN ACT relating to the Kentucky Long-Term Policy Research Center.

Amends KRS 7B.030 to allow the board to remove members who miss three consecutive meetings by a majority vote of the members at a regularly scheduled meeting in which a quorum is present; requires that a vacancy caused by the removal of a member be filled in the same manner as the initial appointments were made; deletes the provision regarding the initial membership appointments; allows the board to fill a vacancy if it has not been filled within thirty days by the appointing authority.

HB 139

AN ACT relating to veterans.

Repeals KRS 36.300, 36.310, 36.330, 36.340, 36.350, 36.355, 36.360, and 36.370 relating to veterans' affairs and veterans' nursing homes, and, except for conforming amendments, reenacts the statutes without change in KRS Chapter 40; repeals KRS 194.225 which transferred veterans' affairs functions from the Department for Human Resources to the Center for Veterans' Affairs.

HB 141

AN ACT relating to police radios.

Amends KRS 432.570, relating to possession of police radios, to permit possession by paid or volunteer fire or public emergency medical services personnel with the written permission of the chief of the fire department or the ambulance service director and written permission of law enforcement agencies whose frequencies are being monitored in order to authorize possession of radios capable of receiving those frequencies.

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HB 142

AN ACT relating to members of boards of education.

Amends KRS 160.280 to increase the per diem and maximum amount of expenses to be reimbursed for members of local boards of education.

HB 143

AN ACT relating to relocated cities.

Amends KRS 81.380 to allow a city that has relocated to change its name; allows any person objecting to renaming a relocated city to present a petition objecting to the renaming by getting the signatures of at least twenty-five percent of the registered voters in the city stating their objection; provides that if a petition is signed by at least twenty-five percent of the registered voters in the city, then the county clerk must verify the signatures; requires at least two but no more than four potential names for the relocated city to be placed on the ballot as possible names for the relocated city.

HB 144

An Act relating to services for persons with mental retardation and other developmental disabilities, and declaring an emergency.

Creates new sections of KRS Chapter 210 to declare legislative intent; creates Kentucky Commission on Services and Supports for Individuals with Mental Retardation and Developmental Disabilities and establishes membership; requires commission to meet at least quarterly during 2000-2001 biennium and at least biennially thereafter; requires commission to serve in advisory capacity to advise the Governor and General Assembly on needs of persons with mental retardation and other developmental disabilities, to develop a statewide strategy, to assess need for services, to evaluate effectiveness of public and private agencies, to develop a 10 year plan; requires secretary of health services to present plan to Governor and General Assembly within 6 months of effective date; requires commission to review plan annually and make updates; establishes sunset provision for the commission 4 years after effective date; creates new sections of KRS Chapter 205 to define "supports for community living waiver program" and "slots"; requires Department for Medicaid Services to develop and implement flexible reimbursement and payment strategies, to allocate slots to the 14 community mental health regions based on the percentage of total populations, to reallocate underutilized slots, and to promulgate administrative regulations; amends KRS 347.010 to state legislative intent to require inter and intra-agency planning and evaluation and funding strategies that promote the development of community-based services and supports; EMERGENCY.

HB 147

AN ACT relating to the issuance of bonds for low cost housing by the Kentucky Housing Corporation.

Amends KRS 198A.090 relating to the provision of funding for low cost housing to increase the bonded debt ceiling of the Kentucky Housing Corporation from \$1.125 billion to \$2.5 billion.

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HB 148

AN ACT relating to assisted living communities.

Creates new sections of 194A to require certification of assisted living communities by the Office of Aging Services; defines "activities of daily living", "assistance with self-administration of medication", "assisted living community", "client", "danger", "health services", "instrumental activities of daily living", "living unit", "mobile nonambulatory", and "office"; establishes physical requirements of the community and required services; permits clients to contract or arrange for additional services to be provided by individuals outside the assisted living community, if permitted by the community's policies; requires an assisted living community to inform clients regarding policies relating to contracting or arranging for additional services upon entering into a lease agreement; requires communities to assist any resident to find appropriate living arrangements upon a move-out notice and to share information on alternative living arrangements provided by the Office of Aging Services; prohibits any business from operating or marketing its services as an assisted living community without having a current application for certification on file or receiving certification; requires the Office of Aging Services to determine the feasibility of recognizing accreditation by other organizations in lieu of certification; requires the Cabinet for Health Services to promulgate an administrative regulation to establish procedures related to applying for, reviewing, approving, denying, or revoking certification, as well as to the conduct of hearings upon appeals; requires an initial and annual certification review with an on-site visit; requires personnel that conduct certification reviews to have the skills, training, experience, and ongoing education to perform certification reviews; authorizes the cabinet to assess a certification review fee of twenty dollars (\$20) per living unit that in the aggregate is no less than three hundred dollars (\$300) and no more than one thousand six hundred dollars (\$1,600); requires the Office of Aging Services to submit a yearly breakdown of fees assessed and costs incurred for conducting reviews; authorizes the office to request any additional information or conduct additional on-site visits; requires the Office of Aging Services to report any alleged or actual cases of health services being delivered by the staff of an assisted living community; requires staff to report abuse, neglect, or exploitation; identifies client criteria; establishes the content required in the lease agreement and disclosure; requires the lease agreement to contain provisions for assisting any client that has received a move-out notice to find appropriate living arrangements prior to the move-out date; requires grievance policies to address confidentiality of complaints and the process for resolving grievances; requires an assisted living community to provide consumer education materials to the public or refer the request for information to the Office of Aging Services; establishes staffing requirements; establishes orientation and inservice education requirements for employees; exempts assisted living communities open or under construction on or before the effective date of this Act from the requirement that each living unit be at least two hundred (200) square feet and have a bathtub or shower; establishes penalties for operating or marketing as an assisted living community without having a current application on file or being certified; exempts religions orders from certification requirements; prohibits businesses that do not provide assistance with activities of daily living or assistance with self-administration of medications from certification; requires the office to provide written

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correspondence to any lender, upon request, to denote whether the architectural drawings and lease agreement conditionally met certification requirements; permits the office to charge a fee of no more than two hundred fifty dollars (\$250) for the written correspondence to the lender; amends KRS 216.785 to define "assisted living community"; amends KRS 216.789 and 216.793 to require a criminal record check for initial employment in an assisted living facility; repeals KRS 209.200.

HB 156

AN ACT relating to concealed deadly weapons.

Amends KRS 237.110 relating to concealed deadly weapon licenses to specify that all retired police, rather than some retired police, meet the training requirement; specify that a person denied a concealed deadly weapons permit has 90 days to appeal the denial; adds being under indictment as a disqualifying condition for applying for a concealed deadly weapon license; deletes provision permitting pastors and church officers to carry concealed deadly weapons in church; extends a license to carry a concealed firearm to expire in five years rather than three years.

HB 157

AN ACT relating to character education.

Creates a new section of KRS Chapter 158 to define "character education"; amends KRS 158.645 to add core values and qualities of good character to make moral and ethical decisions in life to the capacities students shall be allowed and assisted to acquire by the system of public education; amends KRS 158.6451 to require schools to develop their students' ability to become self-sufficient individuals of good character; requires the Kentucky Board of Education to include strategies to incorporate character education throughout a school's curriculum in the state model curriculum framework; amends KRS 156.095 to add strategies to incorporate character education throughout a school's curriculum to the areas that may be covered by optional professional development programs provided by the Kentucky Department of Education; amends KRS 158.060 to specify that character education programs and activities shall be considered as components of actual school work constituting a school day; amends KRS 158.445 to add the development of core values and qualities of good character to the list of training needs for students to be included in school safety and student discipline assessments.

HB 158

AN ACT relating to property taxes.

Amends KRS 132.810 to extend the homestead tax exemption for totally disabled persons to include totally disabled persons who die before the end of the taxable year; deletes requirement that totally disabled persons reapply for the exemption every year.

HB 160

AN ACT relating to the Department of Law.

Creates a new section of KRS Chapter 15 and amends KRS 15.010 to create the Financial Integrity Division in the Department of Law; directs the division to investigate illegal redemption of food stamps, illegal distribution of counterfeit merchandise, and

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personal identity theft and fraud; confirms Executive Order 98-04 issued by the Attorney General on October 1, 1998.

HB 161

AN ACT relating to speech-language pathology.

Creates a new section of KRS 161 to authorize the Education Professional Standards Board to issue two levels of certification for teachers of exceptional children/communication disorders, a bachelor's level and master's level; permits a speech language pathology assistant to continue to work under the provisions of KRS Chapter 334A, or pursue teacher certification; requires participation in the beginning teacher internship program; requires bachelor's level teachers of exceptional children/communication disorders to work under the professional requirements for speech-language pathology assistants; permits a speech language pathology assistant under certain conditions to substitute prior professional experience for student teacher and beginning teacher internship requirements; specifies that a teacher of exceptional children/communication disorders shall receive teacher salary and benefits; creates a new section of KRS Chapter 164 to require postsecondary institutions with speech-language pathology and teacher education programs to align programs of studies, increase the number of qualified students in programs, and provide expanded educational opportunities for speech-language pathology assistants; amends KRS 161.030 include a speech language pathologist on the beginning teacher committee; amends KRS 334A.020 to change the delegated tasks and prohibited activities for speech-language pathology assistants and require that a supervisor of a speech-language pathology assistant or bachelor's level teacher of exceptional children/communication disorders must be a speech-language pathologist or master's level teacher of exceptional children/communication disorders; amends KRS 334A.035 and KRS 334A.060 to make technical changes; amends KRS 334A.033 to specify the levels of supervision required for speech-language pathology assistants, based on years of experience and supervisor approval; clarifies language regarding the coordination and delegation of tasks between a supervisor and a speech-language pathology assistant.

HB 164

AN ACT relating to compensation for returning fugitives from justice.

Amends KRS 440.090 and 440.380, relating to compensation for the return of fugitives from justice, to require that reimbursement for expenses incurred in the return of a fugitive be made from the State Treasury to the extradition agent's employer instead of to the agent directly.

HB 165

AN ACT relating to kinship care for children.

Amends KRS 605.120 to establish a kinship care program to provide a more permanent placement with a relative in lieu of placement of a child in foster care due to abuse, neglect, or death of both parents; requires administrative regulations to include eligibility requirements, payment rates, and services to the caregiver and the child;

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amends KRS 610.010(6) to permit District Court to make awards of custody for kinship care.

HB 166

AN ACT relating to child support.

Amends KRS 405.435 to comply with federal law by requiring employers to report information on each newly hired employee rather than just those earning more than \$300 per month and over age 18 years.

HB 168

AN ACT relating to child support.

Amends KRS 405.467 to comply with federal law by requiring that all support orders for child support be subject to orders for withholding of earnings rather than just those issued prior to October 1, 1994.

HB 170

AN ACT relating to child protection.

Amends KRS 600.020 to include in the definition of child abuse and neglect that the parent has failed to make progress toward goals under a court-approved plan and child remains in foster care for fifteen (15) of the past twenty-two (22) months; adds a definition of aggravated circumstances that do not require cabinet to perform reasonable effort to reunify the family; amends KRS 610.010 to permit district court jurisdiction over child custody in a case before the district court; amends KRS 610.125 replace "dispositional review" with "permanency hearing"; adds that the court must consider placement with permanent custodian or other planned permanent living arrangement; permits the court to redocket case to review progress of permanency plan; creates a new section of KRS 610 to specify circumstances where cabinet is not required to perform reasonable efforts to reunify families that includes aggravated circumstances, criminal convictions relating to death and assault, parental rights terminated on another child, pattern of alcohol or drug abuse, mental illness or mental retardation that places the child at risk, or other circumstances; amends KRS 620.027 to permit district court jurisdiction over child custody in a case before the district court; amends KRS 625.090 to allow aggravated circumstances and reasonable efforts to be considered in termination of parental rights cases.

HB 175

AN ACT relating to farm safety.

Amends KRS 247.406 to increase from \$1,000 to \$2,000 the amount the Department of Agriculture shall grant to eligible counties toward their farm safety programs, if funding is available.

HB 176

AN ACT relating to revenue and taxation.

Amends KRS 141.010 to update the Internal Revenue Code reference date; creates a new section of KRS Chapter 143A to provide that limestone used to

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manufacture cement by an integrated miner and cement manufacturer shall be taxed at \$0.14 per ton; amends KRS 141.080 to make technical corrections.

HB 177

AN ACT relating to the use of information technology in the delivery of health services.

Amends KRS 45A.605 to provide for the provision of telehealth; creates a new section of KRS Chapter 11 to create 7 member Telehealth Board to be staffed by Office of the Governor; provides for board membership; requires board to recommend processes and procedures for the switching and running of the telehealth network; permits board to develop a telehealth network with various training sites at the University of Kentucky's and University of Louisville's respective medical schools, including sites at pediatric-affiliated hospitals at the University of Kentucky and the University of Louisville, and with up to 25 rural sites, and additional sites at health departments, based upon available funding and criteria established by board; amends KRS 205.510 to define "chiropractor", "health professional", "other persons eligible for medical assistance", "telehealth consultation", and "third party"; creates a new section of KRS 205.510 to 205.630 to provide for Medicaid reimbursement of telehealth consultation by a Medicaid-participating practitioner if the consultation occurs within the network, require analysis report on telehealth reimbursement, and require Department for Medicaid Services to establish reimbursement rates for consultations; creates a new section of KRS Chapter 211 to permit Department for Public Health to develop local health department programs for telehealth; amends KRS 304.17A-005 to define "telehealth"; creates a new section of KRS Chapter 304.17A to require a health benefit plan to reimburse for a service provided through the telehealth network if the service would otherwise be covered, and to permits the insurer to provide coverage for a telehealth consultation that is not provided in the network; amends KRS 311.550 to define "telehealth"; creates a new section of KRS 311.530 to 311.620 to require a physician who participates in telehealth to obtain informed consent of patient, and to require the board to promulgate administrative regulations to prevent fraud and abuse through telehealth, to prevent fee-splitting, and to permit utilization of telehealth in medicine and continuing medical education; creates new sections of various chapters to provide that administrative regulations on telehealth be written by boards governing dietitians and nutritionists, optometrists, chiropractors, dentists, nurses, respiratory care practitioners, psychologists, occupational therapists, physical therapists, speech-language pathologists and audiologists, social workers, and marriage and family therapists; amends KRS 197.020 to authorize the Department of Corrections to promulgate administrative regulations to implement a program that provides for reimbursement of telehealth consultation; provides for Medicaid provisions to take effect on July 15, 2001; provides for health benefit plan provisions to take effect for policies issued on or after July 15, 2001.

HB 178

AN ACT relating to early mathematics placement testing.

Creates new sections of KRS Chapter 158 to establish the Kentucky Early Mathematics Testing Program as a voluntary program to inform high school students in

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private and public schools of their level of knowledge relative to postsecondary standards in order to encourage additional study and reduce remediation; provides the testing program as a computer website-based program to be developed and conducted by a public university that shall be selected by the Council on Postsecondary Education by September 1, 2000; requires the testing program to be available to all Kentuckians for self-evaluation; requires the program to develop and adopt appropriate tests, permit testing at school or home, transmit electronically test scores and diagnostic information to participating schools, provide specified information to student's choice of colleges, and encourage postsecondary education institutions to communicate to students encouragement for additional study or congratulation on test score; requires the public university to report annually on the effects of the program.

HB 180

AN ACT relating to postsecondary education prepaid tuition and making an appropriation therefor.

Creates new sections of KRS 164A and 41 to create the Commonwealth Postsecondary Prepaid Tuition Trust Fund to be governed by a board of directors and administered by an office in the Office of the State Treasurer; establishes a board composed of 11 voting members, including 3 appointed by the Governor and 3 appointed by the State Treasurer, and five ex officio members to administer the fund with the executive director of the Higher Education Assistance Authority or designee as a nonvoting member; requires the public universities, community colleges, and technical colleges to participate; permits other accredited Kentucky colleges to voluntarily participate in the program with board approval; establishes the duties of the board of directors and the responsibilities of the State Treasurer regarding the prepaid tuition program; permits transfer of the abandoned property fund under KRS 393 for the administrative account and requires funds be paid back within 3 years of the date of transfer; identifies the use of prepaid tuition; defines the processes for termination of prepaid tuition contracts and refunds; requires the board of directors to promulgate administrative regulations; amends KRS 164.746 to add the State Treasurer to the board of directors for the Kentucky Higher Education Assistance Authority; requires joint marketing of the prepaid tuition program and the Kentucky Savings Plan Trust; creates a new section of KRS 393 to earmark 75% of the abandoned property fund to support any trust fund unfunded liability; establishes the academic year 2001-2002 as the first year for purchase of prepaid tuition; provides that after four years the fund shall be transferred from the Treasury to the Higher Education Assistance Authority unless the General Assembly decides that the administration of the fund shall remain with the Treasurer; provides that tuition contract payments shall not be made in real or personal property other than cash and shall not exceed the prepaid tuition and may be made in lump sum installments; provides that the purchaser shall designate a qualified beneficiary at the time the purchaser enters into a contract; provides that the purchaser shall not directly or indirectly control the investments of the prepaid tuition account; provides that the prepaid tuition contract not be pledged as security and that the prepaid contract does not constitute a security or annuity; clarifies refunds upon termination of a prepaid tuition contract; provides that the Treasurer and board of the Kentucky Higher Education

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Assistance Authority shall work together to jointly market, as appropriate, the Commonwealth Prepaid Tuition Plan and the Kentucky Savings Plan.

HB 181

AN ACT relating to waiver of tuition fees for dependents of veterans.

Amends KRS 164.505 to waive tuition at state-supported schools for dependents of any veteran who was killed while on active duty, including those who served in the Reserves or National Guard; makes stepchildren eligible dependents; provides limited tuition benefits for dependents of deceased veterans who served during wars or national emergencies and were honorably discharged; amends KRS 164.515 to include stepchildren as eligible dependents in the waiver of tuition for dependents of veterans with a service connected disability; makes dependents of disabled veterans who were injured while on active duty, with or without wartime service eligible for tuition waiver.

HB 182

AN ACT relating to reorganization.

Amends KRS 439.320 to create the position of executive director to the Parole Board and assign duties; amends KRS 439.302 to remove the chairman of the Parole Board from the Commission on Corrections and Community Service; confirms Executive Order 99-1329.

HB 183

AN ACT relating to reorganization.

Confirms Executive Order 99-1325, dated September 27, 1999, relating to the Department of Juvenile Justice, which creates the Division of Staff Development and abolishes the Division of Detention Programs and the Division of Educational Services, which is referenced in the order as the Division of Education Services; changes the name of the Division of Quality Assurance to the Division of Program Services, which assumes the duties of the abolished Division of Educational Services, as provided in amended KRS 15A.067.

HB 184

AN ACT relating to reorganization.

Confirms Executive Order 99-1311, dated September 22, 1999, which creates the Office of the Public Advocate within the Department of Public Advocacy; specifies that the Office of the Public Advocate shall consist of the public advocate, the deputy public advocate, the general counsel, and other policy-making positions as deemed necessary.

HB 186

AN ACT relating to registered nurses.

Amends KRS 314.181 to permit a registered nurse to determine death in a hospital or nursing facility for patients whose circulation and respiration are not being artificially maintained; requires the nurse to notify the patient's physician according to the hospital's or facility's policy.

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HB 192

AN ACT relating to state leasing.

Amends KRS 48.111 to authorize a lease over \$200,000 to be effective though not included in the current biennial budget, if the lease was originally under \$200,000 and then renewed after competitive bidding; allows lease to remain in effect until the next biennial budget report, at which time it shall be authorized or canceled; places a cap of two hundred and fifty thousand dollars (\$250,000) on the amount that a state lease may be allowed to be reauthorized even though it is not specifically listed in the branch budget bill.

HB 193

AN ACT relating to state leasing.

Amends KRS 56.803 to require all agency employees directly involved with a site evaluation or lease negotiation to certify in writing that they are aware or unaware of circumstances that may constitute a violation of KRS 56.800 to 56.823; requires the Department for Facilities Management to inform state agencies of the legal requirements concerning lease certification on an annual basis.

HB 194

AN ACT relating to state leasing.

Amends KRS 56.800 to clarify jurisdiction of the Finance and Administration Cabinet when it comes to leasing property by the Commonwealth; amends KRS 56.803 to change certain time frames for leasing of space; amends KRS 56.8035 to require leased property to last for a minimum of thirty (30) years, and to meet all applicable building code and safety requirements; amends KRS 56.806 to allow the Commonwealth to cancel a lease on thirty (30) days' written notice.

HB 202

AN ACT relating to inherited metabolic disease.

Amends KRS 205.560 to require medical coverage for special medical formulas for treatment of inherited metabolic disease if those formulas and products are not covered under any public or private health benefit plan, and lists the various inherited metabolic diseases to be covered; amends KRS 213.141 to increase birth certificate copy fee from \$9 to \$10 and to require \$1 fee to provide coverage for inherited metabolic disease products to uninsured children; amends KRS 214.155 to require the Cabinet for Health Services to make available to families the names and addresses of health care providers when infants test positive for inborn errors of metabolism; creates new section of Subtitle 17A of KRS Chapter 304 to require coverage of newborn child from the moment of birth for the listed medically diagnosed inherited metabolic diseases; establishes a time period of 31 days after the date of birth to pay the required fees or premiums necessary; requires coverage for inherited metabolic disease food prescriptions and formulas, and permits a health benefit plan to impose a cap of \$4,000; excludes coverage under this section for lactose intolerance, protein intolerance, food allergy, food sensitivity, or any other condition or disease not indicated.

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HB 203

AN ACT relating to agricultural districts.

Amends and creates sections of KRS Chapters 262 and 74, relating to soil and water conservation and water districts, respectively, to allow the owner of land in an agricultural district that would be benefited by the extension of a water district water line to defer payment of the costs assessed against the land for the extension until the land is removed from the agricultural district.

HB 204

An Act relating to child protection.

Amends KRS 620.040 to require Cabinet for Families and Children to perform investigation or assessment of all reports of child abuse or neglect; permits referral to other agencies when indicated by assessments; requires cabinet to retain all reports of suspected sexual abuse; requires cabinet to participate in investigations of noncustodial abuse at the request of law enforcement; permits information about reporting source to be shared with law enforcement agencies, agency designated to investigate or assess reports, or by court order after court review of case record and finding of reason to believe reporting source knowingly made a false report.

HB 205

AN ACT relating to the Consumers' Advisory Council.

Amends KS 367.130 to change the terms of the members of the Consumers' Advisory Council from 1 year to 3 years; institutes staggered 3 year terms with appointments made after July 1, 2000.

HB 208

AN ACT relating to organ donation.

Creates a new section of KRS Chapter 311 to prohibit family members and any health care surrogate from modifying the decedent's wishes or denying an anatomical gift from being made if the deceased has made an anatomical gift by signing the designated portion on the back of the operator's license or directing the gift as a part of a living will directive, unless the gift has been revoked.

HB 209

AN ACT relating to economic development.

Amends KRS 154.22-040 to extend Kentucky Rural Economic Development Assistance to a company located in a regional industrial park that receives a Local Government Economic Development grant and benefits two or more counties, with accounts in the local government economic development fund, and has a combined average unemployment rate of the partnering counties exceeding the statewide unemployment rate in the most recent five consecutive years; amends KRS 154.22-050 to conform; amends KRS 154.29-050 to allow the provisions of a tourism development agreement to begin no later than three years from the final date of approval of a project; VETOED.

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HB 213

AN ACT relating to the personal care assistance program.

Amends KRS 205.925 to expand the personal care assistance program to cover 200 or more severely physically disabled adults, as provided by the state executive branch budget bill.

HB 214

AN ACT relating to reorganization.

Confirms Resolution/Executive Order 98-1, relating to the Economic Development Partnership, Cabinet for Economic Development, which abolishes the Information Resources Section in the cabinet's Department of Administration and Support and creates the Office of Information Resources within that same department; amends KRS 154.12-222 to conform.

HB 215

AN ACT relating to reorganization.

Confirms Resolution/Executive Order 99-1, relating to the Economic Development Partnership, Cabinet for Economic Development, which renames the Department of Job Development within the cabinet as the Department for Business Development; requires all personnel, equipment, files, funding, duties, responsibilities, and obligations to remain in effect as a part of the renamed Department for Business Development.

HB 216

AN ACT relating to hunting and fishing licenses.

Amends KRS 150.175 to allow individuals deemed disabled by the Kentucky Teachers' Retirement System to hunt and fish in Kentucky under a senior/disabled license.

HB 218

AN ACT relating to charitable health care providers.

Amends KRS 216.940 definition of charitable health care provider to include persons, agencies, clinics, or facilities engaging in primary care; amends KRS 216.941 to delete requirement for charitable health care providers to submit fifty dollars (\$50) registration fee and information to the Cabinet for Health Services; amends KRS 304.40-075 to delete the limit of \$20,000 for medical malpractice policy premiums for charitable health care providers; specifies that malpractice policy premiums may be paid when the provider does not have malpractice coverage for the provision of charitable health care.

HB 219

AN ACT relating to ophthalmic dispensers

Amends KRS 326.020 to require reimbursement of expenses for members; allows the board to revoke, suspend, or refuse to renew licenses, impose probationary conditions, impose fines, issue written reprimands, enforce the provisions of the chapter, and seek injunctive relief in Franklin Circuit Court; amends KRS 326.030 to require all persons

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practicing ophthalmic dispensing to be licensed; amends KRS 326.040 to impose a \$50 license fee, require a high school diploma or General Educational Development certificate; requires board approval licensing examination; amends KRS 326.090 to allow the board to refuse issuance, suspend, revoke, impose conditions upon, impose fines, or issue written reprimands to licensees who violate the provisions of the chapter; amends KRS 326.990 to set the fine for misdemeanor; amends the chapter to require that a person whose license is denied or a licensee who is reprimanded have the opportunity for a KRS Chapter 13B hearing; repeals KRS 326.050 - Issuance of license to persons in business prior to January 1, 1955 or in Armed Forces.

HB 221

AN ACT relating to a Rails to Trails Program.

Creates a new section of KRS Chapter 147A to establish a railtrail development office with delineated responsibilities within the Department for Local Government; creates a new section of KRS Chapter 277 to allow a railroad corridor to be railbanked under the provisions of state law; creates a new section of KRS Chapter 277 to bring railtrails within the ambit of the state's conservation easement statutes and sets out tax implications therefor; creates a new section of KRS Chapter 277 to forestall inadvertent abandonment of railroad corridors and to allow a railroad to preserve those corridors which have proceeded through the federal regulatory abandonment process; amends KRS 148.690 to set out procedures for the Department of Parks to follow in instances of railroad abandonment; creates a new section of KRS Chapter 174 to require the Transportation Cabinet to publish a map of the Commonwealth's active and abandoned railroad corridors; amends various sections to require notice of railroad abandonments to be forwarded to the state's railtrail development office; amends KRS 411.190 to include railtrail ownership interests and activities within its provisions; amends KRS 511.090 to set out that a person leaving a railtrail to stray onto adjacent private property comes within the purview of the criminal trespass statutes; directs the Department for Local Government to inventory and assess for suitability to conversion to railtrails the Commonwealth's railroad corridors; directs the Legislative Research Commission to reauthorize the Rails-to-Trails Task Force.

HB 222

AN ACT relating to the designation of the Commonwealth's official steam locomotive.

Creates a new section of KRS Chapter 2 designating steam locomotive #152, a 4-6-2 Light Pacific, formerly of the Louisville and Nashville Railroad and restored to operation by the volunteer members of the Kentucky Railway Museum, as the official steam locomotive of the Commonwealth of Kentucky.

HB 231

AN ACT relating to transportation.

Amends KRS 186.675 to provide that privately owned and operated trailers used for the transportation of all-terrain vehicles, wildlife that a person has obtained while hunting, and firearms or other supplies used in conjunction with hunting wildlife shall not

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be required to be registered; amends KRS 189.515 to permit the operation of all-terrain vehicles on two-lane public highways; establishes conditions relating to the driver and vehicle when being operated on a public highway.

HB 232

AN ACT relating to unemployment insurance.

Amends KRS 341.540 to base reserve account of a successor employer on wages paid in the last four (4) calendar quarters.

HB 236

AN ACT relating to vehicle emission testing programs.

Amends KRS 224.20-710, relating to definitions governing vehicle emission testing programs, to exclude motorcycles from the definition of a vehicle; amends KRS 224.20-755, relating to vehicle emission control programs operated by a county, to prohibit county administered programs from inspecting motorcycles; provides for the prohibition on inspecting motorcycles to supersede any local ordinance to the contrary; prohibits all local governments from enacting an ordinance to require vehicle emission inspections of motorcycles; amends KRS 224.20-760, relating to vehicle emission control programs operated by an air pollution control district, to prohibit air pollution control districts administering a vehicle emission control program from inspecting motorcycles; provides for the prohibition on inspecting motorcycles to supersede any local ordinance to the contrary; prohibits air pollution control districts from enacting an ordinance to require vehicle emission inspections of motorcycles; provides for any existing ordinance requiring motorcycles to be inspected under vehicle emission programs to be repealed within 30 days of the effective date of this Act; provides for any local government that fails to repeal an ordinance requiring the inspection of motorcycles to have their authority to administer an emissions program suspended until the offending ordinance is repealed.

HB 237

AN ACT relating to children's advocacy centers.

Amends KRS 431.600 to include children's advocacy center staff among multidisciplinary team members and requires, when in best interest of child, that interviews with child be conducted at children's advocacy center; amends KRS 431.650 to increase membership of Kentucky Multidisciplinary Commission on Child Sexual Abuse to include executive director of Governor's Office of Child Abuse and Domestic Violence Services, one member of a children's advocacy center, and one physician; amends KRS 431.660 to require commission to issue protocol on the role of children's advocacy centers on multidisciplinary teams; amends KRS 620.020 to define "children's advocacy center"; creates a new section of KRS Chapter 620 to authorize secretaries of Cabinets for Families and Children, Health Services, and Justice to make state grants and other fund allocations to assist nonprofit corporations in the establishment and operation of regional children's advocacy centers; establishes criteria for receipt of funds; requires Cabinet for Families and Children to promulgate administrative regulations; amends KRS 620.040 to permit cabinet to participate in an investigation of noncustodial physical abuse at the request of law enforcement; requires cabinet to participate in all investigations of reported

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or suspected sexual abuse of a child; requires interviews with child alleged to have been abused to be conducted at children's advocacy center; amends KRS 620.050 to permit staff from a children's advocacy center to receive report or other information relating to investigation of suspected child abuse.

HB 240

AN ACT relating to reorganization.

Creates a new section of KRS Chapter 12 to create the Office of Early Childhood Development within the Office of the Governor; amends KRS 12.023 to conform; confirms Executive Order 99-1513.

HB 242

AN ACT relating to reorganization.

Amends KRS 151B.030 to create a Division of School Services within the Department for Technical Education within the Workforce Development Cabinet; abolishes the Office of Area Vocational Education and Technology Centers, the Division of School Management, the Division of Curriculum Services, the ombudsman, and the assistant for budget analysis within the Department of Technical Education; requires the commissioner of the Workforce Development Cabinet to appoint an ombudsman; confirms Executive Order 98-1595, as amended by Executive Order 99-1597.

HB 243

AN ACT relating to reorganization.

Amends KRS 36.310 to expand the membership of the Advisory Board for Veterans' Affairs; adds two members to be appointed by the Governor; adds the executive director of the Kentucky Commission on Military Affairs and the adjutant general of the Commonwealth to the membership of the board; confirms Executive Order 99-1588, dated December 3, 1999 and Executive Order 97-1161, dated September 9, 1997; deletes requirement that the Veterans' Advisory Board advise the Governor on the administration of veterans' service programs; deletes requirement that the Veterans' Advisory Board advise the General Assembly on matters relating to veterans' affairs; requires the commissioner of the Department of Veterans' Affairs to advise the Governor and General Assembly on matters relating to veterans' affairs; provides that if HB 139 becomes law, the provisions of the bill will be merged into HB 139.

HB 244

AN ACT relating to a building inspectors training program.

Creates a new section of KRS Chapter 198B to authorize the establishment of a building inspectors training program in the Department for Housing, Buildings and Construction to encourage the establishment of inspection programs in local governments and to encourage the highest levels of certification available for building inspectors; allows department to provide \$150,000 for the running of the program.

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HB 248

AN ACT relating to hazardous duty retirement and declaring an emergency.

Amends KRS 61.592 to provide that the effective date of participation in hazardous duty retirement for all Alcohol Beverage Control officers shall be April 1, 1998, and the employer and employee contributions for the additional time of the coverage shall be paid by the employer; EMERGENCY.

HB 249

AN ACT relating to procurement authority.

Amends KRS 45A.100 to increase from \$20,000 to \$40,000 the cost of construction projects and purchases for which the Finance and Administration Cabinet, state institutions of higher education, and the legislative branch may use small purchase procedures; amends KRS 56.491 to increase from \$125,000 to \$200,000 a state agency's capital construction project expenditure requiring prior approval of the Finance and Administration Cabinet; amends KRS 424.260 to increase from \$10,000 to \$20,000 the minimum expenditure above which local governments are required to make newspaper advertisement for bids; amends KRS 154.47-045 to direct the Finance and Administration Cabinet to provide the Kentucky Wood Products Competitiveness Corporation with a monthly list of state projects in excess of \$50,000 and request a list of suggested vendors from the list when the secondary wood products are in excess of \$50,000.

HB 250

AN ACT relating to motor vehicle dealers, and declaring an emergency.

Amends KRS 190.010, relating to definitions governing motor vehicle sales, to include the term "lease" in the definition of the word "sale"; amends KRS 190.040, relating to grounds for denial, suspension, or revocation of a license, to broaden the entities subject to license suspension or revocation to include manufacturers, factory branch, field representative, officer, agent, or any representative of a motor vehicle manufacturer or factory branch if any of these persons attempt to sell a motor vehicle to anyone other than a licensed motor vehicle dealer; amends KRS 190.045, relating to the cancellation or termination of a franchise, to provide that if a manufacturer notifies a dealer that the dealer's franchise is being terminated, the dealer may continue to attempt to sell the franchise until all of the dealer's appeal rights have been exhausted; amends KRS 190.046, relating to dealer compensation for warranty work, to require a manufacturer or distributor to assume all financial responsibility or warranty work associated with recall repairs or modifications, or factory authorized or directed repairs; limits audits conducted by a manufacturer to a period of one year prior to the date of the audit; amends KRS 190.0491, relating to a dealer's duties concerning vehicles damaged in transit from a manufacturer, to require the dealer to disclose any damages that occurred during transit if the repair or repair estimates exceed \$1,000 rather than the current level of \$300; amends KRS 190.070, relating to prohibited practices by a manufacturer, distributor, factory branch, or factory representative, to prohibit these groups from requiring a dealer to establish or maintain exclusive facilities, personnel, display space, or signage; prohibits requiring a dealer to expand facilities without making available a sufficient supply of new cars to support the expansion; prohibits a manufacturer,

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distributor, factory branch, or factory representative from establishing or maintaining a relationship where their voting rights exceed a simple majority; prohibits them from owning, operating, or controlling a motor vehicle dealership with limited exceptions; prohibits a manufacturer, distributor, factory branch, or factory representative from engaging in specific practices deemed to be discrimination that favor one dealer over another dealer; provides that a dealer who has been the victim of such discrimination to recover three times the amount equal to the value of what the dealer would have received if the manufacturer had not discriminated against the dealer; amends KRS 186A.540, relating to written disclosure of damages to a motor vehicle, to conform; EMERGENCY.

HB 252

AN ACT changing the classification of the City of Hebron Estates in Bullitt County.

Reclassifies the City of Hebron Estates, population 1,024, from a city of the sixth class to a city of the fifth class.

HB 253

AN ACT relating to city audits.

Amends KRS 91A.040 to increase the financial limit for audits in cities of the sixth class from \$25,000 to \$75,000.

HB 254

AN ACT relating to geography education.

Creates new sections of KRS Chapter 157 to establish the Kentucky Geographic Education Board attached to the Education, Arts, and Humanities Cabinet and the Kentucky geography education trust fund; requires the board to create an annual plan; permits the fund to receive gifts and grants from public and private sources.

HB 255

AN ACT relating to anatomical gifts.

Creates a new section of KRS Chapter 311 to require that, if a donee is not specified by the donor, the donated organ shall be donated to the organ procurement organization (OPO) for the county in which the gift is made; requires the OPO to use best efforts to locate recipient within its counties of jurisdiction; permits the Kentucky OPO to enter into reciprocal agreements with other states' OPOs after obtaining approval of the Organ Procurement and Transplantation Network designated by the Department for Health and Human Services; prohibits the OPO from being mandated to transfer organ for transplantation to another state's OPO or transplant center if a suitable recipient can be found within the Kentucky OPO's service area.

HB 257

AN ACT changing the classification of the City of Union, in Boone County.

Reclassifies the City of Union, population 1,199, from a city of the sixth class to a city of the fifth class.

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HB 258

AN ACT relating to retirement.

Amends KRS 78.615 to provide that annual retirement service credit for noncertified employees of school boards be awarded on the same basis as that for teachers.

HB 259

AN ACT relating to mechanics' liens.

Amends KRS 376.250 to provide for written notice to be forwarded to a lien holder of a contractor's contest of the lien claim on a public project; creates a new section of KRS Chapter 376.195 to 376.260 to allow liens on public projects to be bonded off in a similar manner as liens on private projects.

HB 265

AN ACT relating to an annual leave sharing program for state employees.

Creates a new section of KRS Chapter 18A to create the annual leave sharing program for state employees; requires that employees who have accrued more than 75 hours of annual leave be allowed to transfer any additional annual leave time to another employee; allows an appointing authority, with the approval of the secretary of the cabinet, to approve an employee to receive annual leave if the employee suffers from a catastrophic loss to his or her personal property due to a natural disaster or fire; sets eligibility guidelines for employee participation in the program; allows for any unused annual leave time in the employee's account after the employee has returned to work to be transferred back to the donating employees' accounts; requires the secretary of the Personnel Cabinet to promulgate administrative regulations to implement the annual leave sharing program; amends KRS 18A.025 to conform.

HB 266

AN ACT relating to personal telecommunications devices in public schools.

Amends KRS 158.165 to require a local board of education to develop a policy regarding the possession and use of a personal telecommunications device by a student on school property or at a school-related activity; deletes language prohibiting the possession and use of a paging device by a student on school property or at a school-related activity.

HB 268

An ACT relating to mental health and substance abuse.

Creates a new section of KRS 304.17A to require the same level of coverage for treatment of mental health conditions as for physical health conditions in health benefit plans; defines "mental health condition", "terms and conditions", and "treatment of a mental health condition"; excludes small group benefit plans, individual health benefit plans, and employer-organized associations; requires a report to LRC on the impact on health insurance costs.

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HB 273

AN ACT relating to certified public accountants.

Amends various sections of KRS Chapter 325 to change the definitions relating to licensure of certified public accountants, regulated activities, substantial equivalency, and firm licensing; allows the State Board of Accountancy to fix fines and define licensing reciprocity and amends other sections to conform; creates a new section of KRS Chapter 325 to designate Public Accountant Emeritus status; repeals KRS 325.310 and KRS 325.320.

HB 275

AN ACT relating to interlocal agreements.

Amend KRS 65.260 to require that interlocal agreements between cities, counties, charter counties, and urban-county governments be submitted to the Department for Local Government instead of the Attorney General; create new sections in KRS 65.220, 65.230, and 65.245 to permit sheriffs to enter into interlocal agreements.

HB 277

AN ACT relating to watershed conservancy districts.

Amends KRS 262.720 to require the board of supervisors for a proposed watershed conservancy district to establish a budget and a funding mechanism; amends KRS 262.725 to require the referendum upon a proposed watershed conservancy district to include boundaries and funding options; amends KRS 262.760 to permit districts to levy by millage rate or per acre rate; amends KRS 262.763 to require an audit of watershed conservancy district accounts every 4 years, instead of annually except that annual audits are required for any year in which the district expends \$400,000 or more; amends KRS 262.765 to allow for levy by acreage.

HB 278

AN ACT relating to military burial honors, and declaring an emergency.

Creates new sections of KRS Chapter 36 to establish a burial honor guard program for military and veterans funerals; creates a "Burial Honor Guard Trust Fund" to offset costs; requires the Department of Military Affairs promulgate regulations and coordinate efforts with the Department of Veterans' Affairs and the U.S. Department of Defense in utilizing joint resources; grants participation and academic credits subject to the approval of the respective military organizations and schools; creates a new section of KRS 158 to provide academic credit for secondary school students who participate in the program; EFFECTIVE JULY 1, 2000.

HB 281

AN ACT relating to registered nurse first assistants.

Amends KRS 216B.015 to define "perioperative nursing" and "registered nurse first assistant"; amends KRS 216B.160 to require health care facilities to have policies relating to use of registered nurse first assistants; exempts nurses who are certified as perioperative nurses prior to 1995 from the new education requirements; creates a new section of KRS Chapter 304.17A to require that health plans that offer coverage for

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surgical first assisting benefits or services be construed as providing coverage for those services that are offered by a registered nurse first assistant.

HB 282

AN ACT relating to special YMCA license plates.

Creates a new section of KRS Chapter 186 to authorize the creation of a special YMCA license plate; establishes a state YMCA program fund; requires the Transportation Cabinet to print the plate upon receipt of 900 applications within a one-year period; establishes fee of \$63 for the first 900 plates printed to be divided as follows: \$50 state fee to the cabinet to offset computer programming costs, \$3 county clerk fee, and a \$10 fee to be remitted to the YMCA program fund to be used exclusively to provide financial assistance to financially disadvantaged families and individuals; provides for the initial fee for every special YMCA license plate printed in excess of 900 to be \$25 divided as follows: \$12 state fee to the cabinet, \$3 county clerk fee, \$10 fee to the YMCA; provides for annual renewal fee to be \$20 divided as follows: \$12 state fee to the cabinet, \$3 county clerk fee, \$5 fee to the YMCA; requires the money remitted to the YMCA program fund be deposited into a special account that is to be audited annually for compliance by the cabinet; and establishes design of the plate.

HB 284

AN ACT relating to eminent domain by boards of education.

Amends KRS 416.560 to permit local boards of education, having a right of eminent domain under other statutes, to forgo the requirement of requesting the Finance and Administration Cabinet to institute condemnation proceedings on its behalf.

HB 287

AN ACT relating to economic development and declaring an emergency.

Amends KRS 154.33-510 to change the definition of "area" and "region" to include Estill and Powell counties in the area represented by the East Kentucky Corporation; amends KRS 154.85-010 to change the definition of "area" and "region" to include Spencer and Taylor Counties in the area represented by the West Kentucky Corporation; amends KRS 154.45-110 to define "employee," "qualified seasonal employee," "seasonal business," and "seasonal employee"; EMERGENCY.

HB 290

AN ACT relating to certified professional counselors.

Amends KRS 335.315 to include licensed professional counseling boards; creates a new section of KRS 335.500 to KRS 335.599 to allow for reciprocity of certification with other states; requires that the subject matter of courses for out-of-state applicants be the same as that required of other applicants; requires that an applicant for certification by endorsement in Kentucky have three (3) years of professional experience in the state where currently licensed or certified; adds "specialist" degree to the list of degrees qualifying an applicant for certification.

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HB 294

AN ACT relating to charitable gaming.

Amends KRS 238.535 to permit a charitable organization that has established and maintained its place of business in a county for at least one year to conduct a raffle drawing in a county other than the one in which the organization's place of business is located, with the approval of the Division of Charitable Gaming; requires the organization to notify the division of the change at least 30 days before the drawing; amends KRS 238.540 to conform.

HB 295

AN ACT relating to homeless veterans.

Creates a new section of KRS Chapter 36 to create a Kentucky Homeless Veterans Program in the Department of Veterans' Affairs; requires a network of various service providers; requires that a Homeless Veterans Service Coordinating Committee be established; requires membership of the committee be comprised of representatives from public and private agencies who provide services that may be used by homeless veterans; requires the commissioner of the Department of Veterans' Affairs to designate the agencies which shall be represented on the committee; specifies the mission of the program; specifies persons to be served; specifies the components of the program to be advocacy and public awareness, information services, technical assistance, and facilities; permits acceptance and expenditure of appropriations, as well as moneys from any source, including donations and grants; provides that if HB 139 becomes law, the provisions of the Act shall be codified into KRS Chapter 40.

HB 296

AN ACT relating to juvenile justice.

Amends KRS 600.020 relating to definitions for the juvenile code to provide definitions for beyond control of the school, beyond control of the parents, detention, detention hearing, habitual truant, intermittent holding facility with a requirement that detention not exceed 24 hours exclusive of weekends and holidays, nonsecure facility, physically secure facility, secure detention facility, and valid court order; amends KRS 610.010 relating to jurisdiction of the district court to include children who are beyond the control of the school or parents; amends KRS 610.100 relating to presentence investigations to provide for waiver if a child is represented by counsel and to delete references to volunteer and salaried probation officers of the court; amends KRS 610.220 relating to detention of children taken into custody to delete holding a child in the officers of a court designated worker and add nonsecure facilities, and to specify length of detention; amends KRS 610.265 relating to children alleged to be status offenders to specify type of detention facility in which they may be held and the length of detention permitted, and procedures for review of the detention; amends KRS 610.280 relating to detention hearings to delete references to detention periods; requires findings of fact as to whether the child should continue to be detained; amends KRS 610.290 relating to release of a child from detention to conform to changes made in KRS 610.265; amends KRS 630.010 relating to children charged as status offenders to limit secure detention to 72 hours exclusive of weekends and holidays, and specify further periods of detention;

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prohibits status offenders accused of violating a valid court order to be securely detained in intermittent holding facilities and prohibit status offenders accused or found guilty of violating a court order to be converted into public offenders; amends KRS 630.030 relating to children being beyond control of the school or parents to conform to changes in those definitions in KRS 600.020; amends KRS 630.040 relating to taking children into custody for status offenses to permit a court designated worker to place a child in a nonsecure setting approved by the department if other placements are unavailable or inappropriate; amends KRS 630.070 relating to detention of status offenders to prohibit status offenders from being placed in secure detention facilities as punishment unless the child has violated a valid court order; amends KRS 630.080 relating to detention of status offenders after a detention hearing to require release of the child to parents or person exercising custodial control or supervision of the child if further detention is not necessary; provides for secure detention of status offender for violating a court order following a detention hearing, sets limits on detention and requires written report as to necessity for secure detention; amends KRS 630.100 to conform to other changes to chapter; amends KRS 630.120 relating to dispositional hearings to give child adequate and fair warning as to the consequences of violating the order, provide the child and the child's attorney, and parent or legal guardian a written statement setting forth the conditions of the order and the consequences of violating the order; amends KRS 635.055 relating to prohibiting a child found in contempt of court to be committed as a public offender to add nonsecure detention alternatives; creates a new section of KRS Chapter 630 to specify that the inherent power of the court to punish a child for contempt is not diminished; repeals sections relating to conditional releases, limitations on detention of alleged status offender and conduct of adjudicatory hearings.

HB 300

AN ACT relating to insurance fraud.

Creates a new section of Subtitle 47 of KRS Chapter 304 to provide that a person who engages in the business of insurance is guilty of a Class D felony if the person was previously convicted of a felony for an offense involving dishonesty or a breach of trust or convicted of fraud under this subtitle; creates a new section of Subtitle 47 of KRS Chapter 304 to provide that documents, materials, or other information in possession or control of the commissioner which are provided according to this subtitle are confidential and privileged; prohibits the commissioner or other person under his authority who received the documents from being required to testify in any private civil action concerning the confidential documents; designates with whom the commissioner may share the documents; amends KRS 304.47-010 to provide that a statement may be in any form; amends KRS 304.47-020 to designate what constitutes a fraudulent insurance act; amends KRS 304.47-040 to authorize the commissioner to obtain any evidence for use in criminal investigations; amends KRS 304.47-050 to make technical changes; provides that a person may notify any law enforcement agency if the person has knowledge or believes a fraudulent insurance act or any other act prohibited under this subtitle is being or has been committed; amends KRS 304.47-060 to conform; amends KRS 304.47-070 to make technical changes; amends KRS 304.47-080 to require every insurer to maintain effective procedures and resources to deter and investigate fraudulent insurance acts.

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HB 301

AN ACT relating to relating to fire chiefs and assistant chiefs in cities of the second class.

Amends KRS 95.500 to exclude fire chiefs and assistant fire chiefs from the "24 hours on/ 48 hours off" duty requirement in cities of the second class.

HB 302

AN ACT relating to city civil service.

Amends KRS 90.330 to allow cities to enact ordinances that require persons appointed to civil service positions to be a resident of the county in which the city is located.

HB 308

AN ACT relating to public utilities.

Amends KRS 278.495 to change the citation of the Public Service Commission's authority to regulate the safety of natural gas facilities from: the Natural Gas Pipeline Safety Act of 1968 to a U.S.C. code; includes in the authority any minimum safety standard adopted by the U.S. Department of Transportation; includes other technical changes to conform.

HB 310

AN ACT relating to medical licensure.

Amends KRS 311.571 to require the Board of Medical Licensure to establish by administrative regulation the duration of postgraduate training for graduates of medical schools in the United States and other countries, after consultation with the University of Kentucky College of Medicine, the University of Louisville School of Medicine, and the Pikeville College School of Osteopathic Medicine.

HB 312

AN ACT relating to emergency medical technicians.

Amends KRS 211.964 to provide that new emergency medical technicians shall be initially certified using the requirements established by the National Registry of Emergency Medical Technicians; requires, on or after the effective date of this Act, that certified EMTs, recertify using at least 16 hours of required topics and 8 hours of elective topics over 2 year period; requires cabinet to recognize any EMT who chooses to recertify under the requirements established by the National Registry of Emergency Medical Technicians.

HB 314

AN ACT relating to motor vehicle emission inspection programs.

Amends KRS 224.20-710, relating to definitions governing vehicle emission testing programs, to define the term " reciprocal certificate"; creates a new section of KRS 224.20-710 to 224.20-765 to require the state, counties, cities, and air pollution control districts to issue a reciprocal certificate to a person who moves to Kentucky and has had a

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vehicle inspected under an EPA emission testing program in the previous state; amends KRS 224.20-755, relating to vehicle emission control programs operated by a county, to conform; provides for the provisions governing reciprocal certificates to supersede any local ordinance to the contrary; amends KRS 224.20-760, relating to vehicle emission control programs operated by an air pollution control district, to conform; provides for any existing ordinance requiring motor vehicles to be inspected under vehicle emission programs to be amended within 30 days of the effective date of this Act to recognize and issue reciprocal certificates; provides for any local government that fails to amend an ordinance to issue reciprocal certificates to have their authority to administer an emissions program suspended until the offending ordinance is amended; amends sections of KRS Chapters 224 and 77 to exempt vehicles registered to active duty military personnel from the requirements of vehicle emission testing programs.

HB 317

AN ACT relating to reorganization.

Amends KRS 154.12-203 to include the commissioner of the Department of Veterans' Affairs and the executive director of the Kentucky Commission on Military Affairs on the commission and its executive committee; requires the chairperson of the Kentucky Commission on Military Affairs to be appointed from the members of the executive committee; confirms Executive Order 99-1592, increases the membership of the Commission on Military Affairs to also include: two (2) members of the General Assembly, (one appointed by the President of the Senate and the other member appointed by the Speaker of the House) and the Secretaries of the Health Services, Revenue, and Labor Cabinets; permits the Commissioner of Department of Veterans' Affairs and Executive Dir. of the Ky. Commission on Military Affairs to appoint designees, rename the Technology Park of Greater Louisville, and include representation on the commission, for any other United States Coast Guard, Air Force, Navy, or Marine Corps installation or organization with a military mission in Kentucky; makes technical corrections.

HB 321

AN ACT relating to students with disabilities.

Creates a new section of KRS Chapter 164 to require that each postsecondary education institution with residence facilities have housing and security policies developed under Council on Postsecondary Education guidelines that assure students with permanent or temporary disabilities a safe environment in which to live and study; provides that the policy shall include, but not be limited to an appeals process that may be used when a student has reason to believe that the policy or the housing assignment does not accommodate the student's disability or endangers the student's safety; requires each institution to maintain a current list of students with disabilities to be used by authorities to help assure safety of the students during an emergency; creates a new section of KRS Chapter 164 to establish a fine of not less than \$500 nor more than \$1500 for any person who knowingly violates the provisions of the Act.

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HB 322

AN ACT relating to safety and security at postsecondary education institutions.

Creates new sections of KRS Chapter 164 relating to safety and security at postsecondary education institutions; requires each postsecondary education institution to maintain a daily log recording all crimes occurring on campus and make the log available for public inspection; requires that campus security authorities immediately report a fire or threat of fire to the state fire marshal and the local authorities; requires that campus security authorities immediately report each fire or threat of fire to the state fire marshal's office and the local authorities; effective September 1, 2000, and each year thereafter, requires each postsecondary institution to report to the Council on Postsecondary Education policies and statistics related to campus safety and security; establishes penalties for any person who violates the provisions of the Act; provides that the Act may be cited as the Michael Minger Act.

HB 324

AN ACT relating to library media centers

Amends KRS Chapter 158 to require each public elementary and secondary school to establish and maintain a school library media center that is staffed by a certified school media librarian; establishes duties of the school media librarian and permits school media librarian to be employed at two or more schools in a district with the consent of the school councils; permits a vacancy to be filled temporarily by a person who is pursuing certification or by an employee hired for no more than sixty days; amends KRS 160.345 to require the school council to consult with the school media librarian on matters pertaining to the facility.

HB 326

AN ACT related to the probationary period of police and firefighters.

Amends KRS 95.762 to allow civil service commission to increase probationary period for police and firefighters from six months to twelve months.

HB 328

AN ACT relating to deputy sheriff merit boards.

Creates a new section of KRS 70.260 to 70.273 to allow deputy sheriffs in any county containing a city of the first class that has adopted a deputy sheriff merit system under KRS 70.260 to 70.273 to bargain collectively through a representative of their own choice; specifies that these deputies shall also have the right to refrain from any or all of the bargaining activities but shall be subject to the lawful provisions of any collective bargaining agreement entered into; prohibits strikes by deputies; requires the sheriff of any county containing a city of the first class that has adopted a deputy sheriff merit system under KRS 70.260 to 70.273 to contract with a representative of the deputies with respect to wages, hours, terms and conditions of employment, including execution of a written contract incorporating any agreement reached between the sheriff and the representative; provides that the sheriff shall not be required to bargain over matters of inherent managerial policy.

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HB 330

AN ACT relating to economic development and declaring an emergency.

Amends KRS 154.12-207 and KRS 154.12-2084 to require a Bluegrass State Skills Corporation participant to be a Kentucky resident, as that term is defined in the state income tax code in KRS 141.010; amends KRS 154.28-110 to increase the job assessment fee to 3% from 2% on employees under the Kentucky Industrial Development Act program; EMERGENCY.

HB 331

AN ACT relating to the sale of confiscated firearms.

Amends KRS 95.435 to require that certain police departments transfer certain firearms to the Kentucky State Police within 90 days of abandonment, confiscation, release as evidence, or forfeiture by a court, whichever occurs later; amends KRS 500.090 to require certain firearms be transferred to the State Police; amends KRS 16.220 to establish a protocol for State Police treatment of transferred firearms; creates a new section of KRS Chapter 500 to prohibit a law enforcement agency from retaining a firearm for the purpose of preventing its transfer to the State Police; VETOED; VETO OVERRIDDEN.

HB 335

AN ACT relating to city civil service positions.

Amends KRS 90.300 to exclude "non-civil service positions" from the definition of "employee" for cities of the second class. Amends KRS 90.310 to allow cities of the second and third class to classify and designate the class of employee to be covered by a civil service commission.

HB 340

AN ACT relating to personnel.

Amends KRS 18A.005 to define the term "reversion" for state employees; amends KRS 18A.0751 to require the secretary of the Personnel Cabinet to review administrative regulations proposed by the Personnel Board not more than twenty days after their submission and to submit recommendations to the board in writing in not more than five days after the secretary's review; amends KRS 18A.080 to increase the per diem of board members to \$100 per meeting and also to compensate the board members \$100 per day for preparing orders; requires that "reversion" after the unsuccessful completion of promotional probation or termination of a career employee from the unclassified service may only be appealed to the Personnel Board.

HB 342

AN ACT relating to insurance.

Creates new sections of Subtitle 24 of KRS Chapter 304 to provide for a domestic mutual insurance company to convert to a stock company; requires the board of directors of the converting mutual to propose a plan of conversion and file an application for approval with the commissioner of insurance; specifies contents of the application; provides that the commissioner has 90 days to review the plan of conversion; directs the

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commissioner to hold a hearing; specifies the criteria that the plan must meet to be approved; requires the plan of conversion to be submitted to a vote of the members of the converting mutual; requires the meeting of members to occur no later than 90 days after the issuance of the commissioner's order of approval of the plan of conversion; requires the total aggregate consideration to be distributed to the eligible members to be determined under a fair formula; specifies the criteria to be used to determine whether the formula is fair and equitable; prohibits dividend preservation provisions that provide in any way or substitute for the distribution of consideration to eligible members upon extinguishing their membership interests; restricts for five years the acquisition of beneficial ownership of 5 percent or more of any class of a voting security of the former mutual or any affiliate company without approval of the commissioner; restricts for 1 year the sale or issue of stock by the former mutual or any affiliate company; amends KRS 304.37-120 and 304.37-150 to conform; repeals KRS 304.24-380, which provided for the conversion of a mutual insurer to a stock insurer.

HB 346

AN ACT relating to utilities.

Amends KRS 278.160 to exempt from public inspection, any information, including provisions in special contracts that contain rates and conditions of service not filed in a utility's general tariff schedule, given by a utility to the Public Service Commission that would be considered exempt under the Kentucky Open Records laws.

HB 347

AN ACT relating to public school calendars.

Amends KRS 158.070 to require schools to be closed on the third Monday of January in observance of the birthday of Martin Luther King, Jr.; permits districts to designate the day as one of the four holidays or to not include the day in the minimum school term.

HB 348

AN ACT relating to manufactured homes.

Creates a new section of KRS 186A to establish a procedure by which manufactured homes may be converted to real estate; amends KRS 132.720 to define the term "manufactured home"; amends KRS 132.751 to include manufactured homes under the classification of real property.

HB 354

AN ACT relating to insurance.

Amends KRS 304.13-011 on insurance rates to amend and create definitions; amends KRS 304.13-021 to exempt title insurance, liability self-insurance groups, and wet marine and transportation insurance from the provisions of Subtitle 13; amends KRS 304.13-031 to make technical changes; amends KRS 304.13-061 to authorize the commissioner to assure that the experience of all insurers is made available at least annually in such form and detail as necessary to aid in determining whether rating systems comply with standards of this subtitle; authorizes the commissioner and every

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insurer, advisory organization, and statistical agent to exchange information and experience data with insurance supervisory officials, insurers, and advisory organizations in other states; amends KRS 304.13-081 to authorize the commissioner to utilize, develop, or cause to be developed a consumer information system; repeals and reenacts KRS 304.13-091 to prohibit any advisory organization, statistical agent, or form provider from providing any permitted service until it has obtained a license; provides that licenses are effective for one year unless revoked or suspended; amends KRS 304.13-111 to make it applicable to statistical agents; amends KRS 304.13-121 to provide powers of advisory organizations; creates new sections of Subtitle 13 of KRS Chapter 304 to designate powers of statistical agents; requires advisory organizations to make certain filings with the commissioner; requires workers' compensation insurers to adhere to a uniform classification system and uniform experience rating system filed with the commissioner; prohibits willful withholding of information which will affect rates or premiums or knowingly giving false or misleading information to the commissioner, any statistical agent, any advisory organization, or any insurer; amends KRS 304.13-131 to prohibit advisory organizations, in addition to insurers, from making any arrangement to unreasonably restrain trade or lessen competition; prohibits an insurer or advisory organization from attempting to monopolize an insurance market and from engaging in a boycott of a market; amends KRS 304.13-141 to authorize the commissioner to examine any statistical agent and any form provider; requires statistical agents to maintain reasonable records; amends KRS 304.13-151 to provide for regulation of joint reinsurance pools; requires a residual market mechanism to be submitted to the commissioner; amends KRS 304.13-350, 304.13-355, 304.13-360, 304.13-365, and 304.13-370 on fire protection classifications to make technical changes; amends KRS 304.14-120 to require every advisory organization and form provider to file for approval every property and casualty policy form and endorsement; amends KRS 304.2-150 to provide that records of the department received in confidence from insurance supervisory officials of other states or countries shall be closed to public inspection; creates new sections of Subtitle 9 of KRS Chapter 304 to authorize a rental vehicle agent to sell and solicit insurance at the rental vehicle company office; permits the selling insurance that covers risks of travel, liability from use of a rental vehicle, loss of personal property during the rental period, roadside assistance, emergency sickness protection, and other insurance incidental to the rental of a motor vehicle as approved by the commissioner; requires a business entity to register each business location; lists requirements for license; provides that a license issued to a business entity authorizes an employee or representative of the licensee to sell or solicit rental vehicle insurance without being licensed under certain circumstances; requires that certain consumer disclosures be made in writing and acknowledged by the renter; provides that vehicle rental insurance is primary over any other coverages available to the renter or other authorized driver; repeals KRS 304.24-410 on acquisition of insurer's securities.

HB 355

AN ACT relating to visitation rights.

Creates a new section of KRS Chapter 403 to prohibit a court from granting parental visitation rights to a parent convicted of murder or manslaughter, unless the court

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determines that visitation is in the child's best interest; permits the citation of the Act as the Roxie Denkhoff Act.

HB 356

AN ACT relating to the Flood Control Advisory Commission.

Amends KRS 151.560 to require members to receive a one hundred dollar (\$100) stipend for attending meetings.

HB 357

AN ACT relating to fish and wildlife.

Creates new sections of KRS Chapter 150 to permit special, license-free events for sport hunting, fishing, and trapping and to create a special permit for issuance to wildlife conservation organizations to be sold or auctioned at fundraising events; amends KRS 150.300 to eliminate prohibition against dogs and firearms at game farms, refuges, and fish hatcheries; amends KRS 150.175 to create a combination hunting/fishing "sportsman's license" and to make minor technical changes; amends 150.620 to extend commission authority to lands that are managed by the department under a cooperative agreement.

HB 358

AN ACT relating to animal control.

Amends KRS 258.095 to define "designated license facility"; amends KRS 258.119 to clarify that the Animal Control and Care Fund may receive state appropriations, changes the uses for which the fund may spend moneys, and specifies that the need of the applicant be considered when distributing money for training; amends KRS 258.135 to allow designated license facilities to sell dog licenses, collect license fees, and be recompensed for doing so, and changes the date for the fees to be sent to the Department of Agriculture from monthly to quarterly; amends KRS 258.185 to change the date of reporting license sales from monthly to quarterly; amends KRS 258.215 to allow the local animal shelter to determine whether the holding period for impounded dogs will be either five or seven days, and requires animal shelters without regular hours of operation to post their location, hours of operation, impoundment periods, and contact person in the newspaper; repeals KRS 258.121; provides that any money remaining in the Animal Shelter Trust Fund be transferred to the Animal Control and Care Fund; makes technical corrections.

HB 360

AN ACT relating to retirement.

Amends KRS 95.859 relating to the police and firefighters' retirement fund in cities of the second class to increase the minimum retirement benefit from \$400 to \$500; amends KRS 95.860, 95.861, 95.862, and 95.863 to conform; amends KRS 95.859 to allow police and firefighter retirees' pensions covered by KRS 95.859 to annually increase by greater than the Consumer Price Index, not to exceed 5%, if the board determines the increase is actuarially sound; provides that for a recipient of a retirement allowance in a hazardous position in CERS on January 1, 1998, for service in the hazardous position, the

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percentage of monthly contribution shall be based on the total of hazardous service and any nonhazardous service as a police or firefighter with the same agency, if that agency was participating in CERS, but did not offer hazardous duty coverage for its police and firefighters at the time of initial participation.

HB 362

AN ACT relating to the Justice Cabinet and declaring an emergency.

Amends KRS 15A.030 to create an Office of Management, Administrative, and Legal Services as an organizational unit within the Kentucky Justice Cabinet; EMERGENCY.

HB 366

AN ACT relating to crimes and punishments.

Amends KRS 189A.005 relating to definitions for driving under the influence statutes, to provide that a court suspends licenses and the role of the transportation cabinet is limited to administering the suspension; provides definition of limited access highway; amends KRS 189A.010 relating to driving under the influence to lower alcohol concentration from 0.10 to 0.08; provides that having an illegal alcohol concentration within 2 hours of driving is illegal; provides that minimum jail sentences are increased for DUI offenses if aggravating circumstances are present; provides that the following are aggravating circumstances: speeding in excess of 30 mph above limit, operating vehicle in wrong direction on limited access highway, causing an accident involving death or serious physical injury; having an alcohol concentration of 0.18 or above, refusing to submit to alcohol concentration testing, or having a child under 12 in the vehicle during a DUI offense; amends KRS 189A.040 relating to alcohol education programs to require rather than permit court to release the defendant upon completion of the first offense treatment program even if prior to the 90 day period; amends KRS 189A.050 relating to the DUI service fee to increase fee from \$200 to \$250 and specify disposition of funds collected; amends KRS 189A.070 relating to license suspension periods for DUI to increase the maximum license suspension period and permit the judge to set sentence within the range of the period; amends KRS 189A.080 relating to license suspension to specify that licenses are surrendered to the court and then forwarded to the Transportation Cabinet upon suspension; amends KRS 189A.090 relating to operating a vehicle when license is suspended to make provision for operating when court permitted ignition interlock is installed and to specify length of license suspensions for violation; amends KRS 189A.103 relating to administration of alcohol testing to require personal observation of defendant by officer for 20 minutes prior to breath testing; require Justice Cabinet to maintain manufacturers operator instructions for breath testing devices for public viewing; amends KRS 189A.105 relating to refusal to submit to alcohol concentration testing to delete right of defendant to refuse testing; provides that refusal shall result in license revocation; provides that fact of refusal may be introduced in evidence against defendant; provides revised warning for defendants about consequences of refusal of alcohol testing; provides that a defendant shall be granted 10-15 minutes to contact an attorney prior to alcohol testing; specifies that inability to contact attorney does not relieve the defendant of the obligation to take testing; provides that attorney may be

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present during testing but shall not delay testing; provides that after officer's testing is complete that defendant must again be informed of the right to his or her own testing; amends KRS 189A.107 relating to alcohol testing to require pretrial suspension of license of person who refuses alcohol concentration testing; amends KRS 189A.129 relating to nonamendment of DUI charges and KRS 189.520 relating to operating nonmotorized vehicles to conform to 0.08 alcohol concentration; amends KRS 189A.200 relating to pretrial license suspension to include accidents involving death or serious physical injury; deletes provisions relating to license suspension periods which have been included in other sections; amends KRS 189A.220 relating to judicial review of pretrial license suspensions to delete provision relating to conviction prior to judicial review; creates a new section of KRS Chapter 189A to create conditions for judicial review of pretrial license suspension; amends KRS 189A.310 which relates to use of prior convictions to delete notice to Transportation Cabinet and delete reference to specific legal cases and add provision relating to following applicable case law relating to admissibility of prior convictions; amends KRS 189A.0410 relating to hardship licenses to permit issuance of hardship license to all DUI offenders rather than just first offenders, provided that defendant installs and uses ignition interlock device which will not permit operation of the vehicle if person has a blood alcohol concentration; amends KRS 189.530 relating to providing a motor vehicle to a person who is under the influence to add provisions relating to prohibition of having an open alcoholic beverage container in the passenger area of a motor vehicle; defines passenger area, alcoholic beverage, open alcoholic beverage container, and public highway; prohibits conviction of violation of this section and KRS 222.202 relating to alcohol intoxication or KRS 525.100 relating to public intoxication; creates a new section of KRS Chapter 189A to specify details regarding surrender of license plates of all motor vehicles owned or leased by persons convicted of second or subsequent; provides for hardship exceptions so that other family members, but not the defendant, may operate vehicles; provides that defendant may operate vehicles if granted ignition interlock privileges by the court; amends KRS 189A.100 relating to visual recording of alcohol concentration testing to include recording of pursuit and traffic stop; provides for lawful uses of recordings and record retention periods for recordings; provides that if a recording is made that the fact shall be included on the uniform citation; amends KRS 189.990 relating to penalties for traffic offenses to provide a penalty for violation of open container provisions of KRS 189.530 as a fine of \$35 to \$100; creates new section of KRS Chapter 189A to specify conditions for installation, use, and maintenance of ignition interlock devices; creates a new section of KRS Chapter 189A to specify penalties for defeating or attempting to defeat or tamper with an ignition interlock device; creates a new section of KRS Chapter 189A to specify that the only alcohol concentration testing which is subject to refusal penalties is the testing done by police at the police station, detention facility, or a medical facility; amends various sections of KRS Chapters 186, 189, and 281 to conform; repeals various sections of KRS Chapter 186 relating to habitual violators.

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HB 371

AN ACT relating to health insurance.

Amends KRS 304.17A-150 to make it an unfair trade practice under the insurance code for a health insurer to require a health care provider to participate in all plans offered by the insurer when the provider chooses to participate in one or more but not all plans; provides that a contract violating this provision is void.

HB 372

AN ACT relating to reorganization.

Confirms Executive Order 99-01, which abolishes the Unclaimed Property Branch within the Division of Disbursements and Accounting and creates the Division of Unclaimed Property within the Department of the Treasury.

HB 373

AN ACT relating to a sick leave bank for local school district employees.

Amends KRS 161.155 to permit a district to establish a sick leave bank for school employees in addition to teachers and for both teachers and employees to participate in the sharing of sick leave under specific conditions; provides for use of sick leave for local school district employees for catastrophic loss to real as well as personal property; specifies that a teacher must receive certification of the need for a leave of absence by a physician only if the leave is due to illness, injury, impairment, or a physical or mental condition.

HB 374

AN ACT relating to reorganization.

Amends various sections of KRS Chapters 7B, 11, 12, 42, 45A, 48, 56, 131, 151, 153, 177, 247, and 342, to establish the Governor's Office for Policy Research and the Governor's Office for Economic Analysis in the Office of State Budget Director in the Governor's Office; transfers responsibilities for revenue estimating and economic analysis from the Finance and Administration Cabinet to the Office of State Budget Director; abolishes the Office of Program Administration in the Governor's Office; renames the Finance and Administration Cabinet's "Office of Financial Management and Economic Analysis" the "Office of Financial Management"; confirms Executive Reorganization Order 99-1439.

HB 376

AN ACT relating to blasting safety.

Amends KRS 351.315 to extend eligibility for a blaster's license to those who have worked in the field for a year and have completed a department-approved training program; adds requirement that all licensed blasters except certified surface coal miners undergo continuing blaster's training every 3 years for renewal of blaster's license; increases renewal fee for blaster's license from \$20 to \$60; requires applications for blaster's license to include a photograph.

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HB 377

AN ACT relating to branching and acquisition of banks in Kentucky.

Amends KRS 287.180 to allow banks to establish branch banks within any state, the District of Columbia, or a territory of the United States; amends KRS 287.172 to remove the same county or city requirement regarding bank mergers; amends KRS 287.900 to remove the "interim bank" exception; amends KRS 287.915, 287.920 and 287.180 to conform.

HB 381

AN ACT relating to economic development.

Amends KRS 42.4588 to allow certain reimbursement to regional industrial development authorities; amends KRS 141.310 and 141.350 to conform with proposed amendments to KRS 154.24-110; amends KRS 141.405 to allow S Corporations and partnerships to pass through skills training investment tax credit to shareholders and partners; amends KRS 154.12-204 and 154.12-207 to allow business and industry to apply directly to BSSC for grants-in-aid, in limited situations where in-house trainers or consultants are used to train workers; amends KRS 154.12-2086 to clarify tax procedures related to BSSC and to allow the Revenue Cabinet to submit annual aggregate reports rather than individual company reports; amends various sections of subchapter 20 of KRS Chapter 154 to change the language of "certification" to "approval", and to allow beneficiaries to withdraw an investment without penalty in the event of the death of an individual investor and to pass through tax benefits to successors of all types of investors; amends KRS 154.22-050 to add some of the language taken from KRS 154.22-055; amends KRS 154.22-060 to allow the Revenue Cabinet to report aggregate income tax credit and wage assessment information to the Cabinet for Economic Development, rather than individual company data, and to require the Revenue Cabinet to notify the Cabinet for Economic Development when an approved company has taken credits equal to the amount approved; amends KRS 154.24-110 to require the Commonwealth to contribute 4% of employees' gross wages as a service and technology job creation assessment fee, in communities that assess less than the 1% local occupational license fee and who agree to forego the entire license fee as an assessment to an approved company, and amends KRS 154.24-150 to allow for this change in calculating the assessment fee; amends KRS 154.26-110 and 154.28-090 to require aggregate reporting by the Revenue Cabinet for the KIRA and KIDA programs; amends KRS 154.29-050 to require an approved company in the Tourism Development Act program to file its report for sales a tax refund on an annual basis, instead of a semi-annual basis; repeals KRS 154.22-055; makes Section 4 (4) and (5), and Section 7 applicable to tax years beginning after December 31, 1999.

HB 385

AN ACT relating to the tobacco Master Settlement Agreement and declaring an emergency.

Creates new sections of KRS Chapter 131 to define terms and provide that in accordance with the Master Settlement Agreement, a tobacco manufacturer either becomes a participating manufacturer or places money in a qualified escrow account

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based on the number of units sold; places in statute Exhibit T, Model Statute under the Master Settlement Agreement; EMERGENCY

HB 386

AN ACT relating to farm milk.

Amends various sections and creates new sections of KRS Chapter 260 to update production and handling procedures for farm bulk milk; establishes licensing procedure; amends various sections to conform; establishes unlawful practices in handling procedures for bulk milk and amends various sections to conform; requires record keeping on milk production and handling procedures; establishes bulk milk tank calibration procedures; amends procedures to delete the provisions requiring milk calibration be evaluated every six years and provides that they be evaluated by the Department of Agriculture or at the request of the director of the permitted producer; amends various sections to prevent unknowing violations in handling milk from inaccurately calibrated bulk milk tanks; requires licensed bulk milk handlers, sampler-weighers and transfer stations to report knowledge of inaccurately calibrated bulk milk tanks; creates inspection fee and amends various sections on license fees to conform; amends powers of director to oversee; adds actions that the director may take against violators of the Act; amends to have appeals be heard by the director instead of the board; amends duties of board; amends makeup of the board by changing one of the board members to the branch manager of the Milk Safety Branch of the Cabinet for Health Services; establishes meeting time and procedures of board; amends penalties; creates a short title; EFFECTIVE JANUARY 1, 2001

HB 389

AN ACT relating to retirement.

Amends KRS 21.427 and KRS 6.577 to provide for a medical reimbursement plan for judicial and legislative members not living in Kentucky and not eligible for group insurance to the extent of normal monthly contributions as determined by the board of trustees; clarifies KRS 21.450 regarding benefit calculation; amends KRS 21.530 to provide same per diem for board members as for legislators.

HB 390

AN ACT relating to health insurance.

Creates new sections of Subtitle 17A of KRS Chapter 304 to define terms; establishes a system of utilization review; establishes requirements for internal appeal; establishes the Independent External Review Program in the Department of Insurance; establishes the criteria for an external review program; establishes the standards for determinations of an independent review entity; establishes the standards and the requirements for certification of an independent review entity; requires health care professionals acting as reviewers for an independent review entity to be certified by a recognized health care professional board; requires the commissioner to promulgate administration regulations, establishes fees for applications and renewals, and to report to the Interim Joint Committee on Banking and Insurance and to the Governor regarding the program every six (6) months; defines "emergency medical condition"; defines "special

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circumstances" and to include covered persons with congenital conditions in the "special circumstances" category; permits certain persons with chronic, congenital, disabling, or life-threatening illnesses to utilize a nonprimary care specialist as a primary care provider for a 12 month period or during the contract period without additional referral from a primary care provider; permits certain persons with chronic gynecological problems or pregnant covered persons to utilize an obstetrician or gynecologist as a primary care provider for a 12 month period, or during the contract period without additional referral from a primary care provider; amends KRS 304.17A-520 to establish that when a covered person seeks a second opinion, no more than the covered person's normal copay will be required; amends KRS 304.12-230 to establish that failing to comply with the decision of an independent review entity is an unfair practice; amends KRS 304.17-412, 304.17A-505, 304.18-045, 304.32-147, 304.32-330, 304.38-225, 304.47-050, 211.990 to conform; repeals KRS 211.461, 211.462, 211.463, 211.464, 211.465, 211.466, 311.131, 311.132, 311.133, 311.134, 311.135, 311.136, 311.137, 311.138, and 311.139.

HB 392

AN ACT relating to the Kentucky lottery.

Amends KRS 154A.110 to transfer Kentucky lottery unclaimed prize money in excess of six million dollars (\$6,000,000) per year to the affordable housing trust fund for fiscal years 2000-2001 and 2001-2002; amends KRS 198A.175 to require the Kentucky Housing Corporation to make semiannual reports to the Interim Joint Committee on Appropriations and Revenue and an annual report to the Legislative Research Commission on the use of unclaimed prize money.

HB 398

AN ACT relating to boats.

Amends sections of KRS Chapter 235 relating to boating; defines "houseboat" to include, but not be limited to, cruisers, yachts, and runabouts; prohibits the discharge of sewage from a houseboat rather than from a vessel; prohibits houseboats, rather than motorboats equipped with marine toilets, from being on the waters of the Commonwealth unless equipped with a marine sanitation device.

HB 404

AN ACT relating to training and education of coal miners.

Amends KRS 351.102 to delete fire boss from supervising trainee miners; deletes the public notice requirement for miner examinations; deletes the requirement for an informal hearing if a miner appeals a decision of the commissioner; requires a miner to have acquired 45 days working experience within a 36 month period; requires that a miner be given a competency examination orally if the miner cannot read or write; permits a person authorized by the commissioner to make determination of miner qualifications; makes technical changes for conformity; amends KRS 351.106 to delete the requirement that a miner education and training program have at least 20 hours for training new work assignments and decreases the number of hours required in a program of education in surface mining to obtain a permit as a trainee miner from 40 hours to 16 hours; deletes the requirement for a licensee to submit to the department of mines and

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minerals information about retraining and reeducation sessions; makes technical changes for conformity.

HB 405

AN ACT relating to emergency medical services.

Creates various sections of KRS 311.652 to 311.658 to create a 16-member Board of Emergency Medical Services; requires the Governor to appoint Kentucky residents to the board in conjunction with recognized state emergency medical services related organizations; prohibits members from serving more than two (2) consecutive terms; requires the board to appoint a chair by majority vote at its first annual meeting; provides for reimbursement for travel expenses for official duties; requires the board to have a medical advisor; requires personnel assigned to regulate a specific classification of certified or licensed emergency medical services providers to be at a minimum certified at the same level as those being regulated; reenacts various sections of KRS Chapter 211 as sections of KRS Chapter 311 to define "board," "emergency medical services personnel," "emergency medical services system," "emergency medical technician (EMT)," "medical director"; and "paramedic"; deletes the definition of "advisory committee"; authorizes the board to exercise all administrative functions in the regulation of emergency medical services system and the practice of paramedics, emergency medical technicians, emergency medical technician first responders, dispatchers, ambulance services, and training institutions; authorizes the board to promulgate administrative regulations to carry out the functions of the board; requires emergency medical technicians to be certified and paramedics to be licensed; authorizes the board to disburse matching funds to local units of government up to twenty-five thousand dollars (\$25,000) for purchasing ambulances and providing salaries and education for personnel; prohibits the use of the title of emergency medical technician by a person who does not hold a current valid certification; requires emergency medical technicians to complete the requirements of the National Registry of Emergency Medical Technicians for initial licensure; requires emergency medical technicians to complete sixteen (16) hours of required topics and eight (8) hours of elective topics or complete requirements of the National Registry of Emergency Medical Technicians; requires continuing education to include a course on human immunodeficiency virus and acquired immunodeficiency syndrome approved by the Cabinet for Health Services; authorizes the board to set fees for examinations, licenses, and renewal of licenses; amends KRS 216B.410 to require ambulance providers or medical first response providers to complete an annual report to the board in lieu of sending run report forms to the Cabinet for Health Services and provides for confidentiality of data; amends KRS 281.014 and 281.605 to conform; amends KRS 304.17A-580 to require all health benefit plans to cover emergency medical services and supplies, excluding accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, disability incomes, or other limited benefit health plans; amends KRS 304.39-020 to include ambulance services in the covered medical expenses in the definition of "loss"; amends KRS 311.550 to exempt the performance of duties by paramedics from the definition of "practice of medicine or osteopathy"; creates a new section of KRS 311.652 to 311.658 to establish disciplinary hearings and sanctions for emergency medical services personnel; amends KRS 311.652 to prohibit anyone from

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using the term "paramedic" without a valid license and require paramedics to complete an educational course on human immunodeficiency virus and acquired immunodeficiency syndrome as approved the Cabinet for Health Services; amends KRS 311.654 to require relicensure programs for paramedics to include continuing education and in-service approved by the board; amends KRS 311.656 to conform; amends KRS 311.658 to permit paramedics to perform any procedure in the curriculum of the United States Department of Transportation or any other procedure authorized by the board at the discretion of the employer's medical director; permits emergency medical technicians and emergency medical technician first responders to perform any procedure included in the curriculum of the United States Department of Transportation for their certification and to perform any additional procedures authorized by the board and approved by the employer's medical director; expands scope of practice of paramedics to include drawing blood samples from a criminal defendant upon request of a peace officer and the consent of the defendant or upon a court order; requires paramedics to be supervised by a physician; amends KRS 311.660 to require any paramedic relicensed within three years of July 15, 1998 to complete in-service training relating to the determination of death and preservation of evidence; amends KRS 311.990 and KRS 211.610 to conform; repeals 211.9533, 211.9535, 211.956, 211.960, and 311.650; repeals KRS 211.950, 211.952, 211.953, 211.9531, 211.954, 211.962, 211.964, 211.966, 211.967, 211.968 and reenacts as a new sections of KRS 311.652 to 311.658; provides an implementation schedule.

HB 407

AN ACT relating to oil and gas.

Amends KRS 353.510 to modify the definition of well; amends KRS 353.565 to increase from \$50 to \$150 the per diem of commission members; requires plat certification by a licensed land surveyor; requires successor operator to well to pay \$25 fee per well to the department; amends KRS 353.651 to increase entitlement of an operating owner in a pooled drilling unit from 1 1/4 to 2 times the share of the costs payable by or charged to the interest of the nonparticipating owner.

HB 412

AN ACT relating to sanitation districts.

Amends KRS 220.140 to establish the composition of multicounty sanitation district boards if the district is coextensive with the boundaries of two (2) or more counties to consist of four (4) members appointed by the county judge/executive of the county with the greatest population, and two (2) members appointed by the county judge/executive of each of the remaining counties.

HB 415

AN ACT relating to insurance.

Amends KRS 304.20-040 to define "declination," "decline," and "agent"; adds three grounds for cancellation of a motor vehicle insurance policy; prohibits cancellation or declination of a motor vehicle insurance policy because of race, religion, nationality, ethnic group, sex, or marital status of the applicant or insured or because another insurer previously declined to insure the applicant or insured; provides that when an insurer

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cancels or refuses to renew a motor vehicle liability insurance policy the notice to the insured must inform the insured that the insured may within 7 days, rather than 4 days, request the commissioner to review the insurer's action; specifies actions the commissioner may take for violation of this section; amends KRS 304.20-320 to clarify proof of notice; amends KRS 304.20-340 to make a technical change; amends KRS 304.20-042 to restrict application of statute to personal risks; amends KRS 304.20-310 to conform.

HB 417

AN ACT relating to cellular antenna towers.

Amends KRS 268.665 to require the Public Service Commission to require an applicant for a cellular antenna tower to provide certified mail notice to owners of land contiguous to the property where the tower will be located when the tower will be located in an unincorporated area; requires the certified mail notice when the tower will be located within a rural service area in an urban-county.

HB 420

AN ACT relating to superintendents of schools.

Amend KRS 160.350 to permit a local board of education to extend a contract of a superintendent for one additional year beyond the current term of employment after the completion of a superintendent's first contract or after four years, whichever comes last.

HB 421

AN ACT relating to home health care.

Creates new sections of KRS Chapter 216 to require the Cabinet for Health Services to add home health aides to the nurse aide abuse registry and to prohibit all home health agencies from hiring any home health aides as well as any nurse aides who are listed on the abuse registry; provides the cabinet with the authority to promulgate administrative regulations necessary to expand or modify the nurse aide abuse registry and to add home health aides to the hearing and appeals process; references federal statutes that define patient abuse and neglect.

HB 423

AN ACT relating to the structure and function of cities upon reclassification to the second class and declaring an emergency.

Creates a new section of KRS Chapter 81 to exempt in a county containing a city of the first class, any city reclassified as a city of the 2nd class after the effective date from the police, fire and pension provisions in KRS Chapter 95; requires city to insure police and fire services are provided at same level of service as prescribed; clarifies that city may restructure, or create new departments after reclassification and reclassification does not affect service being provided by a fire protection district. EMERGENCY.

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HB 424

AN ACT relating to elections.

Amends KRS 117.275 to allow the local governing body of each dominant political party to decline a copy of the election return in writing by filing a written declination with the county board of elections before the election; provides that declination shall be effective until it is revoked in writing by the party.

HB 427

AN ACT relating to domestic violence and sexual assault.

Amends KRS 194B.540 to require the secretary of the Cabinet for Health Services to develop, in addition to other professions, domestic violence training courses for alcohol and drug counselors, psychiatrists, paramedics, EMTs, coroners, and medical examiners; creates new sections of KRS Chapter 403 to establish the Council on Domestic Violence and Sexual Assault and identify membership; establishes executive committee; sets duties of council to include promotion of coordination among agencies dealing with domestic violence and sexual assault, and facilitation and development of local councils and response teams with model protocols; attaches council to Office of Governor for administrative purposes; permits local domestic violence coordinating councils to be established, sets membership, and provides for duties to include development of local protocols; authorizes creation of local domestic violence fatality review team and establish duties; provides for proceedings of team to be privileged; amends KRS 403.7505 to prohibit a person or organization from operating a program for court-ordered domestic violence services without first obtaining certification for the program from the cabinet and permit cabinet to seek injunctive relief to terminate a program operating without the certification; amends KRS 403.784 to require training for police dispatchers, probation and parole officers, and law enforcement officers to include the dynamics of child physical and sexual abuse, rape, and effects of crime, and require continuing education for dispatchers and officers; amends KRS 15.718 to update training of Commonwealth's attorneys and county attorneys to include dynamics of child physical and sexual abuse, rape, and profiles of offenders; amends KRS 421.570 to require victim advocate to complete training in child physical and sexual abuse and rape; repeals KRS 15.944.

HB 429

AN ACT relating to blood testing.

Amends KRS 438.250 to delete the requirement for testing of hepatitis A, to require testing for any disease if testing for that disease is recommended by the Centers for Disease Control and Prevention, and to require testing to be conducted as recommended by the Centers for Disease Control and Prevention; provides that, if a public servant or crime victim is bitten by or exposed to blood of, among others, a patient or resident of any health facility owned or operated by the Commonwealth, the patient or resident shall be tested for HIV, hepatitis B and C, and any other disease as recommended by the CDC.

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HB 430

AN ACT relating to the administration of justice and declaring an emergency.

Amends KRS 23A.040 relating to judicial circuits with two circuit judges to add the 12th and 21st judicial circuits and to delete the 3rd, 9th, and 31st judicial circuits; amends KRS 23A.045 relating to judicial circuits with three circuit judges to add the 3rd, 9th, and 31st judicial circuits; amends KRS 24A.030 relating to judicial districts to remove Cumberland and Monroe counties from the 29th judicial district and to create a new 60th judicial district consisting of Cumberland and Monroe counties; provides for the district judge living in Cumberland and Monroe counties to be the judge for that district and not to create a vacancy in office; provides that the district judge who lives in Adair and Casey counties retains his office for the judicial district as amended; amends KRS 532.031 relating to hate crimes to add KRS 508.030 relating to assault in the 4th degree; EMERGENCY as to judicial circuits and judicial districts but not amendment of KRS 508.030.

HB 431

AN ACT changing the classification of the city of Henderson, in Henderson County.

Reclassifies the City of Henderson, population 25,945, in Henderson County, from a city of the third class to a city of the second class.

HB 433

AN ACT relating to violating graves.

Amends KRS 525.115 to add the criminal penalty that a person who violates a grave shall restore the cemetery to its pre-damage condition.

HB 436

AN ACT relating to coal mining.

Amends KRS 351.010 to make technical corrections to definitions; amends KRS 351.020 to change the word "state" to "Commonwealth"; amends KRS 351.030 to delete the requirement for the Department of Mines and Minerals to hold a hearing on any matter brought before it; makes technical corrections; amends KRS 351.103 to include reference to a certified miner; amends KRS 351.105 to delete the requirement for the commissioner of the Department of Mines and Minerals to call an organizational meeting after new members are installed; makes technical corrections to conform; amends KRS 351.107 to delete the requirement that the Mining Board determine whether a training program for shotfirers is sufficiently available to the workforce and sets an effective date for the application of KRS 351.107; makes technical corrections to conform; amends KRS 351.108 to reference mine certificates issued by the commissioner of the Department of Mines and Minerals; amends KRS 351.160 to change the word "state" to "Commonwealth"; amends KRS 351.192 to delete provisions that do not require a person that performs mine rescue planning and recovery operations to participate in an investigation of a mine rescue operation; amends KRS 352.140 to change department to commissioner; amends 352.220 to delete reference to animals; to delete reference to a dates for the application of the section; make technical changes to conform; amends KRS

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352.230 to delete references to date for application of the section and to make technical changes to conform; amends KRS 352.260 to refer to a certified mine foreman; deletes references to a date for application of the subsection and makes technical corrections; amends KRS 352.290 to delete reference to an indelible pencil; amends KRS 352.350 to change reference from an operator of a mine to a licensee of a mine and make technical corrections; amends KRS 352.400 to delete the requirement that a licensee of a mine provide all equipment and clothing to satisfy a change in mine rules; amends 352.430 to include a departmental attorney among those who may represent the Commonwealth and make technical corrections; amends numerous sections of KRS Chapters 351 and 352 to make technical corrections; repeals KRS 351.128 and KRS 351.195.

HB 438

AN ACT relating to tourism and convention commissions.

Amends KRS 91A.350, relating to local tourist and convention commissions, to include developing convention and tourist activities and facilities as the purpose of the commissions; amends KRS 91A.360, relating to the membership of tourist and convention commissions, to require commission appointees to represent local hotels, motels, restaurants and businesses as prescribed; amends KRS 91A.372, relating to the membership of tourist and convention commissions in urban-county governments, to change the appointing authority from the chief elective officer to the mayor; amends KRS 91A.380 to delete language which limits persons or organizations with which the commission may contract for promotional activities, and inserts language which requires audits to be sent to the State Auditor of Public Accounts and makes the audits available to the public at no charge; amends KRS 91A.390 to require collection procedures to be adopted by ordinance for monthly collections, maintenance in a separate account, and be considered as tax revenues as prescribed; permits usage of the funds for promotional purposes by local government only with the advice and consent of the commission; creates new language in KRS Chapter 91A to require the State Auditor to issue audit standards and allows the Auditor to review the final report and working papers of the CPA; requires the commission to bear the costs of the audit; permits any resident to bring suit in Circuit Court; permits the court to award court costs to the prevailing party as prescribed; amends KRS 91A.392 to conform.

HB 439

AN ACT relating to retirement.

Creates a new section of KRS Chapter 21 and amends KRS 21.400 to create a "Senior Status Program for Special Judges" as a pilot program which sunsets July 1, 2007 and which allows a judge to retire as a "Senior Status Special Judge" if his or her combined total years of service credit and age equal 75; requires an election to be made within 90 days of retirement; calculates retirement based on 5% of final compensation based on the number of years of judicial service, not to exceed 20 years, with non-judicial service to be counted as otherwise provided in KRS Chapter 21; limits service retirement allowance to 100% of final compensation; requires a "Senior Status Special Judge" to serve as a special judge when appointed by the Chief Justice for a maximum of 120 days a year for a 5 year period without additional compensation; gives the Chief Justice

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discretion to appoint a "Senior Status Special Judge" for more than 120 days in a given year, with compensation for any day served in excess of 120; requires a Senior Status Special Judge, if so ordered, to serve a total of 600 days during the 5 year period of his appointment, unless otherwise agreed in writing, or return to benefits otherwise provided by KRS Chapter 21; repeals pilot program effective July 1, 2007.

HB 443

AN ACT relating to motor vehicle titles.

Creates a new section of KRS Chapter 186A, relating to the automated motor vehicle registration system (AVIS), to provide that the owner of a motor vehicle damaged solely by hail must have the existing title to the vehicle branded for hail damage, but the owner is not required to obtain a salvage title on the vehicle if the vehicle can be legally operated on the highway, the actual cost or estimate to repair the hail damage exceeds 75% of the vehicle's retail value, and if the owner intends to retain ownership of the vehicle; provides for the person to submit to the sheriff a statement from their insurance company attesting that the vehicle's damage exceeds 75% of the vehicle value and is solely the result of hail damage and have the vehicle inspected by the sheriff and submit inspection information to the county clerk; provides for clerk to stamp the owner's existing paper title "hail damage" and to enter information on branding the title into AVIS; provides for title to always carry the "hail damage" brand; amends KRS 186A.520 and KRS 186A.530 to conform.

HB 448

AN ACT relating to rape crisis centers.

Creates new sections of KRS Chapter 211 to require the Cabinet for Health Services to designate 1 nonprofit corporation in each area development district to serve as the regional rape crisis center; requires the center to provide crisis counseling, mental health support services, advocacy, consultation, public education, and training of professionals; permits the secretary of the cabinet to make grants to assist the corporation in the establishment of the center; requires the center to establish a board; establishes the duties of a center board; provides for confidentiality of center records that identify a client; amends KRS 216B.015 to define "sexual assault examination facility"; amends KRS 216B.400 to permit examination of sexual offense victim to be performed in a sexual assault examination facility; amends KRS 314.011 to conform.

HB 449

AN ACT relating to facilities serving persons with mental illness and mental retardation, and declaring an emergency.

Amends KRS 210.045 to require the Cabinet for Health Services to provide written notice to the Legislative Research Commission and to residents, immediate family, guardians, and interested parties of the cabinet's intent to close any state-owned or operated facility that provides residential services to persons with mental retardation or developmental disabilities; requires the notice to include the right to pursue legal action regarding the notice requirements; prohibits closure of a facility that has been funded during a biennium; permits closure upon effective date of legislation approving closure;

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permits closure and requires notice in situations of a health or safety emergency or federal action, and specifies procedure by which the cabinet may seek relief; permits legal action to seek compensatory damages and attorney fees in county of facility or Franklin Circuit Court; prohibits punitive damages; creates a new section of KRS Chapter 210 to require consideration of timelines for closure, available community services, individual rights of residents, community living plans, safeguards and monitoring, state responsibilities, transfer of ownership, or other issues at de novo hearing on facility closure; creates a new section of KRS Chapter 210 to require cabinet to provide notice within 10 days of effective date of this Act to residents, guardians, and interested parties of facilities currently planned for closure; requires delay of closure until hearing have been completed; amends KRS 216B.455 to permit psychiatric residential treatment facilities for children to be accredited by additional accrediting agencies recognized by the state as permitted by the federal Medicaid program; EMERGENCY.

HB 452

AN ACT relating to continuing care retirement communities.

Amends KRS 216B.015 to define "continuing care retirement community" and "independent living"; amends KRS 216B.020 to exempt on-campus nursing home beds from certificate of need and prohibit continuing care retirement communities' nursing facility beds from being certified as Medicaid-eligible or changing the licensure status of its beds without obtaining a certificate of need; amends KRS 216B.040 to prohibit continuing care retirement communities' nursing home beds established under this Act from being considered in the long-term care bed need criteria in the state health plan; amends 216B.095 to prohibit nonsubstantive review of a certificate of need application indicating an intent to apply for Medicaid certification of nursing home beds established within a continuing care retirement community; creates new sections of KRS Chapter 216B to require the Cabinet for Health Services to promulgate administrative regulations to establish the procedures and requirements for obtaining a certificate of compliance; requires a continuing care retirement community to certify in writing that it will not participate in the Medicaid program or seek Medicaid reimbursement for any of the health facilities or services it provides; permits a continuing care retirement community to establish one (1) bed at the nursing home level of care for every four (4) living units or personal care beds that it operates; requires residents to be assessed using the Health Care Financing Administration approved long-term care resident assessment instrument; limits admission to continuing care retirement communities' nursing home beds to on-campus residents; prohibits residents from being admitted to a continuing care retirement community's nursing home bed prior to ninety (90) days residency unless there is a significant change in health status documented by a physician; prohibits a resident admitted to a nursing home bed from being transferred or discharged without a thirty (30) day written notice; requires continuing care retirement communities to assist residents upon a move-out notice to find appropriate living arrangements, share any information on alternative living provided by the Office of Aging Services, and include provisions for assisting the resident upon a move-out notice in the written agreement between the resident and the continuing care retirement community; limits the establishment of continuing care retirement community nursing home beds to the period commencing

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upon the effective date of this Act and ending upon adjournment of the 2002 General Assembly; requires the Cabinet for Health Services to collect data regarding any change in bed numbers, licensure status, or Medicaid certification from the effective date of this Act until October 31, 2001; and requires the Secretary for the Cabinet for Health Services to issue a report to the President of the Senate and the Speaker of the House of Representatives, the chair of the Senate Standing Committee on Health and Welfare, and the chair of the House Standing Committee on Health and Welfare addressing the impact of this Act on the Medicaid budget, consumer access, and providers of long-term care.

HB 453

AN ACT relating to life insurance.

Amends KRS 304.15-020 to define terms; amends KRS 304.15-700 to set forth certain requirements for applicants for a viatical settlement broker license, to require all applicants for a viatical settlement broker license to attend training and to pass a viatical broker examination, to file evidence of financial responsibility in specified amounts, to require the Commissioner of the Department of Insurance to promulgate administrative regulations, to require a provider to give a copy of any trust agreement to the commissioner; amends KRS 304.15-705 to require that viatical records transactions be maintained for 5 years, to establish that the Kentucky Secretary of State receive service of lawful process; amends KRS 304-15-715 to require the viatical settlement provider to provide the viator upon execution of the viatical settlement contract, a form with options regarding future transfer of ownership in the life insurance policy being viated; requires the provider to notify the insurer when the policy has been viaticated within 10 days of the expiration of the rescission period; creates new sections of subtitle 15 of KRS Chapter 304 to require the department to issue cease and desist orders for cause; allows the department to impose and collect administrative fines for violations of a cease and desist order; establishes what are unlawful acts regarding viaticals; requires a viatical settlement transaction to be completed through an independent third party trustee; establishes that a viatical settlement contract is rescinded if the insured dies during the rescission period; establishes that if the time or amount under an accelerated benefits provision is equal to or greater than the viatical settlement the settlement is prohibited from being negotiated; allows the commissioner to seek an injunction to prevent further violations; allows a civil cause of action; amends KRS 304.15-710 to require full disclosure and a consumer guide to be provided on the date the contract is signed and additional disclosures required; creates a new section of subtitle 15 of KRS Chapter 304 to establish that the settlement provider and will be liable and responsible for the performance of all obligations of the trust; amends KRS 304.42-190 to prohibit the use of the Kentucky Guaranty Association as inducement to purchase; creates new sections of subtitle 99 of KRS Chapter 304 to require that a licensee will conclude affairs and will not solicit, negotiate, or effectuate new contracts in the event of suspension of license; establishes that civil fines for each violation can range from \$1,000 to \$25,000; requires the department to refer violations to the Division of Insurance Fraud Investigation if appropriate.

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HB 454

AN ACT relating to the Interstate Compact for Adult Offender Supervision and matters incidental to the adoption thereof.

Repeals, amends, and reenacts KRS 439.560 to replace the compact with other states on out-of-state parole supervision with the Interstate Compact for Adult Offender Supervision.

HB 456

AN ACT relating to tobacco.

Creates a new section of KRS Chapter 248 to require the Commissioner of Agriculture to promulgate administrative regulations establishing the height and weight requirements for a basket of tobacco; amends KRS 248.990 to conform; repeals KRS 248.390.

HB 462

AN ACT relating to education finance.

Amends KRS 164A.300 to delete references to the endowment trust held by the Kentucky Educational Savings Plan Trust; amends KRS 164A.305 to delete definition of endowment trust; amends KRS 164A.310 to delegate particular functions to the program administrator; amends KRS 164A.325 to add references to KRS 45A.345 to 45A.460 and make other technical changes; amends KRS 164A.330 to delete the requirement that a beneficiary must be under age 15 when an account is opened and to delete the requirement that payment of benefits must begin once the beneficiary reaches age 18; amends KRS 164A.335 to delete references to the endowment trust; amends KRS 164A.350 to state that the trust shall exercise ownership of all contributions made under participant agreements up to the date of the utilization of payment for the beneficiary and describe the reversionary rights of the participant; amends KRS 164A.360 to clarify that the trust has the option to establish a loan program, but borrowing from the trust is not an inherent right of participants; amends KRS 164A.375 to clarify that earnings in the trust not used for qualified educational expenses are not exempt from state taxation; outlines methods for the Kentucky Higher Education Assistance Board to use in distributing funds from the endowment trust; makes other technical changes to ensure compliance with Section 529 of the Internal Revenue Code; amends KRS 164.7871 to 164.7889 to permit the transfer of a Kentucky Educational Excellence Scholarship or supplemental award to an eligible student who is enrolled in an approved out-of state institution degree program that is not available in Kentucky.

HB 463

AN ACT relating to alcoholic beverage licenses at automobile race tracks and declaring an emergency.

Amends various sections of KRS Chapter 243 to establish a license for the retail sale of alcoholic beverages at automobile race tracks with a seating capacity of at least 30,000; establishes state distilled spirits license fee of \$2,000; establishes cap on city license for automobile race track of \$2,000; EMERGENCY.

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HB 465

AN ACT relating to boating.

Creates a new section of KRS Chapter 235, relating to boating, to prohibit a child under twelve from engaging in boating without wearing a personal flotation device; prohibits owner or operator of a boat or watercraft from permitting a child to violate the law; exempts children who are passengers on passenger vessels licensed as such by the United States Coast Guard and a toll ferry operating pursuant to KRS 280.010 to 280.110 to the class of commercial vessels on which a child under 12 does not have to wear a personal flotation device; amends KRS 235.990 to provide penalty.

HB 466

AN ACT relating to sports.

Amends KRS 229.051 to require that a permit be issued before a person can promote or act as a booker for a professional boxing or wrestling match or exhibition and requires that the promoter or booker file bond; amends KRS 229.081 to permit the commission to promulgate administrative regulations governing persons, other than those enumerated in statute, who by virtue of their employment participate in boxing and wrestling events; amends KRS 229.101 to eliminate the provision permitting championship matches to be more than 12 rounds; amends KRS 229.111 to permit the commission to promulgate administrative regulations setting out the health and fitness requirements of the contestants; amends KRS 229.240 to expand authority of peace officers to permit them to prevent a professional match from occurring that violates the statutes and corresponding administrative regulations; amends KS 229.991 to increase lower end of fine from \$25 to \$100.

HB 471

AN ACT providing for the reclassification of cities.

Reclassifies the City of White Plains, population 605, from a city of the sixth class to a city of the fifth class; reclassifies the City of Albany from a city of the fifth class to a city of the fourth class.

HB 472

AN ACT relating to distilled spirits and wine.

Amends KRS 243.030 to create a "sampling license" with an annual license fee of \$100; amends KRS 244.050 to permit licensed package retailers of distilled spirits and wine, upon receipt of a sampling license, to give free samples of product to customers under restricted circumstances; requires retail package licensees that receive a sampling license to notify the Department of Alcoholic Beverage Control at least 7 days prior to a sampling event; limits sampling to a 4 hour period between 12 noon and 8 p.m.

HB 474

AN ACT relating to professional counselors.

Amends KRS 335.500 to add a definition of certified professional counselor associate; permits the board to issue a certificate for professional counselor associate to an applicant that meets all requirements for a professional counselor except the number of

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hours of experience required; requires that after January 1, 2001, all hours of experience for professional counselor certification be obtained after obtaining a master's degree.

HB 475

AN ACT relating to criminal justice.

Amends KRS 196.037 to allow probation and parole officers to have the powers of peace officers as to persons under their supervision; amends KRS 197.025 to place a twenty day limit on the time a prisoner has to appeal an open records decision; amends KRS 197.045 to eliminate the Department of Corrections' ability to eliminate good time for an inmate filing a lawsuit which was dismissed for being legally without merit; amends KRS 438.250 to allow testing of more than blood for possible communicable disease following an attack upon a public servant; amends KRS 439.563 to set out the Probation and Parole Board's responsibilities in regard to restitution; amends KRS 454.405 to restrict certain inmate legal actions; amends KRS 508.025 to expand the coverage of that crime to include any bodily fluid; amends KRS 510.120 expand the coverage of that crime to include sexual contact between a correctional employee or agent and an offender; amends KRS 532.043 to include KRS 529.030 and 531.320 within the coverage of the conditional discharge statute for certain sex offenses; amends KRS 533.025 to allow the Department of Corrections to remove a state prisoner serving time in a county facility into a state facility for treatment of certain medical conditions.

HB 477

AN ACT relating to the provision of telecommunication services by municipalities and municipal utilities.

Creates new section of KRS Chapter 96 to subject the telecommunications portion of a municipal utility to regulation by the Public Service Commission; amends KRS Chapter 96.170 to allow a city of the third class to provide telecommunication service and to require that the telecommunication service be subject to regulation of the Public Service Commission; amends KRS Chapter 96.190 to allow a city of the fourth class to provide telecommunication service and to require that the telecommunication service be subject to regulation by the Public Service Commission; amends KRS Chapter 96.520 to allow a city of the second, third, fourth fifth or sixth class that provides telecommunication service be subject to regulation by the Public Service Commission; amends KRS Chapter 278.010 to remove a municipal utility that provides telephone service from the exemptions that apply to other utility services; allows any city to provide telecommunications service; amends Sections 2 to 4 to provide that only telephone service will be regulated by the Public Service Commission; makes technical correction in Section 1 to change the reference to Section 4 to Section 5.

HB 482

AN ACT relating to license plates.

Amends KRS 186.240, relating to the form of Kentucky's license plate, to require the Transportation Cabinet to dedicate the fifty cents (\$0.50) collected on every license plate issued to defray the cost to reflectorize the plate, to a special fund that is to be used

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to issue new reflectorized license plates every five (5) years; requires the new license plate to be issued beginning January 1, 2003, and every five (5) years thereafter.

HB 483

AN ACT relating to state traffic school.

Amends KRS 186.574, relating to state traffic school, to allow drivers to attend traffic school once every year rather than once every two years.

HB 488

AN ACT relating to the transportation of persons.

Amends KRS 281.010, relating to definitions governing motor carriers, to define the term "cabinet"; amends KRS 281.014, relating to definitions governing motor carriers, to define the terms "human service transportation delivery", "delivery area", "broker", "subcontractor", and "CTAC"; creates various new sections of KRS Chapter 281, relating to motor carriers, to create the coordinated transportation advisory committee (CTAC); requires the Transportation Cabinet staff to provide administrative support to the CTAC; requires the Transportation Cabinet to promulgate administrative regulations under KRS Chapter 13A to specify the duties and responsibilities of the CTAC; requires the Transportation Cabinet to employ a pool of program coordinators; requires that the program coordinator be a state employee; specifies the duties of the program coordinator; provides for a program coordinator to investigate complaints regarding recipients of the program in addition to complaints regarding brokers and subcontractors; defines types of transportation certificates to be issued based upon a person's level of eligibility and physical needs; prohibits area brokers from changing a person's level of eligibility and the accompanying certificate type; provides for persons with a certificate type 07 or 08 to have freedom of choice from delivery area subcontractors; allows brokers to consider giving persons classified as 02's freedom of choice in transportation provider; specifies matters governing the human service transportation delivery program that the Transportation Cabinet is required to promulgate administrative regulations to address; requires brokers to provide transportation services to a person without the normal 72 hour time notification if the person's physician verifies the person needs to be seen by the physician or another physician to whom the person is being referred for medical treatment; mandates a broker be fined \$1,000, in addition to being subject to having their contract revoked, if the broker refuses to transport a person before the state program coordinator has officially instructed the broker that the person is ineligible to receive transportation services; mandates same penalty for refusing transportation to a person requesting service with less than the required 72 hours notice; requires a hearing to be held in the county where the person lives if a person is appealing a decision by the state that they are ineligible for transportation services, or if they are appealing the resolution of a complaint lodged against a broker or subcontractor; prohibits a broker from imposing on subcontractors additional requirements that are not required under this bill or by administrative regulations promulgated by the Transportation Cabinet; provides that brokers shall have all reports necessary for payment to the cabinet not later than the 7th of each month; requires the cabinet to pay the broker not later than the 15th of each month if the broker has submitted all the required reports;

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requires brokers to pay subcontractors within 3 business days of being paid by the cabinet; amends KRS 96A.010, relating to definitions governing mass transit authorities, and KRS 96A.095, relating to the Transportation Cabinet's authority to accept funds for mass transit services, to conform; requires the Transportation Cabinet to conduct a study of the formulas used to calculate capitated rates by delivery area; requires the cabinet to report its findings to the Interim Joint Committee on Transportation no later than July 1, 2001; provides for contracts under the human service transportation delivery program to be rebid not later than July 1, 2001; requires administrative regulations to be promulgated not later than 30 days after the effective date of this Act; provides for the operational handbook to become effective March 1, 2001.

HB 497

AN ACT relating to traumatic brain injury.

Amends KRS 211.470 and 211.472 to make technical corrections; amends KRS 211.474 to cover mental health services by the traumatic brain injury trust fund and permit the board of the traumatic brain injury trust fund to cover environmental modifications, special medical equipment and supplies, and behavioral programs.

HB 501

AN ACT relating to anhydrous ammonia.

Amends KRS 250.482 relating to definitions for the anhydrous ammonia regulation program to define "approved container;" amends KRS 250.483 relating to anhydrous ammonia regulations to specify that the Department of Housing, Building, and Construction, not the Department of Insurance, regulates the program and removes the requirement for public hearing prior to promulgating administrative regulations; amends KRS 250.486 sale or delivery of anhydrous ammonia to delete annual license fee for dealers and requires dealers to be registered; creates a new section of KRS Chapter 250 to make it unlawful to possess anhydrous ammonia in an unapproved container, provides exceptions for laboratories and agricultural operations; creates a new section of KRS Chapter 250 to make it unlawful to tamper with containers for storage or application of anhydrous ammonia and to define what constitutes tampering; creates a new section of KRS Chapter 250 to limit liability of anhydrous ammonia facilities which have been tampered with; amends KRS 250.991 to specify that possession of anhydrous ammonia in an unauthorized container is a Class B felony for the first offense and a Class A felony for each subsequent offense if it can be shown that the defendant intends to illegally manufacture methamphetamine and a Class D felony if that cannot be shown and to specify that tampering with an anhydrous ammonia facility is a class B felony for the first offense and a Class A felony for each subsequent offense if it can be shown that the defendant intends to illegally manufacture methamphetamine and a Class D felony if that cannot be shown; amends KRS 514.030 relating to theft by unlawful taking to make theft of anhydrous ammonia a Class B felony for the first offense and a Class A felony for each subsequent offense if it can be shown that the defendant intends to illegally manufacture methamphetamine and a Class D felony if that cannot be shown; amends KRS 514.110 relating to possession of stolen property to make possession of stolen anhydrous ammonia a Class B felony for the first offense and a Class A felony for each subsequent offense if

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it can be shown that the defendant intends to illegally manufacture methamphetamine and a Class D felony if that cannot be shown.

HB 502

AN ACT relating to appropriations providing financing for the operations, maintenance, support, and functioning of the government of the Commonwealth of Kentucky and its various officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies, and other state-supported activities,

Appropriates for operating and capital budgets from the General Fund, Road Fund, Restricted Funds, Federal Funds, Bond Funds, Agency Funds, capital construction surplus, investment income, surplus bond proceeds, and other funds, as indicated: \$69,236,700 in fiscal year 1999-2000; \$18,037,091,800 in fiscal year 2000-2001; \$16,647,933,700 in fiscal year 2001-2002; provides for reauthorization of previously-authorized capital projects and defines conditions under which previously-authorized capital projects may be reauthorized; authorizes first-time bond projects support with General Fund debt service appropriations in FY 2000-2001 with partial year debt service and permits preliminary work to proceed; provides full year debt service requirements in FY 2001-2002; prohibits sale of permanent bond financing prior to January 1, 2000; requires General Fund debt service appropriations to lapse if a capital bond project is canceled; appropriates Emergency Repair, Maintenance and Replacement Fund moneys and Deferred Maintenance Fund moneys to individual capital projects identified in the Budget Bill; specifies that certain Deferred Maintenance Fund supported projects exceed \$400,000 limit; authorizes excess bond proceeds from completed projects and unrestricted Investment Income earnings from bond proceeds for debt service; requires conformance with Internal Revenue Service laws and regulations; permits General Fund resource substitution for Community Development Bond Funds upon determination of the Secretary of Finance and Administration Cabinet of appropriateness and approval by the State Budget Director and reporting to the Interim Joint Committee on Appropriations and Revenue and Capital Projects and Bond Oversight Committee; credits Investment Income earned on moneys in the Technology Trust Fund Account to accrue to the Capital Construction and Equipment Purchase Contingency Account; authorizes postsecondary institutions to apply allocations from the Agency Bond Projects Pool; authorizes interim projects which do not include state or federal funds upon approval by the Council on Postsecondary Education and the Secretary of the Finance and Administration Cabinet and notification to the Capital Projects and Bond Oversight Committee; requires designated approval in accordance with specific procedures prior to issuance of economic development bonds; requires certain capital programs projects to be reported to the Capital Projects and Bond Oversight Committee; requires capital construction appropriations to be transferred to the Finance and Administration Cabinet; authorizes postsecondary institutions' Capital Renewal and Maintenance and Equipment Replacement Bond Pools and identifies conditions for utilization; reauthorizes \$75,000 appropriation for the Estill County Board of Education Swimming Pool Project in the 1998-2000 Budget Bill and reappropriates funds for other initiatives; authorizes, under certain conditions, the combination or consolidation of the related funding for the Business and Technology Building Project at Eastern Kentucky University, the Southeast

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Kentucky Center for Business Technology and Innovation Project under Economic Development Cabinet and other available resources, limits scope to \$15,000,000; authorizes, under certain conditions, the combination or consolidation of the related funding for the South Campus Building Project at Western Kentucky University, the South Central Kentucky Technology Center Project under Economic Development Bond Pool Reauthorization Project and other available resources, limits scope to \$10,000,000; appropriates General Fund moneys and Bond Funds with General Fund-supported debt service to enumerated local and statewide community development projects; authorizes the Secretary of Finance and Administration Cabinet to reassigns projects by Administrative Order to appropriate administering agency; requires reporting to the Interim Joint Committee on Appropriations and Revenue and Capital Construction and Bond Projects Oversight Committee; declares all such appropriations are non-recurring and that recipient agencies are financially responsible for operating costs; authorizes issuance of bonds; authorizes the Secretary of Finance and Administration Cabinet to arrange for the application of \$3,000,000 previously issued and unused Economic Development Bond Proceeds for the Jefferson County Project to the Mohammed Ali Center Project; appropriates Local Government Economic Development Fund moneys from the respective single county fund for enumerated local Coal Severance Tax projects; *(Veto Item number 3, deleted project number 49, Black Mountain Utility District - Sewer/Waterline and Infrastructure; Veto Item number 4, deleted project number 74, Harlan County Fiscal Court - Purchase of Road Equipment; Veto Item number 5, deleted project number 83, Harlan County Fiscal Court - Purchase of Equipment; and Veto Item number 6, deleted project number 92, Appalachian Heritage Art Guild)*; specifies types and sources of Restricted and Federal Funds; requires recording and reporting of receipts; restricts funds to purposes, uses and benefit of the budget unit authorized to receive the funds; permits receipt and expenditure of unbudgeted Restricted and Federal Funds and credit of prior year fund account balances; requires compliance with the provisions of KRS 48.400 to 48.800 and authorization by the State Budget Director and approval by the Secretary of Finance and Administration; permits a budget unit to requisition Restricted and Federal Funds receipts and prior year fund balances; requires budget unit to document and report revised estimates of receipts and expenditures; specifies reporting requirements; restricts appropriated funds to purposes specifically authorized by the General Assembly in the Budget Bill; prohibits unauthorized transfers of appropriations between or among any budget unit without specific authorization; requires compliance with KRS 48.400 to 48.800 and review and determination by the Interim Joint Committee on Appropriations and Revenue; prohibits General Fund or Road Fund obligations to be incurred unless contemplated in the Enacted Budget and supported by documentation considered by the General Assembly, legislative and executive records and the statutory budget memorandum; requires General Fund or Road Fund appropriations made due to anticipated reductions in Federal Funds to lapse to the extent Federal Funds become available; requires notification to the State Budget Director and the Interim Joint Committee on Appropriations and Revenue by any agency that declines to accept wholly Federal Funds-supported program entitlements; requires, pursuant to KRS 48.720, lapse of General Fund or Road Fund debt service appropriations under specified conditions; requires conformance with interim appropriations revisions and process in accordance

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with KRS 48.630; permits, in accordance with KRS 48.605 and conforming with KRS 48.610, the State Budget Director, upon request by the budget unit, to revise allotments within appropriation units under specified conditions and reporting requirements; repeals all statutory continuing appropriations except for provisions in KRS Chapters 42, 96A, 164, 183, 278, and 441; suspends all conflicting statutes unless otherwise provided in the Budget Bill; directs the statutory powers and duties of the Secretary of Finance and Administration are not affected by the provisions of the Budget Bill unless explicitly modified in the Budget Bill; reaffirms previously authorized FY 1999-2000 appropriations unless explicitly modified by the Budget Bill; directs that the budget unit's appropriations in the Budget Bill are made for operations, services, and activities detailed in the Budget Bill and explained in the statutory budget memorandum; acknowledges the adopted budget memorandum is law with legal force and effect for the fiscal biennium; affirms, in accordance with KRS 48.500, the authority of the Secretary of Finance and Administration to interpret purposes and manner of expenditures for appropriations in the Budget Bill during the interim and requires reporting to the Interim Joint Committee on Appropriations and Revenue; directs the State Budget Director to review and report interim quarterly revenue estimates and analysis report within 30 days of the close of each quarter; authorizes the Secretary of Finance and Administration to prorate administrative costs of the Finance and Administration Cabinet, Treasury, and Office of Attorney General related federal cost allocations, and requires report of allotments to the Interim Joint Committee on Appropriations and Revenue prior to transfer of funds; directs Road Fund support for lease rental payment for Resource Recovery Road Projects; requires transfer of additional amounts necessary from coal severance tax receipts in the event Road Fund resources are insufficient; directs that the Budget Bill does not confirm or ratify any executive reorganization order not enacted by the 2000 General Assembly; directs the Secretary of Finance and Administration Cabinet to restore related appropriations and funding for affected budget units for FY 1999-2000 and inform the Legislative Research Commission; prohibits further deposit to the Budget Reserve Trust Fund during the biennium except as provided in the Budget Bill; specifies uses and amount in the event General Fund receipts are insufficient to meet General Fund appropriations and authorizes use as alternate funding source for mandated expenses as specified in the Budget Bill; establishes the maximum employer retirement contribution rated for KERS non-hazardous employees at 5.89%, for hazardous duty employees at 18.84%, and for State Police System employees at 21.58% for the period July 1, 2000, through June 30, 2002; requires the Finance and Administration Cabinet, in conjunction with the Consensus Forecasting Group, to provide a budget planning report by August 15, 2001, to each branch of government; directs the Finance and Administration Cabinet to provide detailed estimates and related information for the General Fund and Road Fund of revenues loss due to tax expenditure laws and regulations for FY 2001-2002 and FB 2002-2004 by October 15, 2001; directs, in accordance with KRS 48.312, that duplicate appropriations in the Budget Bill for the same purpose and amount are to be construed as a single appropriation; authorizes technical corrections in the Acts and Journals of the General Assembly and the Kentucky Revised Statutes by the Legislative Research Commission under identified conditions; directs each section, subsection and each appropriation sum by specified fund or fund account as separate appropriation units;

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directs that invalid provisions do not affect remaining provisions; authorizes under certain conditions transfer of General Fund appropriations relating to the FB 2000-2002 Technology Trust Fund Program savings to specified agencies and requires reporting and documentation to be provided to the Interim Joint Committee on Appropriations and Revenue; directs the transfer of any amount in excess of \$6,000,000 in unclaimed prize money held in the Kentucky Lottery Corporate Operating Account to the Affordable Housing Trust Fund in accordance with KRS 198A.710, and that the first \$6,000,000 of unclaimed prize moneys shall be used for prize award pool or special prize promotions; directs the amount to be in the General Fund Surplus Account at the close of FY 2000-2001 designated for budgeted purposes in FY 2001-2002 to be specified in the statutory budget memorandum and adjusted in accordance with KRS 48.120(3); specifies the tax rate for dispensing or delivering outpatient prescription drugs at 15 cents per prescription for payment received after June 30, 1999, through June 30, 2000, and there shall be no tax on outpatient prescriptions after June 30, 2000; waves sovereign immunity to the extent motor vehicle liability insurance coverage is purchased by any governmental agency; directs and authorizes the application, financial administration, and appropriations of funds relating to the Technology Trust Fund; authorizes the Revenue Cabinet to develop an interim multi-state, voluntary sales and use tax system and directs specific conditions and reporting requirements to be met; creates Rape Crisis and Spouse Abuse Centers' Professional Development Fund to be administered by the Finance and Administration Cabinet, specifies specific purpose and funding sources, and directs transfer of funds to appropriate state agency for executing contractual agreements; directs the development and specifies requirements and purposes of a strategic planning and performance budgeting pilot project; requires reporting to the State Auditor, Governor, and the Legislative Research Commission; suspends the provisions of any amendment to KRS 18A.225 by the 2000 General Assembly and directs that unspent flexible benefit spending accounts funds of local school districts employees remain in the respective districts; suspends KRS 138.510 to provide a tax credit for race tracks with an average daily handle of \$1,200,000 or more, and directs specific requirements and utilization for qualification of tax credit; directs the Kentucky Economic Development Authority to order repayment under specified conditions; requires reporting to the Interim Joint Committee on Appropriations and Revenue; suspends KRS 138.510 to reduce the excise tax to 2.5% in FY 2000-2001 and to 2.0% in FY 2001-2002 for race tracks with an average daily handle of \$250,000 or more, and directs that the track use the amount of rate difference to promote and maintain its facilities and live meets; authorizes the Transportation and Natural Resources and Environmental Protection Cabinets to receive and accept money and other contributions from private sector entities for Adopt-a-Highway Litter Program or other statewide litter programs; deems contributions to be for public purpose, directs funds to be identified as Restricted Funds and reporting in accordance with KRS Chapter 48, and exempts contributions from restrictions contained in KRS Chapter 11A; suspends KRS Chapter 139 to exempt from sales and use taxes, domestic deer and elk and by-products, equipment and materials chemicals, feeds and supplies used in farming operations; limits total permanent filled positions to level authorized in the enacted Budget Bill; requires monthly reporting to the Interim Joint Committee on Appropriations and Revenue; provides a 5% annual increment on the

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salary/wage base on employees' anniversary date; requires the salary/wage of each employee not on probationary status to be at least 105% of the entry level salary for the assigned grade of the job classification; directs, effective July 1, 2000, job classifications that are 5, 4, and 3 grades below their proper grade to be raised 2 grade levels respectively; provides for specific funds transfers and amounts to the General Fund; provides for a General Fund Budget Reduction Plan and a General Fund Surplus Expenditure Plan; provides for a Road Fund Budget Reduction Plan and a Road Fund Surplus Expenditure Plan; provides conditions, directives and legislative intent for the following budget units: Governor's Office of Technology, Office of Statewide 911 Coordination; Attorney General, Legal Services Contracts, Deputy and Assistant Attorneys General Salaries, Health Care Rate Intervention, Asbestos Litigation Fund, Annual and Sick Leave Service Credit, Prosecutors Advisory Council Administrative Functions, Victims Witness Protection Funds, Child Sexual Abuse Exams, Public Funds; Auditor of Public Accounts, State Agencies Audit Services Contracts, Audit Records and Status Reports, Charges for Federal, State and Local Audits, EMPOWER Kentucky Audit Expenses; Agriculture, Agriculture - PACE Program; Personnel Board, Administrative Hearing Notice; Local Government, Flood Control Matching Fund Project Review; Governor's Office of Veterans' Affairs, Weekend and Holiday Premium Pay Incentive; Economic Development, Office of the Secretary, East and West Kentucky Corporations' and Regional Offices' Strategic Plan, Coal County Development Office Reports, Kentucky Woods Product Competitiveness Corporation Reports, Funding for New Commissioner, Knowledge-Bases Economy Initiatives; Financial Incentives, Bluegrass State Skills Corporation, High-Tech Construction Pool, High-Tech Investment Pool, Economic Development Reports; Community Development, Regional Offices, Flexible Manufacturing Network Program Reports; Department of Education, Support Education Excellence in Kentucky (SEEK) Program; Allocation of Support Education Excellence in Kentucky Funds, Minimum Statewide Salary Schedules, Allocation of Support Education Excellence in Kentucky Lapse Funds; Executive Policy and Management, Employment of Personnel, Employment of Leadership Personnel, Management Support; Funding for Employer Health and Life Insurance and Retirement Contributions, Kentucky Education Technology System, Family Resource and Youth Services Centers, Allocation of Safe Schools Funds, Education Professional Standards Board System Infrastructure/Database System; Learning Support Services, School Rewards Trust Fund, Kentucky Education Technology System, Education Professional Standards Board (EPSB), Area Centers and Vocational Departments Funding Formula; Education, Arts and Humanities, Teachers' Retirement System, Highly Skilled Educator's Retirement Benefits; School Facilities Construction Commission, Local Districts Facilities Plans, Offers of Assistance, Bond Sales, Extending Offers of Assistance, Additional Growth Nickel Levy; Department for Libraries and Archives, Library Facilities Fund; Cabinet for Families and Children, Maximizing Federal Funds, Legislative Oversight; Community Based Services, Energy Assistance Trust Fund, Education for Recipients of Public Assistance, Emergency Shelter, Outreach Programs, Salary Improvements, Funds Transfer; Administration Services, Salary Improvements, Workplace Improvements, Funds Transfers; Health Services, Cabinet for Health Services, Maximizing Federal Funds, Identification of Maximized Federal Funds, Medicaid Administration; Health Insurance Portability Act,

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Dental Reimbursement, Medicaid Nursing Facility Allocation, Optometrists' Reimbursement, Kentucky Patient Access to Care Program (KenPAC) Reimbursement, Acquired Brain Injuries with Neurobehavioral Disorders, Medicaid Service Category Expenditure Information, Medicaid Managed Care Administrative Costs; Medicaid Services - Benefits, Hospital Indigent Patient Reporting, Hospital Indigent Patient Billing, Provider Tax Information, Indigent Care Posting, Settlement of Obligations Incurred Prior to Prepaid Capitation, Disproportionate Share Hospital Payments, Quality and Charity Care Trust Fund, Medicaid Budget Analysis Reports; Department for Public Health, Core Public Health Functions, Local Health Department Transition Training Program carry forward, Kentucky Regional Poison Control Center, Manchester Wellness Centers, Abstinence Education, Funds Transfer; Department for Mental Health/Mental Retardation, Disproportionate Share Hospital Funds, Restricted Funds Carry Forward, Kentucky Early Intervention System Analysis Reports, Castlewood Prader Willis Syndrome Group Home, The Healing Place Homeless Shelter, Elizabethtown Comprehensive Care Board Washington County Duplex; Certificate of Need, Voluntary Relinquishment of a Certificate of Need or Licensure; Aging Services, Local Match from Contracting Entities; Administrative Support, Licensing Personnel; Justice Cabinet, Justice Administration, Legal Aid Restrictions, The Urban League of Lexington-Fayette County Reporting Requirement; State Police, State/Local Emergency Phone Service Agreement, Background Checks; Corrections Management, Reimbursement to Counties for Interstate Inmate Detainees, Adjustment of Appropriations Between Appropriation Units; Adult Institutions, Inmate Projection/Bed Status and Financial Reports, Reporting Requirements; Natural Resources and Environmental Protection Cabinet, General Administration and Support, Budget Administration; Department for Natural Resources, Budget Administration; Department for Environmental Protection, Budget Administration, Clean Air Task Force, Hazardous Waste Assessments; Department for Surface Mining Reclamation and Enforcement, Budget Administration, Surface Coal Mining Permits; Kentucky River Authority, Water Withdrawal Fees; Environmental Quality Commission, Administrative Accountability; Postsecondary Education, Council on Postsecondary Education; Regional Postsecondary Education Centers, Research Challenge Trust Fund Account, Endowment Program Private Match, Regional University Excellence Trust Fund, Workforce Development Trust Fund, Kentucky Commonwealth Virtual University, Board of Regents Employee Exemption, Maintenance and Operation Funds for New Postsecondary Education Facilities; Morehead State University, Space Allocation; Murray State University, Breathitt Veterinary Center; University of Kentucky, Lexington Community College; Kentucky Community and Technical College System, Kentucky Community and Technical College System Faculty and Staff Salaries; Public Protection and Regulation Cabinet, Housing, Building and Construction, Fire Dispatcher Training; Petroleum Storage Tank Environmental Assurance; General Fund Transfer; Revenue Cabinet, Property Valuation Administrators; Annual and Compensatory Leave; Tourism Development Cabinet, Office of the Secretary, Tourism Development Loan Program; Department of Parks, Jenny Wiley Trail Task Force, Golf Course Construction Reports, Entrance to E.P. Tom Sawyer State Park; Kentucky Horse Park, Leasing of Horse Park Property; Transportation Cabinet, Cabinet Wide, Biennial Highway Construction Programs, Pre-financing Road Projects, ~~Contingency Funds~~ (this provision

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was vetoed in accordance with Veto Item # 7); Air Transportation, Maximum Federal Funds (the portion of this provision that states "Any funds appropriated to the Air Transportation budget unit shall be used to support the Airport Development projects identified in the Statutory Budget Memorandum" was vetoed in accordance with Veto Item # 8), Certified Air Carriers and Cap on Sales and Use Tax, Bluegrass Field Airport, General Aviation Entitlements, ~~Cost Overruns~~ (this provision was vetoed in accordance with Veto Item # 9); Vehicle Regulation, Reflectorized License Plates; General Administration and Support, Transportation Cabinet Office Building Provision; Highways, State Match Provisions, Excess Debt Service/Lease-Rental Appropriations, Federal Aid Highway Funds, Demonstration Projects, "ZVARIOUS" Projects, E.P. "Tom" Sawyer State Park, ~~Daniel Boone Parkway Tolls~~ (this provision was vetoed in accordance with Veto Item # 10), Switzer Bridge, Contingency Fund; Workforce Development Cabinet, Department for Technical Education, Participation in the Education Technology Program by Area Vocational Education Centers, Area Technical Center Equipment, ~~One-Stop Center~~ (this provision was vetoed in accordance with Veto Item # 1); Employment Services, Facility Replacement/Renovation Policy; adds a new component for Court Order Judgments and appropriates up to \$6 million from the General Fund Surplus Plan; requires the state police charge \$10 for each background check; permits the PACE board to contract directly with land surveyors, real estate appraisers, and other licensed professionals as necessary; appropriates \$400,000 in General Fund support each year to Natural Resources for reforestation programs; adds \$300,000 in General Fund support each year to the Department of Environmental Protection, Waste Management Program for litter control; appropriates \$3,000,000 in FY 2000-2001 and \$3,000,000 in FY 2001-2002 to the Council on Postsecondary Education for a Collaborative Center; appropriates \$700,000 in FY 2000-2001 and \$2,200,000 FY in 2001-2002 to provide a 2.7% increase in FY 2000-2001 and a 3.7% increase in FY 2001-2002 in the Base Funding for state universities; provides \$300,000 in FY 2000-2001 for an Animal Science Center at the University of Kentucky; appropriates \$1,000,000 in FY 2000-2001 for Lexington Community College-Planning and Design; provides funds to support the Feasibility Study, as required by HJR 61, totaling \$60,000 in FY 2000-2001; provides \$40,000 in FY 2000-2001 and \$450,000 in FY 2001-2002 for the Office of the Secretary of the Education, Arts, and Humanities for the Governor's Scholars Program; permits Funds Transfers relating to the Department of Public Health, to the extent allowed by federal regulations and the provisions of KRS 48.630 and directs that the Cabinet for Families and Children may transfer Temporary Assistance to Needy Families (TANF) funds to the Department for Public Health in the Cabinet for Health Services in exchange for Phase 1 Tobacco Settlement dollars targeted for the home visitation program, limits such transfer to \$3,000,000 per year and requires a dollar for dollar exchange; requires the transfer to be accepted by both Cabinets, permits the exchange as long as allowed by federal regulations in order to enable the Cabinet for Families and Children to further leverage funds which could be used in the Alternatives for Children subprogram; provides funds totaling \$150,000 in FY 2001-2002 to the Elizabethtown Comprehensive Care Board for the operations of the Washington County Duplex; provides funds to support operating costs of the Point ARC of Northern Kentucky-Wendover Group Home totaling \$25,200 in FY 2000-2001 and \$25,200 in FY

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2001-2002; provides funds to support operating costs of the Point ARC of Northern Kentucky-Hancock Group Home -totaling \$15,200 FY 2000-2001 and \$15,200 in FY 2001-2002; provides funds to support the operating costs of the Point ARC of Northern Kentucky-Point Ridge Group Home totaling \$10,000 in FY 2000-2001; provides funds for alcohol and substance abuse treatment services in the amount of \$150,000 in FY 2000-2001 and \$150,000 in FY 2001-2002 for the Boys and Girls Clubs of America's National Prevention Program; directs that funds for the Commonwealth's Attorneys include additional General Fund support totaling \$30,000 in the base budget for expenses; includes additional Restricted Funds from the Kentucky Infrastructure Authority Revolving Loan Fund (Fund B) for water and sewer projects; directs that the appropriation for the Finance and Administration Cabinet, General Administration budget unit includes Bond Funds totaling \$25 million for the Rural Development Bond Fund; directs that the appropriation for the Workforce Development, Department of Technical Education budget unit includes funding for the Salary Equity Program totaling \$600,000 in FY 2000-2001 and \$600,000 in FY 2001-2002; directs that the Kentucky Board of Education shall have sole authority to determine the employees of the Department of Education who are exempt from the classified service and to set their compensation comparable to the competitive market; appropriates \$1,000,000 in FY 2000-2001 and \$1,000,000 in FY 2001-2002 for the administrative costs relating to the Family Resource and Youth Service Centers; appropriates \$200,000 in FY 2000-2001 and \$200,000 in FY 2001-2002 for the Dropout Prevention Program; appropriates \$1,400,000 in FY 2001-2002 for Teacher Academies; appropriates \$750,000 in FY 2000-2001 and \$1,250,000 in FY 2001-2002 for a Professional Growth Fund; appropriates \$500,000 in FY 2001-2002 for a Professional Development Leadership and Mentor Fund; appropriates \$515,000 in FY 2001-2002 for Statewide Teacher Recruitment initiatives; provides \$400,000 in FY 2001-2002 to establish a Center for Middle School Academic Achievement; includes Part I, Language Provisions relating to Learning Support Services to permit the Commissioner of the Department of Education to transfer any available funds between the Professional Growth Fund and the Professional Development Leadership Mentor Fund as needed to satisfy the demand and need to support the respective teacher programs; includes provisions that direct notwithstanding any statute or administrative regulation to the contrary, school district #255, school district #465, and school #105 in school district #275 shall be allowed to use their allocated Extended School Services program funds in a manner that will best meet the needs of their particular students; creates a new section, Part XI Tobacco Settlement Fund, for the purpose of appropriating General Fund Tobacco Settlement Funds for specified programs, activities and purposes including \$25 million Rural Development Bond Fund in the Finance and Administration Cabinet, \$50 million Water Resources Development Bond Fund under the Kentucky Infrastructure Authority, Environmental Stewardship Program, Substance Abuse Treatment Program for Medicaid Eligible Women with Dependent Children, and Smoking Cessation Program under the Kentucky Agency for Substance Abuse Policy; *(the following provisions were vetoed in accordance with Veto Item # 2): ~~create the Agriculture Development Board to administer funds to assist the tobacco farmer and agriculture economy and communities; specify board membership and organizational and operational matters, and duties including administering the Rural Development Fund and programs to support state or~~*

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~~local initiatives that include the PACE program or local government purchase of development rights ordinance programs that require equal dollar match and board approval of funding applications; defines criteria for considering applications that include ranking for priority assistance; establish supplemental financial assistance program payments to Phase II tobacco quota owners and growers; provide for county agriculture development councils and define role and responsibility; establishes weighted formula for allocations to county councils; and create Agriculture Development Committee under LRC and establish membership and operation matters and state duties and responsibilities in oversight of tobacco settlement funds, programs, and funding processes,~~ directs that the Lexington Community College is to be eligible to apply for funding from the workforce development trust fund through KCTCS.

HB 503

AN ACT relating to real estate appraisers.

Amends KRS 324A.025 to remove the administrative and staff support to the Real Estate Appraisers Board from the Kentucky Real Estate Commission and the Division of Occupations and Professions in the Finance and Administration Cabinet.

HB 506

AN ACT relating to elementary and secondary schools.

Amends KRS 158.175 to require the Kentucky Board of Education to develop a program of instruction relating to the United States flag, including certain provisions of the U.S. Code; requires that the program of instruction be provided to each public school for use in its course of instruction.

HB 507

AN ACT relating to absentee voting and declaring an emergency.

Amends KRS 117.085 to allow any pregnant woman, who is in her last trimester of pregnancy at the time she wishes to vote, to vote in the county clerk's office or other place designated by the county board of elections and approved by the State Board of Elections, on any of the 12 days preceding the election, up to the close of normal business hours on the day before the election; provides for the application form containing the woman's sworn statement that she is in her last trimester of pregnancy at the time she wishes to vote; provides that the application be made in person to the county clerk within 12 working days before the election to vote; provides that a county board of elections may provide for voting to be conducted for a period longer than 12 working days before the election; amends KRS 117.086 to include pregnant women qualified to vote prior to the election in the list of those voters who shall vote at the main office of the county clerk or other place designated by the county board of elections; EMERGENCY.

HB 510

AN ACT relating to the executive branch code of ethics.

Amends KRS 11A.010 to specify that the definition of "gift" does not include gifts from family members, campaign contributions, or door prizes available to the public; defines "directly involved"; amends KRS 11A.040 to permit a former officer of

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the Department of Public Advocacy to continue to represent a client if necessary to prevent an adverse effect on the client; amends KRS 11A.045 to prohibit acceptance of any gifts, including travel expenses, meals, alcoholic beverages, and honoraria, totaling a value greater than \$25 in a calendar year from any person or business involved in certain listed relationships with the agency in which the public servant is employed or which he supervises; exempts gifts from family members; allows the commission to authorize exceptions to the gift prohibition if the exemption would not create an appearance of impropriety; deletes list of named exempted items; amends KRS 11A.050 to require financial disclosure only for the portion of the calendar year that the employee actually worked; requires filing within 30 days; requires disclosure of gross income exceeding \$1000 from any one source to the filer, his spouse, or dependent child; makes various clarifications, additions, and qualifications regarding items to be disclosed; creates a new section of KRS Chapter 11A to direct that an agency directed by statute to adopt its own code of ethics be exempt from the executive branch ethics code upon the effective date of the adoption in statutes or administrative regulations; amends KRS 11A.080 to permit the commission to inform a state agency that had referred a matter for investigation of the status of any preliminary investigation and of any action taken; amends KRS 11A.100 to increase the civil penalty the commission may impose from \$2,000 to \$5,000; amends KRS 11A.990 to allow the penalty of salary withholding for not filing a statement of financial disclosure to be recoverable, rather than unrecoverable, upon the filing of the statement.

HB 511

AN ACT relating to the executive branch ethics code.

Amends KRS 11A.211 to reduce from 2 to 1 the number of times per year that an updated registration statement must be filed by each executive agency lobbyist, employer, and real party in interest; directs that the registration card shall be valid from the date of issuance through July 31, rather than January, of the following year; directs the commission to include statistical information on registration statements in its biennial report rather than in a separate report; specifies that the filing period covered in the biennial report is the preceding biennium, rather than the preceding year; amends KRS 11A.216 and 11A.221 to require expenditure statements and financial transaction statements to cover the prior fiscal year, rather than a certain six calendar month period; amends KRS 11A.241 to direct that the list of registered executive agency lobbyists, their employers, and real parties in interest for distribution to certain officials be made once per year, in August, rather than twice per year; amends KRS 11A.010 to add a definition of "sporting event"; amends KRS 11A.045 to direct that nothing in the executive branch ethics code shall prohibit or restrict the allocation of or acceptance by a public servant of a ticket for admission to a sporting event if the ticket or admission is paid for by the public servant at face value or is paid for at face value by the individual to whom the ticket is allocated.

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HB 515

AN ACT relating to the Department for the Blind.

Amends KRS 163.470 to conform to federal law by changing the name of the Department for the Blind Advisory Council to the Department for the Blind State Rehabilitation Council; changes references to the Rehabilitation Act of 1992 to the Rehabilitation Act of 1973, as amended; deletes duplicative references to compliance with personnel laws and regulations.

HB 517

AN ACT relating to health insurance.

Establishes Subtitle 17B of KRS Chapter 304 and creates new sections thereof to create the Kentucky Health Care Improvement Authority; designates 15 members and names the Insurance Commissioner as chair; provides that 70 percent of the moneys in the fund shall be placed in the Kentucky Access Fund, 20 percent be shall be spent on a collaborative partnership between the University of Louisville and the University of Kentucky dedicated to lung cancer research, and 10 percent shall be used to discourage the use of harmful substances by minors; creates Kentucky Access to assure health coverage is made available to each Kentucky resident; provides that Kentucky Access shall operate under the supervision of the Department of Insurance; provides that coverage under Kentucky Access can begin no sooner than January 1, 2001; provides that the Department of Insurance shall select a third-party administrator to administer Kentucky Access; directs the department to establish the schedule of rates, premiums, deductibles, copayment amounts, coinsurance amounts, and other cost-sharing amounts; provides that initial rates for Kentucky Access coverage cannot be less than 150 percent of the applicable individual standard risk rates as established by the authority with approval of the commissioner; prohibits rates in excess of 175 percent of the rates applicable to individual standard risks; provides that an "eligible individual" is eligible for coverage under Kentucky Access; provides that an individual who is not an "eligible individual" may be covered through Kentucky Access if the person has been a Kentucky resident for at least 12 months and the person has been rejected by at least 2 insurers, or has been offered coverage substantially similar to Kentucky Access coverage at a premium greater than the Kentucky Access premium, or the person has a high-cost condition; directs that a Kentucky Access enrollee whose premiums have exceeded claims for 3 years be given a notice of insurability to be used to obtain insurance in the regular individual market; prohibits certain persons from eligibility for Kentucky Access, including persons eligible for Medicare or Medicaid, persons terminated by Kentucky Access less than 12 months ago, persons who have received 2 million dollars in Kentucky Access benefits, and prisoners; requires the department to evaluate and revise rates at least annually; requires Kentucky Access to provide at least 3 health benefit plans, at least one of which must be the standard plan and at least one of which must be in a traditional fee-for-service form; prohibits pre-existing condition exclusions for "eligible individuals" but permits them for others; restricts Kentucky Access plans to a lifetime limit of \$2,000,000 but allows the department to increase this limit; permits the department to assess all insurers to fund GAP losses and to fund Kentucky Access; provides as funding sources for Kentucky Access the premiums paid by enrollees, funds designated in the

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Kentucky Health Care Improvement Fund, appropriations, premium taxes, annual assessments of insurers, second assessment of insurers, gifts and grants, interest on earnings, and funds in GAP account on January 1, 2001; allows insurers to include assessments in any rate filing; requires GAP participating insurers to report certain information; directs that GAP remain in effect except for certain statutes; exempts Kentucky Access and the Authority from state and local taxes; requires the authority to submit an annual report to the General Assembly 60 days prior to each regular session; amends KRS 304.17A-005 to conform; amends KRS 304.17A-080 to increase the members of the Health Insurance Advisory Council from 7 to 9 members; requires the council, no less than annually on or after January 1, 2001, to review the list of high-cost conditions and report to the commissioner; amends KRS 304.17A-0952 to provide that premium rates charged to an individual, small group, or association may vary from the index rate by 50 percent or less for two consecutive years beginning January 1, 2001; permits an adjustment of 20 percent, rather than 10 percent, for health conditions for individual, small group, and association rates; permits a GAP participating insurer, beginning January 1, 2001, to establish a separate class of business to separate GAP qualified individuals from individuals enrolled in their plan prior to January 1, 2001; amends KRS 304.17A-150 to conform and to provide it is an unfair trade practice for an insurer that offers multiple health benefit plans to require a provider, as a condition of participating in a health benefit plan, to participate in any of the insurer's other plans; amends KRS 304.17A-250 to require in the individual market that the insurer must offer the standard plan on or after January 1, 2001; requires the denial letter to include a description of Kentucky Access; amends KRS 304.17A-260 to permit insurers who ceased operating in Kentucky to reenter until April 1, 2001; amends KRS 304.17A-320 to conform; creates a new section of KRS 304.17A-500 to 304.17A-570 to provide that a contract between a managed care plan and a physician shall not require the mandatory use of a hospitalist; amends KRS 304.17A-095 to permit the use of a minimum loss ratio guarantee; provides that rate filings that include a minimum loss ratio guarantee shall be deemed approved; amends KRS 304.17A-290 to conform; amends KRS 304.17A-0954 to provide that premium rates charged to an employer-organized association may vary from the index rate by 50 percent or less for two consecutive years from January 1, 2001; permits an adjustment of 20 percent, rather than 10 percent, for health conditions for employer-organized association rates; amends KRS 304.32-270 and 304.38-200 to conform; amends KRS 91A.080 to provide that cities, counties, and urban county governments may not impose a license fee or tax on insurance policies issued to individuals nor to policies issued through Kentucky Access; amends KRS 304.17A-515 to require each managed care plan to demonstrate it offers a provider network that meets certain accessibility requirements; repeals, effective January 1, 2001, KRS 304.17A-210, 304.17A-280, 304.17A-400, 304.17A-420, 304.17A-440, 304.17A-460, 304.17A-470, and 304.17A-480.

HB 519

AN ACT relating to teachers' retirement.

Creates a new section of KRS Chapter 156 to define "critical shortage area" as a lack of certified teachers in particular subject matters, in grade levels, or in geographic

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locations as determined by the commissioner of education; requires the Kentucky Board of Education to promulgate administrative regulations to implement the hiring of teachers in critical shortage areas; amends KRS 161.605 to provide that a retired member may return to work in a critical shortage area without loss of retirement benefits; requires the employer and the employee to contribute annually to the retirement system on the compensation paid to the retired member at rates determined by the retirement system actuary.

HB 525

AN ACT relating to medical directors of managed care plans.

Amends KRS 304.17A-545 to require the medical director of a managed care plan to be a physician who is licensed in Kentucky, in good standing, who has never had his or her license revoked or suspended; requires that the medical director of a managed care plan sign any decision to deny any health care benefit.

HB 533

AN ACT relating to crimes and punishment.

Amends KRS 441.125 to establish the procedure for a jail inmate to work on a community-service-related project; amends KRS 441.510 to provide for the transportation of jail inmates; amends KRS 532.100 to permit the housing of Class C and Class D felons in county jails under certain circumstances.

HB 536

AN ACT relating to remittance of tax.

Amends KRS 131.155 to require use of the debit method for electronic funds transfers (EFT) used to pay taxes to the Commonwealth, and requires the use of EFT if the average payment is \$10,000 or more, if the payment is on behalf of 100 or more other taxpayers, or if the aggregated funds to be remitted for other taxpayers is \$10,000 or more.

HB 537

AN ACT relating to retirement.

Amends KRS 16.505 to make technical corrections and to redefine creditable compensation and last day of paid employment; amends 16.560 to clarify that no funds are available prior to retirement, death, or refund; amends KRS 16.577 to clarify early retirement provision; amends KRS 16.582 to allow disability application to be within 24 months rather than 12 months; amends KRS 16.601 to clarify that there can be only one named beneficiary; amends KRS 16.640 to increase the per diem from \$10 to \$30; amends KRS 16.645 to cross reference a new direct deposit provision; creates a new chapter of KRS 16 to provide a SPRS excess benefit plan; amends KRS 61.510 to make technical corrections and to redefine creditable compensation, full-time position, last day of paid employment, and month; amends KRS 61.520 to clarify that once a position participates it must continue to do so; amends KRS 61.525 to provide authority for a person who rejected participation to elect to participate at a later date; amends KRS 61.542 to clarify the effect of divorce on eligibility for benefits; amends KRS 61.545 to

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make technical change; amends KRS 61.552 to make technical clarifications, delete reference to parted employers, and clarify installment purchases and roll-over provisions; amends KRS 61.555 to remove provision that a beneficiary or retiree can purchase time, to allow CERS members to buy national guard and military reserve time and to allow employees participating in a system administered by the Kentucky Retirement Systems to buy qualified active military service in excess of four years by paying 100% of the cost; amends KRS 61.575 to clarify that no funds are available until termination; amends KRS 61.592 to clarify when an employer can pay hazardous conversion costs; amends KRS 61.590 to prohibit filing of retirement notification until 6 months prior to effective date; amends KRS 61.600 to make technical clarifications and to change deadline for application from 12 months to 24 months; amends KRS 61.605 to add ADEA provision to limit maximum service to 27 years; amends KRS 61.625 to remove provisions allowing refunds where a member has not terminated; amends KRS 61.637 to put reemployment regulations into statute; amends KRS 61.645 to clarify board procedures and to raise trustee per diem from \$60 to \$80; amends KRS 61.665 to require that medical examiners be licensed, to allow the board to contract for licensed mental health professionals, and to make applications void if all information is not submitted; amends KRS 61.680 to change reference to 27 years; amends KRS 61.690 to remove retirement as a consideration in divorce and to eliminate qualified domestic relations orders; amends KRS 61.701 to clarify that fringe benefits are detailed in KRS 61.702; amends KRS 61.702 to authorize a medical insurance reimbursement plan; amends KRS 61.705 to specify that if a person has two accounts he or she receive only one death benefit and clarify ex-spouse nonentitlement; creates new sections of KRS 61.515 to 61.705 to provide for direct deposit of retirement allowance, to establish a KERS excess benefit plan, and to establish the administration of a KRS excess benefit plan; amends KRS 78.510 to make technical clarifications, to redefine creditable compensation, and to define month; amends KRS 78.540 to clarify that an employee who rejects coverage may elect coverage at a later date; amends KRS 78.545 to add cross-reference to direct deposit plan; amends KRS 78.616 to clarify that employers pay for sick leave accrued with each employer; amends KRS 78.640 to clarify that funds are not available until termination; amends KRS 78.780 to increase per diem from \$60 to \$80; creates a new section of KRS 78.520 to 78.852 to establish a CERS excess benefit plan; creates a new section of KRS Chapter 61 to allow persons leaving the unified prosecutorial system and entering the executive branch to transfer all annual and sick leave; amends KRS 161.507 to require the Teachers' Retirement System to allow eligible members to purchase National Guard and military reserve time by paying the system the estimated actuarial cost rather than the full cost and to allow payment by installments or lump sum at the time of request; repeals KRS 61.554 and KRS 61.596.

HB 538

AN ACT relating to compensation of property valuation administrators.

Amends KRS 132.385 and 132.590 to change the calculation of compensation for property valuation administrators to match the method used for other county officials; repeals KRS 132.591 and 132.595 relating to the compensation of property valuation administrators.

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HB 540

AN ACT relating to reorganization.

Amends KRS 15.280 to move the Criminal Justice Statistical Analysis Center from the Office of the Attorney General to the Kentucky Justice Cabinet; requires the Center to support the implementation of a statewide Unified Criminal Justice Information System through the UCJIS Committee of the Kentucky Criminal Justice Council.

HB 541

AN ACT relating to corporate income tax and declaring an emergency.

Amends KRS 141.200 to provide that no assessment of additional tax due or claim for refund or credit of a tax overpayment for any taxable year ending on or before December 31, 1994, may be based on requiring a change from any initially filed separate return to a combined return under the unitary business concept or to a consolidated return made after December 22, 1994, except as otherwise provided; amends KRS 141.120 to conform; EMERGENCY.

HB 542

AN ACT relating to motor vehicle licensing.

Creates a new section of KRS Chapter 186, relating to the licensing of motor vehicles, to create a special Kentucky Law Enforcement Memorial license plate; requires the Transportation Cabinet to print the plate upon receipt of 900 applications; provides for fees charged in addition to normal registration fees to be used to erect and maintain a memorial for Kentucky peace officers killed in the line of duty, and for charitable and educational purposes.

HB 543

AN ACT relating to the Kentucky River Authority.

Creates and revises sections of KRS Chapter 151 to confirm and reinforce the independent decision making status of the Kentucky River Authority; amends KRS 42.016 to attach the authority to the Finance and Administration Cabinet for administrative purposes; requires the authority's unified long-range water resources plan to be implemented over a 6 year period; requires the plan to include a 2 year construction component and a 4 year preconstruction component; directs that the construction component be implemented as authorized by the General Assembly in the budget of the authority; requires a report on those plan elements authorized during the 2000 General Assembly to be submitted to the Interim Joint Committee on Appropriations and Revenue, the Capital Planning Advisory Board, and the Interim Joint Committee on Agriculture and Natural Resources; requires the plan to be submitted to the Interim Joint Committee on Appropriations and Revenue, the Capital Planning Advisory Board, and the Interim Joint Committee on Agriculture and Natural Resources 6 months before the General Assembly convenes; deletes the requirement that the secretary of the Revenue Cabinet establish a water use fee and allows the authority to establish the fee as authorized by the General Assembly; allows the authority to review and comment on requests for state agency action required for the transfer between water utilities of drinking water within or into the watershed of the Kentucky River basin; coordinates

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Kentucky River Authority planning with the Natural Resources and Environmental Protection Cabinet.

HB 544

AN ACT relating to law enforcement.

Amends KRS 15A.070, KRS 70.263, KRS 95.955, and various sections of KRS Chapter 15 to allow the Kentucky Law Enforcement Council and the Department of Criminal Justice Training to promulgate administrative regulations; requires peace officers to complete 640 hours of basic training at a school certified by the council; requires other minimum qualifications for peace officers.

HB 545

AN ACT relating to inheritance tax.

Amends KRS 140.160 to provide that the personal representative or the beneficiary in the absence of a personal representative shall compute the taxes when a United States estate tax return is required to be filed, the estate includes property over which Kentucky has jurisdiction for the purposes of the taxes, or any of the assets from the state or subject to the taxes pass to a beneficiary taxable under KRS Chapter 140; amends KRS 140.190, 134.420, 289.391, and 395.605, to conform; repeals KRS 140.064, 140.151, 140.152, 140.240, 141.250, 140.260. and 140.265.

HB 555

AN ACT relating to fire districts.

Amends KRS 75.031 to require property owners voting for board representatives to be at least 18 years of age; requires those persons elected to the board to be at least 21 years old.

HB 556

AN ACT relating to property taxes.

Amends KRS 134.500 to allow county attorneys to accept installment payments on delinquent real estate taxes.

HB 561

AN ACT relating to public protection.

Repeals KRS 17.260 - 17.270 and amends KRS 95A.040 transferring the authority from the Kentucky State Fire Marshal's Office to the Kentucky Community and Technical College System for the coordination of continuing training and certification of Kentucky fire fighters; changes jurisdiction from the Department of Insurance to the Department of Housing, Buildings and Construction; amends KRS 198B.664 to remove the specific license renewal date for HVAC contractors; amends KRS 198B.686 to make falsely advertising as a licensed HVAC contractor a Class A misdemeanor.

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HB 562

AN ACT repealing various safety provisions.

Repeals KRS Chapter 228, relating to inspection and permitting of dry cleaning and dyeing operations, in its entirety.

HB 563

AN ACT relating to highway weight limits.

Amends KRS 189.271, regarding industrial haul permits, to make the permit valid for a time determined by the applicant up to 3 years; allows existing permits to be renewed pending inspection of the routes; allows the Transportation Cabinet to establish a system whereby a current permit holder can be granted a new permit without filing a new application or paying a new fee; allows any bond acquired be transferred to a new permit; requires that the cabinet allow applicants not required to post a surety bond to self-insure to meet the bonding requirements of the section; amends KRS 189.990, regarding fines for traffic offenses, to set the penalty for violating KRS 189.271 at \$100 if the violation occurs on a route designated on the industrial haul permit and make general overweight fines apply if violation occurs on a route not listed on the permit.

HB 564

AN ACT relating to immunizations.

Amends KRS 214.036 to require immunization certificates for hepatitis B for sixth grade school children; requires the cabinet to promulgate administrative regulations; sunsets the requirement following the 2008-2009 school year.

HB 565

AN ACT relating to liquefied petroleum gas.

Amends KRS 234.120 to extend from 1 year to 2 years the effective life of licenses issued for the storage, handling, and sale of liquefied petroleum gas; sets the license renewal date at January 1, 2002 for LP gas container and equipment assemblers and installers, and for storage for resale of containers of under 45 pounds; sets the license renewal date at January 1, 2001 for the sale and delivery of LP gas; deletes the provisions for one-half cost for mid-period license purchases and the penalty clause; makes technical corrections.

HB 571

AN ACT adopting the Uniform Electronic Transactions Act, and making changes incidental thereto.

Creates new sections of KRS Chapter 369 to adopt the Uniform Electronic Transactions Act (UETA) drafted by the National Conference of Commissioners on Uniform State Laws to provide uniform rules to govern transactions in electronic commerce in every state; defines "electronic signature" as an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record; defines "transaction" as an action or set of actions occurring between two or more persons relating to the conduct of business, commercial, or governmental affairs; defines various terms; directs that UETA apply to

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electronic records and electronic signatures relating to a transaction; provides exemptions; provides that UETA apply to electronic records or electronic signatures created, generated, sent, communicated, received, or stored on or after the effective date of this Act; directs that UETA does not require the creation or use of an electronic record or electronic signature; directs that UETA apply only to transactions in which each party has agreed by some means to conduct them electronically; allows a party who agrees to conduct a transaction by electronic means to refuse to conduct other transactions electronically; permits the provisions of UETA to be varied by agreement; describes how UETA is to be construed and applied; provides that a record or signature may not be denied legal effect or enforceability solely because it is in electronic form; provides that a contract may not be denied legal effect or enforceability solely because an electronic record was used in its formation; directs that any law that requires a record to be in writing will be satisfied by an electronic record; directs that any signature requirement in the law will be satisfied by an electronic signature; describes the relationship between UETA and other law; prescribes attribution and effect of an electronic record or electronic signature; establishes rules regarding errors and changes in messages; provides for notarization and acknowledgment by electronic signature under certain conditions; sets forth rules for retention of electronic records; allows a governmental agency to specify additional requirements for record retention subject to the agency's jurisdiction; prohibits, in a proceeding, exclusion of evidence of a record or signature solely because it is in electronic form; prescribes rules for automated transactions; establishes when and from what place information is legally sent or received in electronic form; prescribes rules for transferable records, as defined in the Uniform Commercial Code; directs each governmental agency to determine whether, and the extent to which, it will create electronic records and directs the Department of Libraries and Archives to determine whether, and the extent to which, the Commonwealth will retain electronic records and convert written records to electronic records; allows each governmental agency, in compliance with standards established by the Governor's Office for Technology, to determine its use of sending and accepting electronic records; authorizes the Governor's Office for Technology to specify the manner and format; authorizes a governmental agency to specify the type of electronic signature required, the manner and format in which it is affixed to a record, and the identity of, or criteria that must be met by, any third party used by a person filing a document; allows a governmental agency to specify any other required attributes for electronic records; directs that UETA does not require a governmental agency to use or permit the use of electronic records or electronic signatures; designates the Governor's Office for Technology to set standards for the use of electronic records and signatures that promote consistency and interoperability between governmental agencies; provides severability clause; directs that UETA applies to contracts created or renegotiated on and after the effective date of this Act; provides that contracts based on the repealed KRS 369.010 to 369.030 shall continue under their terms until those contracts expire or are renegotiated and directs that the application of the repealed electronic signature statutes to those contracts shall continue as if the specified statutes had not been repealed; makes technical amendment; repeals KRS 369.010 (Legislative intent of KRS 369.010 to 369.030), 369.020 (Definitions for KRS 369.010 to

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369.030), and 369.030 (Use of electronic record or electronic signature--Construction and scope of); establishes August 1, 2000, as the effective date of this Act.

HB 572

AN ACT relating to research, innovation, and technology businesses.

Creates new sections of KRS Chapter 164 to: define terms, state intent, establish a Kentucky Innovation Commission, state role of the Council on Postsecondary Education, create the research and development voucher fund and program, create the Kentucky rural innovation fund and program, create the Kentucky commercialization fund and program, and create the authority for regional technology corporations by the Council on Postsecondary Education; creates new sections of KRS Chapter 154 Subchapter 12 to: undertake a strategic technology capacity initiative, require the Cabinet for Economic Development to contract for the modernization of manufacturers; and to establish the Office of the Commissioner for the New Economy in the Cabinet for Economic Development setting forth the duties of the office, including the administration of the high-tech construction and investment pools as described in budget bill; makes technical and conforming amendments; requires an entrepreneurial audit; requires the creation of a Kentucky science and engineering foundation; provides noncodified language indicating General Assembly intent and naming the Act.

HB 576

AN ACT making appropriations for operations, maintenance, and support of the legislative branch of the Commonwealth of Kentucky.

The Legislative Branch Budget: Appropriates from the General Fund \$36,607,400 for fiscal year 2000-2001 and \$40,049,400 for fiscal year 2001-2002; appropriates from restricted agency funds \$157,000 in fiscal year 2000-2001 and \$99,500 for fiscal year 2001-2002; Appropriations are allocated as follows: GENERAL ASSEMBLY 2000-2001 \$ 9,965,800 2001-2002 \$13,409,600 LEGISLATIVE RESEARCH COMMISSION 2000-2001 \$26,640,300 2001-2002 \$27,306,300; provides that the above General Fund appropriation includes \$150,000 for fiscal year 2001-2002 for capital projects authorized in the Capital Projects Budget, Part II; provides for 10 permanent full-time employees specifically assigned to Senate members of the Legislative Research Commission; provides Part III, General Provisions language allowing each member of the House a \$250 stationery allowance and each member of the Senate a \$500 stationery allowance

HB 577

AN ACT making appropriations for the operations, maintenance, support, and functioning of the judicial branch of the government of the Commonwealth of Kentucky and its various officers, boards, commissions, subdivisions, and other state supported activities.

The Judicial Branch Budget Bill; Appropriates in the Court of Justice moneys from the General Fund, restricted funds, and federal funds totaling \$188,589,900 in fiscal year 2000-2001 and \$202,532,500 in fiscal year 2001-2002; provides a 5% salary adjustment in fiscal year 2000-2001 and fiscal year 2001-2002 for nonelected court personnel, justices, and judges; includes funds for the salaries of circuit clerks in fiscal

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year 2000-2001 and fiscal year 2001-2002 as recommended in the judicial branch budget recommendation; provides that the Circuit Court judgeships in Floyd (31st Circuit) and Christian County (3rd Circuit) are established as family court judgeships; provides for the 1999 actuarial assessed need for the Judicial Form Retirement System; provides for the following local facility projects: Casey County \$6,837,200 Magoffin County \$7,606,200 Knott County \$6,903,200 Bullitt County \$14,336,600 Wayne County \$7,339,300 Johnson County \$7,461,200 Perry County \$8,490,200 Muhlenberg County \$6,958,500 Clay County \$7,075,800 Simpson County \$7,263,700 Breathitt County \$6,735,400 Metcalfe County \$5,493,300 Carter County \$7,472,100 Cumberland County \$5,560,200 Nelson County \$12,553,800 Boone County \$8,328,100 Bourbon County \$2,400,000 Christian County \$8,284,200 Harlan County \$5,070,400 Harrison County \$3,079,700 Franklin County - Lease Office Space Franklin County - Lease Court of Appeals; Jefferson County - Courts Parking Lease; establishes additional circuit judgeships in the 9th, 12th, and 21st Circuits and provides funding in each fiscal year; provides funds to increase the statutory maximum salary of trial commissioners; provides \$25,000 in each fiscal year for the Mediation Center of Kentucky; provides language regarding use allowance for the Fayette County Courthouse contingent upon Short Street in Lexington, Kentucky remaining open to vehicular traffic; defers use allowance payments and related operating expenses until FY 2000-2002 for courthouse projects authorized in Casey, Magoffin, Knott, Bullitt, Wayne, Johnson, Perry, Muhlenberg, Clay, Simpson, Breathitt, Metcalfe, Carter, Cumberland, and Nelson counties; authorizes additional project scope for Boone, Bourbon, Christian, Harlan, and Harrison County courthouse projects; authorizes the senior judges status program to be funded from the Judicial Retirement System Base Level Budget; adds Part III, General Provisions language allowing the fiscal court to assess additional fees and costs for the purpose of paying expenses for courthouses, bond costs, and administration thereof; adds Part III, General Provisions language regarding the Family Court Pilot Project.

HB 579

AN ACT relating to chemical munitions.

Amends KRS 224.50-130 relating to chemical munitions to remove "storage" as a method of treating or disposing of hazardous chemical compounds; substitutes the term "compounds" for "substances" throughout the act; modifies existing permit requirements for treatment or disposal of hazardous compounds; allows a method of treatment or disposal if it is demonstrated as effective under the chemical weapons disposal program according to federal law; requires compounds released in the event of a malfunction to attain same neutralization levels as compounds successfully treated or disposed of; requires any emissions to present no more than a minimal risk of acute or chronic human health effect; requires an emergency response plan subject to public comment and review to address emissions from the facility; requires by January 1, 2001, that emergency draft plans be approved prior to technical review of the permit application; requires Cabinet to eliminate alternative treatment or disposal methods prior to approving the method proposed in the application; defines treatment to exclude preparation of compounds for transporting; sets forth conditions under which treatment shall include handling, movement, or overpacking of containers or munitions containing compounds.

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HB 583

AN ACT relating to proceeds from the Tobacco Master Settlement Agreement, and declaring an emergency.

Amends KRS 248.654 to provide for the distribution of money received from the Master Settlement Agreement, 50% to the rural development fund, 25% to the early childhood development fund, and 25% to the Kentucky health care improvement fund; creates new sections of KRS Chapters 248, 200, and 194A to establish the rural development fund, the early childhood development fund, and the Kentucky health care improvement fund; provides that all investment income earned from moneys deposited in the funds accrue to the funds; provides that all money in the funds be distributed within 20 days of receipt for the purposes provided by law; provides that moneys in the fund at the close of any fiscal year shall not lapse but be carried forward to the next fiscal year; establishes the lung cancer research fund to finance the lung cancer research project; establishes a consortium between the University of Kentucky and the University of Louisville to be known as the Governance Board of the Lung Cancer Research Project; requires the board to develop and implement a strategic plan to develop expertise in the area of lung cancer research, with an immediate focus on early detection and epidemiology, and with the ultimate goal of eradicating lung cancer; establish a clinical trial network, and leverage resources to certify the cancer program as a cancer center; EMERGENCY.

HB 584

AN ACT relating to the transient room tax.

Amends KRS 91A.392 to provide that the additional levy of the transient room tax applies to counties containing a city of the second class; permits counties having multi-county tourism and convention commissions to levy an additional 1% room tax for the promotion of tourist and convention business and convention centers; provides that revenues shall not benefit out-of-state convention facilities; excludes counties containing cities of the first or second class that are part of a multicounty tourist and convention commission.

HB 585

AN ACT relating to the operation of a motor vehicle.

Creates a new section of KRS 186.400 to 186.640 to define terms relating to visual acuity; creates a new section of KRS 186.400 to 186.640 to set vision standards for qualification for an operator's license; creates a new section of KRS 186.400 to 186.640 to set minimum standards for eligibility for a bioptic driving training program, to set forth the tests required to qualify for an operator's license using a bioptic telescopic device, and to direct the Department for the Blind to promulgate administrative regulations to certify training programs and administer the screening and training process; creates a new section of KRS 186.400 to 186.640 to outline restrictions placed on drivers using a bioptic telescopic device, to set standards for the removal of daytime driving restrictions, and to set renewal schedule and qualifications for drivers using a bioptic telescopic device; amends KRS 186.480, regarding examination of license applicants by the State Police, to conform; delays effective date to January 1, 2001.

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HB 588

AN ACT relating to small business.

Creates a new section in KRS Chapter 11 to create the Commission on Small Business Advocacy, consisting of 27 members as an independent agency attached to the Office of the Governor; sets forth duties of the commission and requires an annual report to the Governor and the Interim Joint Committee on Economic Development and Tourism; amends KRS 12.020 and 12.023 to conform.

HB 593

AN ACT relating to Tobacco Master Settlement Agreement compliance.

Creates a new section of KRS Chapter 15 to define "consent order;" establishes the Tobacco Master Settlement Agreement Compliance Advisory Board in the Department of Law; defines the board's membership and duties; directs the Office of Attorney General to enter into a memorandum of agreement with specified state agencies to identify and report possible violations of the consent order agreed to in *Commonwealth of Kentucky v. Philip Morris, Inc. et al*; directs the board to notify the appropriate tobacco manufacturer of any alleged violation of the consent order and report to the Office of Attorney General any failures to respond or satisfactorily resolve the matter; confirms Department of Law Administrative Order 99-01, except for expiration of the order on June 30, 2000.

HB 595

AN ACT relating to insurance.

Creates new sections of Subtitle 9 of KRS Chapter 304 to define "specialty credit insurance producer" and "managing employee;" permits the commissioner of the Department of Insurance to issue a license as a specialty credit insurance producer for certain lines of insurance; establishes requirements for license; allows an employee or representative of a specialty credit insurance producer to participate in selling insurance; prohibits the transaction of insurance at any location unless the sale includes consumer protection disclosures in the federal Truth in Lending Act; authorizes the commissioner to impose penalties for violations; provides that examination and continuing education are not required for issuance of a license; permits a licensee to receive commissions or other compensation; requires a business entity to maintain at least one managing employee; requires licenses to be renewed biennially; authorizes the commissioner to establish revenue neutral license, location, and renewal fees by administrative regulation in an amount sufficient to maintain the department's revenues generated by credit-limited license fees for fiscal year ending June 2000; provides that this Act shall not apply to any bank licensed to do business in the Commonwealth.

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HB 596

AN ACT relating to Kentucky Horse Council license plates.

Amends KRS 186.1868, regarding Kentucky Horse Council license plates, to allow farm trucks registered under KRS 186.050(4)(a) to receive a Horse Council license plate and require that registration receipts for farm trucks issued a Horse Council plate state the declared gross weight of the vehicle; delays effective date to January 1, 2001.

HB 599

AN ACT relating to mining reclamation.

Creates an easement of necessity for permittees or operators to abate a violation of imminent danger or significant imminent environmental harm; requires, for other violations, the cabinet to notify the landowner by certified mail of the consequences of refusing to allow access to property; specifies what the consequences may be; defines "collusion"; prohibits the termination of noncompliance or cessation orders where there is common ownership or control between the permittee or operator and the landowner or legal occupant; authorizes the cabinet to direct abatement measures necessary on land for which access has not been denied.

HB 604

AN ACT changing the classification of the city of Jeffersontown, in Jefferson County.

Reclassifies the City of Jeffersontown, population 23,500, from a city of the fourth class to a city of the second class.

HB 608

AN ACT relating to the public good.

Amends KRS 304.17A-005 to define "at the time of enrollment;" amends KRS 304.17A-300 to make a technical change and to delete the provision that requires a provider-sponsored integrated health delivery network to demonstrate to the Department of Insurance that services covered by the network are available to all enrollees within 50 miles of place of residence; amends KRS 304.17A-330 to require health self-insurers to annually submit certain information to the department by July 31 rather than March 30; amends KRS 304.18-120 to prohibit a converted policy from imposing a lifetime maximum benefit of less than \$500,000; authorizes the commissioner to establish minimum benefits for converted policies; amends KRS 304.43-030 to establish grounds on which the commissioner can disapprove a form; creates a new section of Subtitle 43 of KRS Chapter 304 to require a prepaid dental plan to file rates with the commissioner before use; establishes grounds for approval or disapproval of rates; amends KRS 304.18-110 to provide that if an employer's group policy is terminated and replaced by a new group policy, persons under continued coverage under the replaced policy must be offered continued group coverage under the subsequent group policy under rules no less favorable to persons under the continued coverage than are available to similarly situated eligible employees; amends KRS 304.17A-080 to make a technical change; amends KRS 304.17A-210 to provide that a resident of Kentucky for twelve months is not entitled to guaranteed issuance of health insurance if the individual has or is eligible for substantially

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similar coverage under a group contract; amends KRS 304.17A-430, 304.17-312, and 18A.229 to make technical changes; creates a new section of KRS 304.17A-500 to 304.17A-570 to provide that a contract executed after January 1, 2001, between a managed care plan and a physician cannot require the mandatory use of a hospitalist; amends KRS 304.17A-095 to exempt an insurer that issues health insurance policies to a large group from the rate filing and approval process; provides that each insurer that issues, delivers, or renews any health benefit plan to a large group shall file the rating methodology with the commissioner and submit a copy to the Attorney General; amends KRS 304.17A-150 to provide it is an unfair trade practice for an insurer that offers multiple plans to require a health care provider that participates in a plan of the insurer to participate in other plans of the insurer; provides that it is an unfair claims settlement practice for any person to make claims payments to insureds or beneficiaries not accompanied by a statement setting forth the coverage under which payments are being made in instances in which the insured has a liability under the policy beyond the deductible or copayment; creates a new section of KRS 304.17A to provide when an insurer may delay payment of a clean claim; amends KRS 304.17A-545 to require the medical director of a managed care plan to sign any denial letter; amends KRS 507.040 to provide a person is guilty of manslaughter in the second degree for wantonly causing the death of another person, including when death results from operation of a motor vehicle or when death results from leaving a child under the age of eight years in a motor vehicle under circumstances which manifest extreme indifference to human life; amends KRS 165.160, 165.165, 165.180, 165.190, and 165.195 to add cities of the third and fourth classes; creates a new section of KRS Chapter 165 to provide it is a public purpose for a city of any class to support postsecondary education through appropriation of funds for postsecondary educational facilities; creates a new section of KRS Chapter 164 to create the lung cancer research fund; creates a research consortium between the University of Kentucky and the University of Louisville to be known as the Governance Board of the Lung Cancer Research Project; amends KRS 205.5632 to require Federal Food and Drug Administration approved prescription drugs that have been determined to be within the same pharmacological category that have been placed on the Kentucky Medicaid nonprior-authorized drug file to be placed on the Kentucky Medicaid nonprior-authorized drug file; creates a new section of KRS Chapter 216B to require the Cabinet for Health Services to promulgate administrative regulations to establish health, safety, and treatment requirements for licensed adult day health care programs; amends KRS 205.561 to require the annual report on dispensing of prescription medications under KRS 205.560 on or before December 1 rather than September 1; requires the report to include a research study to determine the average cost of dispensing prescription medications; amends KRS 205.6316 to conform; repeals KRS 147A.130, 304.17-410, 304.18-025, and 304.18-055.

HB 610

AN ACT relating to reorganization.

Repeals KRS 163.086, which establishes the Governor's Council on Vocational Education; repeals KRS 151B.220, which establishes the Kentucky Job Training Coordinating Council; amends KRS 12.020 to delete references to the Governor's

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Council on Vocational Education, and replace the Kentucky Job Training Coordinating Council with the Office of Training and Reemployment within the Cabinet for Workforce Development; amends KRS 151B.215 to replace the executive director of the Governor's Council on Vocational Rehabilitation with the commissioner of the Department for Technical Education on the Kentucky Occupational Information Coordinating Committee; amends KRS 165A.340 to remove the representative of the Governor's Council on Vocational Rehabilitation from the State Board for Proprietary Education.

HB 611

AN ACT relating to the tobacco Master Settlement Agreement and declaring an emergency.

Makes title amendment; deletes the provisions of the bill and inserts the following provisions: requires fifty percent of the moneys received from Master Settlement Agreement funding to be allocated to the agricultural development fund; requires the agricultural development fund to be allocated so that \$40 million dollars in fiscal year 2000 and the amount needed in subsequent years be set aside to supplement the Phase II funding program so that it is maintained at a level of \$114,000,000 for the life of the Phase II funding program; requires the moneys remaining in the agricultural development fund after the Phase II supplement is taken out to be further allocated 35% to a counties account and 65% for other projects throughout the state; requires the allocation within the counties account for each county to be based on a formula which includes the county's percentage of the state's tobacco allotment, the county's number of farms with tobacco quotas as a percentage of farms with tobacco quotas in the state, and the economic impact index which includes tobacco income in the county as a percentage of the total personal income for the county; requires the Tobacco Settlement Trust Corporation to provide for distribution of the Phase II supplement funds; requires the Revenue Cabinet to issue the supplement checks; creates a 15 member Agricultural Development Board; requires the Governor to convene the board by August 1, 2000; attaches the board to the Governor's Office for administrative purposes; requires the board's duties to include administering the agricultural development fund, receiving requests for funds, which may include applications for alternative crop development research, developing criteria for eligibility for and disbursement of funds, and the types of economic assistance to be awarded, completing a comprehensive plan, devising a plan of action to meet immediate needs of the Commonwealth's farmers and tobacco impacted communities most adversely affected by tobacco losses, hiring a director, developing criteria to evaluate the success of the board's programs, providing reports of each meeting and an annual report, developing criteria to be used in considering applications for state funds to include assistance to tobacco farmers and communities in counties most affected by the loss in tobacco income, assistance to communities most dependent on agriculture, compatibility with state and local plans, promotion of diversification, and the effect on the economic viability of family farms; requires uses and restrictions on the funds in the counties account to include loans, grants, funds for water projects, funds for programs for transitioning farmers to another type of farming or vocation, and funds for local governments to clean up environmental problems created by a farm failure; for funding eligibility give tobacco farmers priority, requires applicants to have equity to assure a

ACTIONS OF THE 2000 GENERAL ASSEMBLY

chance of success, and gives small farmers equal access; if the state board recommends that an application not be approved or that it be changed, allows the applicant to take the application before the oversight subcommittee for possible resolution; requires the board to create committees including access to capital, environmental cost share, marketing and entrepreneurship, technology, infrastructure, and training, farmland preservation, and technical issues advisory; requires the board to create a farm market development and infrastructure program and an agricultural entrepreneurship program, and programs that receive direct authorizations for moneys from the agricultural development fund by the General Assembly to include an environmental stewardship program and a rural water line extension program; allows the board to create other agricultural assistance programs which can include an environmental cleanup program for tobacco warehouses; allows the board to establish a Center for Entrepreneurship; requires each county to establish an agricultural development council to evaluate the needs of the local agricultural economy and to devise a plan for the county that identifies programs best suited for the agricultural development of the county; requires the councils to assist prospective applicants in the county in obtaining moneys from the agricultural development fund; attaches the council to the county cooperative extension service for administrative support; requires the county council to provide its plan to the board; if the board recommends changes in the county plan, allows the council to take the plan before the oversight subcommittee for possible resolution of differences; creates a permanent subcommittee of the Legislative Research Commission to be known as the Tobacco Settlement Agreement Fund Oversight Committee; requires the subcommittee to review each project being submitted to the Agricultural Development Board; requires the subcommittee to provide findings and determinations to the Legislative Research Commission, and to issue an annual report; requires that all expenditures under the Early Childhood Development fund and the Kentucky Health Care Improvement fund be reported to the subcommittee; allows the Kentucky Department of Agriculture to provide technical assistance to local individuals and entities, county rural development advisory councils, and regional entities in developing proposals and implementing proposals; requires agencies and educational institutions that receive agriculturally-related funding under the Act, and those that receive state funding relating to assisting agriculture and farmers in the state, to devote efforts to revitalization and diversification of tobacco farms and to issue a semiannual report on their efforts; EMERGENCY

HB 616

AN ACT relating to oil and gas.

Amends KRS 353.620 to allow the Department of Mines and Minerals to issue a permit for an oil or gas well to be closer to a boundary than prescribed in KRS 353.610; amends KRS 353.630 to allow the department to require the development of pooled acreage as a single leasehold estate; specifies that where the Department of Mines and Minerals finds that the requirements of subsections of the section have been met the department shall order the pooling of all oil and gas interests; amends KRS 353.640 to require the operator to provide a list to the department of all persons reasonably known to own an oil or gas interest in any tract proposed to be pooled in an application for a pooling order; requires the department to provide notice to all persons reasonably known

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to own an oil or gas interest in any tract proposed to be pooled and wait for a hearing before making a pooling order; requires, where unknown owners or nonlocatable owners exist, publication in a newspaper of notice that an application for a pooling order has been filed; specifies the information to be included in the newspaper notice.

HB 618

AN ACT relating to physical therapy practitioners.

Creates new sections of KRS Chapter 327 to establish an impaired physical therapy practitioners committee to identify, intervene, treat, and rehabilitate physical therapists and physical therapists' assistants impaired by illness, drug or alcohol abuse, or any physical or mental condition; includes an assessment fee upon licensee or certificate renewal to be expended on the program; outlines reporting procedures to the board; establishes confidentiality of information to the board; amends sections of KRS Chapter 327 to increase the board membership to seven (7); sets the appointment term to four (4) years; allows members to serve two (2) successive terms; allows the board a per diem not to exceed one hundred twenty dollars (\$120) while engaged in official duties; gives the board the authority to promulgate administrative regulations for the physical and mental examinations of physical therapists or physical therapists' assistants who may be considered impaired to practice; adds requirements for licensing for individuals educated outside the United States; clarifies the board-approved supervised practice period for licensing applicants educated outside the United States; clarifies the waiver of requirements allowed the board for graduates of professional physical therapy education programs pre-approved by the board; adds disciplinary actions taken by the board against licensees, certificate holders, or applicants; adds sexual contact without consent and sexual harassment in the actions that constitute grounds for disciplinary action by the board; adds that private admonishment of the licensee shall not be publicly disclosed; adds that fees received and collected under the provisions of this chapter be deposited into a revolving fund in the State Treasury to be used by the board to defray the costs of the provisions of this chapter; gives the board the authority to employ an executive director and other personnel.

HB 619

AN ACT relating to motor vehicle insurance.

Amends KRS 286A.040 to allow the Department of Vehicle Regulation to make a determination as to the notification of insured, and to remove the Department of Vehicle Regulation from accepting proof of insurance and reinstatement fees; amends KRS 189.285 to eliminate the requirement that a motorcyclist must have proof of health insurance to ride without a helmet; amends KRS 189.990 to set the fine for violating KRS 189.285 to a fine of \$20 to \$100 dollars; repeals KRS 186.865 to conform.

HB 620

AN ACT relating to private employment agencies.

Repeals KRS Chapter 340 which authorized the Cabinet for Workforce Development to regulate and license private employment agencies in Kentucky.

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HB 621

AN ACT relating to financial institutions.

Amends KRS 288.440 to increase the additional sum required of petty loan applicants from three hundred dollars (\$300) to four hundred dollars (\$400) as an annual license fee for each location for the period terminating on the last day of the current calendar year, and to increase from one hundred eighty-seven dollars (\$187) to two hundred dollars (\$200) if the application is filed after June 30 in any year; amends KRS 288.450 to increase the investigation fee from fifty dollars (\$50) to two hundred fifty dollars (\$250); amends KRS 288.460 to delete references to a corporation; amends KRS 288.533 to allow an alternative to the default charge; amends KRS 288.590 to change the annual filing date from April 15 to January 30; amends KRS 288.991 to increase fine maximum from one thousand dollars (\$1,000) to five thousand dollars (\$5,000), and to establish that a willful violation of a rule or order issued by the commissioner is a Class A misdemeanor; amends KRS 290.055 to make technical changes; amends KRS 290.525 to increase from ten thousand dollars (\$10,000) to twenty-five thousand dollars (\$25,000) the loan amount which a credit union may make to its officers, directors, and others without board approval; amends KRS 290.585 to increase from ten percent (10%) to twenty percent (20%) the maximum percentage that may be invested in shares or deposits of credit unions; amends KRS 291.460 to permit an industrial loan company to charge and collect from a borrower a bad check charge and an over-the-limit fee; amends KRS 291.530 to require a statement of business filing for investment companies annually by January 30; amends KRS 292.310 to make a technical correction; amends KRS 292.320 to allow the commissioner to create an exemption for certain investment advisors from a requirement that contracts be in writing; amends KRS 292.330 to reduce the fee for notice filing from two hundred dollars (\$200) to one hundred dollars (\$100), and to require firms employing issuer agents to perform certain tasks and be subject to examination by the commissioner; amends KRS 292.470 make an opportunity for a hearing available regarding violations of securities laws; amends KRS 291.990, 287.720, and 287.730 to conform; repeals KRS 291.010, 291.012, 291.020, 291.030, 291.040, 291.050, 291.060, 291.070, 291.080, 291.090, 291.100, 291.110, 291.115, 360.210, 360.212, 360.215, 360.220, 360.225, 360.230, 360.235, 360.240, 360.245, 360.250, 360.255, 360.260, 360.265, and 360.991.

HB 623

AN ACT relating to certified school employees.

Amends KRS 161.120 to include a misdemeanor under KRS Chapter 218A and a violation of the Professional Code of Ethics established by the Education Professional Standards Board (EPSB) as reasons for disciplinary action by the EPSB; requires an employee's rebuttal to a written report to be placed in the official file; permits a teacher to respond to an admonishment in writing or by requesting a hearing; requires the EPSB to hold a hearing when requested by a teacher who has been admonished; permits the EPSB to enter into an agreed order with a teacher or accept an assurance of compliance at any time; permits the EPSB to reconsider, modify, or reverse a decision; requires a suspension of a certificate to be for a specified period of time, not to exceed 2 years, and requires teacher compliance for certificate reactivation; specifies that a suspended certificate is

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subject to expiration and termination; specifies that revocation of a certificate is a permanent forfeiture; permits the EPSB to determine the requirements for a new certificate; permits the EPSB to impose conditions appropriate to ensure the public safety; amends KRS 161.780 to prohibit a superintendent from terminating his or her contract within 30 days prior to the beginning of the school term or during the school term without the consent of the employing board of education.

HB 629

AN ACT relating to Commonwealth legal actions and declaring an emergency.

Creates a new section of KRS Chapter 48 to require public accountability for funds or assets recovered through judgment or settlement by duly elected statewide constitutional officers; provides that the application of the Kentucky Open Records Law and Kentucky Open Meetings is essential to public accountability for administration of judgment or settlement funds recovered on behalf of the Commonwealth; recognizes the recent settlement by the Attorney General and the public purpose for that settlement; acknowledges the creation of an advisory board and foundation for the administration of settlement; reaffirms the power of the General Assembly to appropriate funds for public purposes; requires that Section 1(3) of the Act apply to the recent settlement by the Attorney General; provides that the advisory board and private foundation to be created by court order be deemed a public trust, subject to the open records and open meetings law and audited on an annual basis by the Auditor of Public Accounts; requires the advisory board or foundation to provide representatives to testify before committees of the General Assembly; encourages the Franklin Circuit Court to authorize the Governor to appoint two (2) at-large members to the board of the private foundation; requires the foundation to provide written notice to the Interim Joint A&R Committee fourteen (14) days prior to disbursement of fund; authorizes the committee to hold a hearing on the disbursement within forty-five (45) days and to make findings concerning the disbursement; requires that Section 1(4) of the Act apply to the recovery of settlements by duly elected statewide constitutional officers when those funds are to be held in trust for charitable, eleemosynary, benevolent, educational, or similar purposes; creates the Charitable Asset Administration Board (CAAB) to administer the assets to which Section 1(4) of the Act applies; provides for the nine (9) member CAAB to be selected by the Governor, the Attorney General and the Auditor of Public Accounts, with all appointments to be confirmed by the Senate; requires that a minimum of three board members have a background in administration of charitable trust assets; requires that no member of the CAAB have a conflict of interest and that all members of the CAAB comply with the Executive Branch Code of Ethics; provides the filling of vacancies in the CAAB consistent with the initial appointments; provides that the CAAB shall be a nonprofit, de-jure, quasi-governmental corporation, subject to the Open Records and Open Meetings laws, have any and all necessary corporate or trust powers, provide representatives to testify before the General Assembly, provide documents when requested, and have full authority to administer, disburse, and preserve the identity and character of the charitable, eleemosynary, benevolent, educational or similar assets, consistent with the Act and other applicable documents or authority; requires that all trust funds or assets recovered after the effective date of this Act be transferred to the CAAB;

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encourage that remaining trust assets from actions settled prior to the effective date of the Act may be transferred to the CAAB after the administration of the trust; requires that Section 1(5) of the Act apply to any funds or assets recovered by a duly elected statewide constitutional officer after the effective date of the Act, and not otherwise covered by Section 1(3), or Section 1(4) of the Act, be deposited in an account administered by the Finance and Administration Cabinet, and not disbursed without a specific legislative appropriation; abrogates the common law to the extent it is inconsistent with the provisions of the Act; provides that Section 1 of the Act shall not apply to actions by or on behalf of the Commonwealth if the recovery sought is for specific individuals identified as parties to the action by specific identifying numbers of by name; prohibits an elected statewide constitutional officer from participating as a plaintiff, party or attorney in any litigation challenging the constitutionality of the Act; prohibits the expenditure of state funds and the use of state employee time in support of such a challenge; provides that the Finance and Administration Cabinet shall be the sole respondent in a constitutional challenge and requires consultation with the Legislative Research Commission in the event of a challenge; amends KRS 15.020, 15.060 and creates a new section of KRS Chapter 367 to require conformity with the provisions of this Act; creates a severability provision; EMERGENCY.

HB 631

AN ACT relating to the Commission on Fire Protection Personnel Standards and Education.

Amends various sections of KRS Chapter 95A to transfer the Commission on Fire Protection Personnel Standards and Education from the State Fire Marshal's Office, Department of Housing, Building and Construction, to the Kentucky Community and Technical College System; amends KRS 75.400, relating to definitions, to conform; creates new section of KRS Chapter 95A to define the relationship of Commission on Fire Protection Personnel Standards and Education to the Kentucky Community and Technical College System.

HB 634

AN ACT relating to investments.

Creates new sections of Subtitle 7 of KRS Chapter 304 to establish definitions; establishes the manner in which insurers may acquire, hold, or invest investments, or engage in investment practices; requires that the insurer's board of directors adopt, direct, and discharge certain specific duties; prohibits insurers from participating directly or indirectly in certain specific investment activities; prohibits insurers from certain investment practices unless prior written approval has been obtained from the commissioner; permits the commissioner to promulgate administrative regulations; establishes investment practices applicable to life and health insurers of domestic insurers and United States branches of alien insurers entered through this state; establishes investment practices applicable to property and casualty, financial guaranty, and mortgage guaranty insurers, of domestic insurers and United States branches of alien insurers entered through this state; restricts application of Subtitle 7 of KRS Chapter 304 to investments and investment practices of domestic insurers and United States branches of

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alien insurers entered through Kentucky; prohibits application of Subtitle 7 of KRS Chapter 304 to separate accounts of an insurer except as provide in Section 31 of the Act; to permit a foreign insurer to hold as admitted assets certain investments; amends 304.7-240, 304.7-320, 304.7-340, and 304.7-350 to conform; repeals KRS 304.7-020, 304.7-030, 304.7-040, 304.7-050, 304.7-060, 304.7-070, 304.7-080, 304.7-085, 304.7-090, 304.7-100, 304.7-110, 304.7-120, 304.7-130, 304.7-140, 304.7-145, 304.7-150, 304.7-160, 304.7-170, 304.7-180, 304.7-190, 304.7-200, 304.7-205, 304.7-210, 304.7-220, 304.7-230, 304.7-260, 304.7-265, 0304.7-270, 304.7-290, 304.7-300, 304.7-310, and 304.7-340.

HB 636

AN ACT relating to retirement.

Amends KRS 67A.360 to redefine "total service" and to define "salary"; amends KRS 67A.402 to change the procedure for service purchase and allow purchase of "air time" which shall not count toward the accrual of health insurance or other insurance retirement benefit; amends KRS 67A.430 to change "total service"; amends KRS 67A.460 to change benefits under disability retirement; amends KRS 67A.492 to change the term which a surviving widow must have been married in order to qualify for benefits; amends KRS 67A.500 to change reemployment and repayment of refunds procedures; amends KRS 67A.530 to change the composition of the board of trustees; amends KRS 67A.560 to require an actuarial analysis once every two years rather than once every three years.

HB 640

AN ACT relating to family resource and youth service centers and declaring an emergency.

Amends KRS 156.497 to require the eligibility criteria for locating family resource and youth service centers be based on the school population qualifying for free and reduced price school meals and to require grant program funding to the Cabinet for Families and Children include an increase equal to or greater than the general fund growth factor provided in agency budget instructions; amends KRS 161.011 to require local school districts provide the same salary rate adjustment for classified employees of family resource and youth service centers as provided for other local board of education employees in the same classification; EMERGENCY.

HB 641

AN ACT relating to retirement.

Allows the estate of a member of the Kentucky Teachers' Retirement System who is in active contributing status at the time of death to be compensated for unused sick leave days by the board of education; provides that the death benefit may be cited as the Baughn Benefit.

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HB 643

AN ACT relating to hazardous waste.

Amends KRS 224.46-580 to extend the hazardous waste generator fee to June 30, 2002.

HB 645

AN ACT relating to city utilities.

Amends KRS 96.740 (3) to provide that the one year waiting period for appointment to a city utility board after leaving city employment shall be waived if the prospective employee is not related to the mayor or city council within the third degree; amends KRS 96.520 to require that municipal telephone service in cities of the second through the sixth class shall be regulated by the Public Service Commission; removes personal liability of plant board members.

HB 647

AN ACT relating to the consolidation of local governments in counties containing cities of the first class.

Creates new sections of KRS Chapter 67C to permit the consolidation of a city of the first class and its county upon a vote of the public at a special or regular election; gives consolidated government all powers of previous first class city and the county; enumerates powers and authority of consolidated government; requires powers to be construed broadly; allows county-wide jurisdiction, and prescribes procedure for naming of the new government; vests legislative authority in a 26-member local government council, members to be nominated and elected by district with only 1 legislative council member elected per district; requires the population of legislative council districts to be as nearly equal as is reasonably possible; permits new council to adjust districts upon taking office if necessary and after each census; requires members to serve 4-year, staggered terms as prescribed; sets qualifications for members; provides for president of council to be chosen annually among members as prescribed; requires at least 2 meetings per month; outlines procedural requirements for public meetings such as special meetings, quorums, ordinances and record keeping; requires vacancies to be filled by the Governor as prescribed; outlines the powers of the council, and provides for the naming of the council; establishes the mayor as the chief executive authority; requires the mayor to be elected in partisan elections for 4-year terms; prohibits more than 3 consecutive terms of office for the mayor; prescribes qualifications for the office of mayor; gives mayor powers of county judge/executive and mayor of the city of the first class; outlines the duties and powers of the mayor, and requires gubernatorial appointment to fill vacancies in the office of the mayor; requires all city and county employees to become employees of the consolidated government; extends rights, privileges and protections of current civil service systems; requires recognition of existing bargaining units, and requires the continuation of current contracts and renegotiation upon expiration of labor contracts; requires the consolidated local government to be deemed a city and a county; requires other remaining cities in the county to remain incorporated unless dissolved as provided by law; prohibits further incorporation of cities within the county upon consolidation; establishes a 12-year moratorium on annexations by other cities in the county as

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prescribed, and permits merger and dissolution of other cities as provided by law; requires existing taxing, fire protection, sanitation, water, and other special taxing districts to remain in effect; requires all city and county ordinances to remain in effect for 5 years after which time they expire if not amended or re-enacted as prescribed, and requires the county attorney to serve as the legal adviser to the new government as prescribed; requires the establishment of an equal opportunity policy for the new government as prescribed; outlines the policy and requires the establishment of an affirmative action office and plan for the government as prescribed; requires the consolidated local government to utilize the model procurement code if applicable; requires the continuation of constitutional offices but allows their powers and salaries to be assigned to the new government as prescribed; requires the current tax structure, tax rates, and level of services to remain the same until changed by new government; requires any taxes levied to be within the limits allowed by KRS 68.245 and 132.027; requires the cooperative compact to remain in effect until the installation of new officers for a consolidated government; requires the salary of the new mayor to be the same as the salary allowed for a mayor of a city of the first class; requires the salary of the council to be 80% of the current amount allowed for a county commissioner as prescribed; authorizes the Auditor of Public Accounts to annually audit the government as prescribed; upon voter approval of the new government, requires a districting plan developed from 2000 census data to be submitted to the fiscal court and requires fiscal court approval without amendment in order to establish council districts as prescribed; requires the submission of a question on consolidation to the voters in all counties containing a city of the first class at a special election in November, 2000, as prescribed; requires that any section found invalid shall not affect other sections.

HB 650

AN ACT changing the classification of the city of Independence, in Kenton County.

Reclassifies the City of Independence, population 15,000, in Kenton County, from a city of the fifth class to a city of the third class.

HB 656

AN ACT relating to the levy of a transient room tax by urban county governments.

Amends KRS 153.450 to increase the transient room tax to two percent (2%). Allows the proceeds of the transient room tax to defray expenses of non-profit corporations that maintain or operate convention centers in urban-county governments.

HB 660

AN ACT relating to sales tax.

Amends KRS 139.470 to exempt from sales tax the sale of retail metal fixtures purchased for storage, use, or other consumption outside this state; applies to sales made on or after August 1, 2000.

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HB 662

AN ACT relating to insurance.

Creates a new section of Subtitle 12 of KRS Chapter 304 to require a liability insurer to pay, according to the terms of the policy, an insured who is sued for posting the Ten Commandments in a public school building in compliance with KRS 158.195; provides that such posting is not an illegal act, but a legal posting of a historical document in compliance with KRS 158.195.

HB 663

AN ACT relating to small and farm wineries.

Amends KRS 243.155 and 243.156 to permit a limited sale local option election in a dry precinct containing a licensed small or farm winery, for the purpose of allowing the sale of wine by the small or farm winery; allows a small or farm winery to ship product in-state with specified restrictions; amends KRS 243.884 to extend the wholesale tax exemption on wine produced from out-of-state products until June 30, 2004; amends KRS 100.111 to include small wineries and farm wineries as agricultural uses for the purpose of planning and zoning.

HB 667

AN ACT relating to mental health.

Amends KRS 202A.028 to provide that a treating licensed psychiatrist may be considered the qualified mental health professional who may perform an examination of a person who is involuntarily hospitalized, subject to the discretion of the court.

HB 668

AN ACT relating to school finance.

Creates a new section of KRS Chapter 160 to require the local school district superintendent to appoint a finance officer who shall be responsible for the cash, investment, and financial management of the school district; requires the officer to complete 42 hours of continuing education every 2 years from a provider approved by the Department of Education; amends KRS 157.320 to delete the definition of "salary schedule summary"; amends KRS 157.360 to delete studies and requirements that have been completed and make other technical corrections; amends KRS 157.390 to clarify that the total amount of money distributable to each district shall include the base funding, and amounts for at-risk students, students with disabilities, students served in home and hospital settings, transportation, and capital outlay; amends KRS 157.410 to conform to current practice; amends KRS 160.470 to delete the requirement that local boards of education submit a general school budget in formats prescribed by the Kentucky Board of Education; deletes references to several specific taxes that are now part of the general tax rate; requires notification of property assessments from the Revenue Cabinet before the commissioner of education can certify tax rates; amends KRS 160.560 to transfer certain administrative functions from the Kentucky Board of Education to the commissioner of education; amends KRS 160.570, 157.440, 157.621, 160.473, to conform; repeals KRS 160.474.

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HB 675

AN ACT relating to retirement.

Amends KRS 161.155 to provide that sick-leave programs for noncertified employees of school boards allow unlimited accumulation of sick leave days.

HB 676

AN ACT relating to nursing.

Creates new sections of KRS 314.011 to 314.161 to permit Board of Nursing to require a criminal background investigation through a fingerprint check of an applicant for endorsement; permits board to issue declaratory rulings; requires licensee to maintain current address with board and be deemed to have consented to service of board notices and orders; requires licensee to notify board in writing of change in status of professional or business licenses; requires licensee to notify board within 30 days of final judgment of misdemeanor or felony conviction; amends KRS 314.011 to define "competency" and "credential"; amends KRS 314.025 to express intent of General Assembly that applicant for scholarship funding who is on nurse aide abuse registry may not be eligible for incentive scholarship; amends KRS 314.031 to require person to report to board any information relating to suspicion of abuse, misuse, or misappropriation of drugs or records; amends KRS 314.041 to give board discretion in issuing a license if qualifications are met; amends KRS 314.042 to permit board to designate ARNP as a clinical nurse specialist; amends KRS 314.051 to delete reference to completion of high school; amends KRS 314.061 to refer to credentials, rather than license; amends KRS 314.073 to refer to continuing competency, rather than continuing education, requirements; amends KRS 314.085 to permit board to deny an application until person submits to required physical or mental examination under certain circumstances; amends KRS 314.091 to permit board to reprimand, in addition to other sanctions; permits board to sanction licensee for abuse of prescription medications or alcohol, or for any cause for which license could have been denied had it been known to the board, or if person has been listed on nurse aide abuse registry; amends KRS 314.101 to delete reference to the passing of a foreign nursing school examination; amends KRS 314.111 to delete reference to period surveys of nursing schools under board supervision; amends KRS 314.121 to increase board membership from 15 to 16 by adding one ARNP member; increases quorum from 8 to 9; requires LPN board members to be currently engaged in nursing practice; amends KRS 314.131 to permit board to elect all officers it deems necessary, in addition to the president, and to approve nursing programs; increases board member per diem to \$150 from \$100; permits board to reimburse members of subcommittees or task forces for expenses even if those persons are not board members; amends KRS 314.181, relating to determination of death by registered nurse, to more specifically refer to registered nurse who is employed by ambulance service; defines "dispense" to include receiving and distributing noncontrolled legend drug samples at no charge to patients; amends KRS 315.040 to state that nothing in the chapter can interfere with an advanced registered nurse practitioner as authorized in KRS Chapter 314; repeals KRS 314.074; requires initial ARNP member to be appointed by August 15, 2000.

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HB 677

AN ACT relating to real estate brokerage.

Creates new sections of KRS Chapter 324 to require specific coursework and number of classroom hours for continuing education; creates an instructor minimum rating requirement; creates a new section to define and prohibit "after-the-fact" referral fees in regard to relocation companies; amends sections of KRS Chapter 324 to include a criminal records check for licensing applicants; sets a fee cap of \$100 for examination; adds an educational requirement for a broker management skills course prior to licensing; changes the definition of accredited institution to include colleges and universities that have coursework toward a program for graduate or professional degrees as well as associate and baccalaureate degrees; allows the board the authority to develop a process for review of courses for continuing education that are not previously approved; sets the disciplinary fine to a cap of \$1,000; changes the language to read "sexual misconduct" and removes the term "moral turpitude" in the section dealing with violations; includes an informal reprimand as a disciplinary action; increases disciplinary probation to three years; makes the seller's disclosure form applicable for single-family residential dwellings; adds specific delivery times of disclosure form for listed and nonlisted properties; adds that any licensee involved in single-family residential dwelling sales be required to adhere to seller disclosure form requirements; allows the licensee to complete the seller's disclosure form only if requested by the client; requires that brokers engaging in property management have the option of either maintaining those accounts separately from all others or specifically indicating in all escrow records if those funds are property management funds; allows non-licensed persons to give out general information to the public and to make appointments for licensees; allows that if utilized, the principal broker is a limited dual agent and requires knowledge and consent of the consumer with the designated agency; allows principal brokers, in limited situations, while closing his office, to affiliate with another principal broker; requires that persons appointed to the Kentucky Real Estate Commission after the effective date of this Act serve no more than two full consecutive terms.

HB 678

AN ACT relating to crimes and punishments.

Amends KRS 532.356, relating to restitution as an additional sanction, to include home incarceration and payment of home incarceration fees.

HB 685

AN ACT relating to crimes and punishments.

Amends KRS 525.120 to increase the penalty for abuse of a corpse to Class D felony if the act involved sexual intercourse or deviate sexual intercourse; amends KRS 514.110 allow prosecution for receipt of stolen property where the defendant believes, in addition to knows, the property to be stolen.

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HB 689

AN ACT relating to audits of school district cooperatives and school districts.

Creates a new section of KRS Chapter 43 to require the Auditor of Public Accounts to be responsible for an annual audit of the funds in each school district cooperative, school district consortium, school district corporation, and any other entity formed by school districts under KRS 65.210 to 65.300; provides that the Auditor may allow a certified public accountant to perform the audit but shall retain the right to receive the audit report and management letters, to review the work papers, and to notify the accountant of discrepancies; amends KRS 156.265 to include the Auditor of Public Accounts as chair of the State Committee for School District Audits; requires the committee to meet at least quarterly and allow special meetings to be called by the chair.

HB 692

AN ACT relating to the Board of Claims.

Creates a new section of KRS Chapter 44 to bar claims under \$100; amends KRS 44.086 to require the Board of Claims to hold a hearing on a contested claim with a value of \$1,000 or more in place of the current requirement of a hearing for a contested claim with a value of \$500 or more; amends KRS 44.140 to allow appeals from board awards where the amount in controversy exceeds \$1,000 in place of the current requirement that the amount in controversy has to exceed \$500 before an appeal is allowed; amends KRS 44.070 to increase from \$100,000 to \$200,000 the amount that the Board of Claims may award for a single award; increases from \$250,000 to \$350,000 the total award for multiple awards arising out of a single act of negligence while limiting any one of these awards to \$200,000 rather than the current \$100,000.

HB 693

AN ACT relating to tourism signage.

Amends KRS 177.076, regarding limited supplemental guide signs, to define the terms "tourist area or attraction" and "family entertainment center"; amends KRS 177.078 to make deposits for limited supplemental guide sign refundable.

HB 696

AN ACT relating to marketing of agricultural products.

Amends KRS 260.015 to remove the license fee required for a person to obtain a license to use an agricultural logo or labeling statement that specifies that the product was grown in the Commonwealth; deletes provision that allows the Commissioner of Agriculture to assess a fee on the wholesale or retail value of products marketed using the logo or labeling statement.

HB 706

AN ACT relating to early childhood development.

Creates new sections of KRS Chapter 200 to establish the Early Childhood Development Authority in the Office of the Governor to manage expenditures of the early childhood development fund; requires 17 members to be appointed; requires that at least 1 private sector member from each congressional district be appointed; sets term limits

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for members of the authority; establishes duties of the authority; requires the authority to develop a state plan for funding priorities and programs; requires the authority to develop a request for proposal process for community early childhood councils; requires the authority to create a Healthy Babies Work Group to develop a public awareness campaign on the benefits of good nutrition, folic acid, smoking cessation, healthy lifestyle choices, the effects of alcohol and substance abuse, and the need for vision examinations; requires the authority to work with local entities to fund vision examinations for children with noncovering health insurance; creates a community early childhood council for each service area designated by the authority; requires the councils to be established by local child-care resource and referral agencies and family resource centers; establishes membership and terms for the community early childhood councils; establishes grant proposal requirements; creates the Early Childhood Business Council and the Early Childhood Professional Development Council; establishes membership and terms; requires expiration of the authority, and councils and programs created by the authority when funds no longer exist; amends KRS 200.658 to attach the Kentucky Early Intervention System Interagency Coordinating Council to the authority; amends KRS 156.160 to require a vision examination for all students to be performed by January 1 of the first year of public school enrollment; amends KRS 211.645 to replace definition of "high-risk infant" and "hearing risk certificate" with "auditory screening report" and "infant at high risk of hearing loss"; adds auditory screening indicating a hearing loss as an indicator of hearing risk; amends KRS 211.647 to require the Commission for Children with Special Health Care Needs to conduct hearing evaluations, contact parents, make referrals to the Kentucky Early Intervention System point of entry, and forward reports of evaluations; creates a new section of KRS Chapter 216 to require hospitals to provide an auditory screening for all infants and forward an auditory screening report to parents, the attending physician and the Commission for Children with Special Health Care Needs; creates a new section of KRS Chapter 211 to establish the Health Access Nurturing Development Services (HANDS) program as a voluntary statewide home visitation program; requires participants in the HANDS program to give informed consent; creates a new section of KRS Chapter 164 to establish monetary incentives, including a scholarship program, for child-care workers to obtain early childhood credentials; creates new sections of KRS 199.892 to 199.896 to establish a program of monetary incentives and merit awards for child-care programs, including increases in child-care subsidies; establishes a voluntary quality-based graduated child-care rating system; expands the Healthy Start in Child Care program to train and educate child-care providers and parents in health and safety; establishes technical assistance positions dedicated to child care; amends KRS 199.894 to make definitions current; amends KRS 199.896 to permit the cabinet to establish criteria for the denial of a child-care center license based on a criminal records check; requires the inspector general to issue a statement of deficiency and time frame for corrections for child-care center violations; requires the creation of an informal dispute resolution process; permits child-care centers to appeal adverse license or penalty actions; requires gravity factors to be considered in assessing a civil penalty; requires procedures for taking action to correct cited deficiencies; requires the denial of an application for a director or employee of a child-care center if they are a violent or sex offender or a person found to have abused or

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neglected a child; amends KRS 199.8982 to require the denial of an application for a director or employee of a family child-care home if they are a violent or sex offender or a person found to have abused or neglected a child; establishes criteria for denial of certification of family child-care homes based on a criminal record check; amends KRS 199.899 to delete a 1993 report requirement; requires an annual report on child-care subsidy rates; amends KRS 199.8992 to require child-care resource and referral agencies to cooperate to form community early childhood councils; amends KRS 199.8994 to require a target license surveyor ratio of 1 to 50 child-care facilities; requires training for license surveyors; requires improved monitoring of unregulated providers receiving child-care subsidies; amends KRS 199.8996 to require a report on child-care subsidy rates and child-care licensing surveyor positions; amends KRS 199.990 to establish civil penalty amounts for child-care subsidy violations; amends KRS 17.165 to prohibit child-care providers to be or to employ persons convicted of sex crimes or violent crimes, or persons who have been found to have abused or neglected a child by the cabinet; amends KRS 17.990 to add penalties for child-care providers or employers; amends KRS 213.046 to delete requirement for the filing of a hearing risk certificate with the birth certificate; requires the Cabinet for Health Services to forward information on auditory screening for births outside of institutions to parents upon application for a birth certificate; repeals KRS 199.8994 and KRS 157.317; titles this Act the Early Childhood Development Act.

HB 709

AN ACT relating to consumer protection.

Amends KRS 304.2-165 relating to written complaints to make the statute applicable to entities or individuals engaged in the business of insurance; creates a new section of Subtitle 14 of KRS Chapter 304 to establish a 2 year statute of limitations on an action or request for reimbursement for any overpayment of a health insurance claim pursuant to an insurance contract; creates a new section of Subtitle 9 of KRS Chapter 304 to designate grounds upon which the commissioner may suspend or place conditions on the license of an insurance agent; provides that an order denying an agent license or appointment must be based upon the application and any other information pertaining to the applicant available to the department of insurance; provides that any person aggrieved by an order under this section may file an application for a hearing within 60 days of the date of the order.

HB 712

AN ACT relating to the legislative ethics code.

Amends KRS 6.656 to extend the \$100 per diem and reimbursement of expenses received by commission members to include a maximum of two nonmeeting days per month that are devoted to commission-related work; amends KRS 6.686 to require a complaint to name the alleged violator; requires the proceedings leading to a confidential reprimand and the reprimand itself to remain confidential; amends KRS 6.691 to direct that no penalty in that section be imposed except as the result of an adjudicatory hearing held under the filing of a complaint; allows the commission to levy those penalties in addition to any administrative penalties previously assessed; prohibits a legislative agent or employer whose registration has been revoked from registering under a different name

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or identity during the period of revocation; amends KRS 6.711 to reduce from six to three the number of required orientation courses for new legislators; amends KRS 6.793 to require a candidate for nomination or election to the General Assembly to file financial disclosure within 21 days after the filing deadline or, if it is a special election, within 10 days after the filing deadline; amends KRS 6.797, 6.807, and 6.821 to allow the commission to levy the administrative penalties for failing to file a statement of financial interests, the initial registration, and updated registration, respectively, without filing a complaint, but only after notice has been given about the fine and an opportunity has been afforded for the alleged violator to appear before the commission or otherwise offer evidence in mitigation of the imposition of the fine; amends KRS 6.807 to require an employer whose termination of a legislative agent leaves the employer without any legislative agents, to notify the commission, within 30 days after the termination, of its intent to terminate its registration.

HB 719

AN ACT relating to collection of taxes.

Amends KRS 134.500 to waive the 20% fee that is added to delinquent tax bills that are collected by a county attorney if the taxpayer pays the delinquent taxes within 5 days of the sheriff's sale of the delinquent tax bill.

HB 722

AN ACT relating to fish and wildlife.

Amends KRS 150.395 relating to spotlighting to delete intent to poach from the elements of the offense, include shining lights into an inhabited building as illegal; includes lawful hunting and fishing activities as exemptions; changes fine from a variable fine to a set fine of \$150, which is prepayable.

HB 725

AN ACT relating to canvass procedures for elections.

Amends KRS 117.305 to provide that the canvasses and returns shall constitute the official returns of an election unless before 4 p.m. on the Tuesday following a primary or regular election, or before 4 p.m. on the day following a special election, a discrepancy is noted; provides that the election board is to assemble at 9 a.m. on the Thursday following the deadline to request a canvass in order to recheck and canvass the voting machines; deletes the requirement that the registering machine counter for each candidate requesting canvass and that candidate's opponent be reset at zero and operated at least 100 times; deletes the provision for no change in the vote of a candidate from the originally certified vote upon a finding that the original canvass of the returns was incorrect; requires the State Board of Elections to promulgate administrative regulations to establish procedures for conducting a canvass for each type of voting system approved by the State Board of Elections and in use in Kentucky.

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HB 728

AN ACT relating to state employee compensation.

Creates a new section to KRS Chapter 64 to establish the Executive Branch Compensation Advisory Council; attaches the council to the Personnel Cabinet; sets out duties of the council; requires that salary schedules recommended to the Secretary of Personnel by the Executive Branch Compensation Advisory Commission include only administrative bodies to which the Personnel Cabinet provides personnel and payroll service, with the exceptions of any governing body of any of the Kentucky Retirement Systems, the Kentucky Higher Education Assistance Authority, and the Council on Postsecondary Education; amends KRS 64.640 to require that the setting of salaries for administrative heads or other employees shall be subject to the approval of the Secretary of the Personnel Cabinet; amends KRS 64.690 to grant the Secretary of the Personnel Cabinet the authority to monitor and require compliance with this Act; amends KRS 18A.195 to require that an employee who is not exempt from the provisions of the Fair Labor Standards Act may submit, in writing, a request to receive compensatory leave time at a rate of one and one-half hours for each hour worked in excess of forty hours per week.

HB 733

AN ACT relating to professional engineers and land surveyors.

Amends KRS 322.290, relating to functions of the State Board of Licensure for Professional Engineers and Land Surveyors, to authorize the board to promulgate administrative regulations to establish rules for the use of stamps, seals, and signatures in electronic transactions; amends KRS 322.340, relating to license, and use of the seal or stamp, to require that use of the stamp, seal, or signature used in an electronic transaction to be conducted in accordance with the administrative regulations promulgated by the board; deletes the provision that prohibited electronic reproduction of the stamp, seal, or signature.

HB 734

AN ACT relating to the Court of Justice

Creates new sections of KRS Chapter 26A to require the Chief Justice to issue guidelines on the design, financing, and construction of court facilities, and to develop Kentucky standards for court facilities construction; requires the Administrative Office of the Courts (AOC) to assess the need for court projects, develop project programs with cost estimates, develop a prioritized list, certify the county's ability to pay for the project, and develop and maintain uniform contracts to be used by local governments when procuring services for court projects; requires local units of government to enter into a memorandum of agreement with AOC specifying rights, duties, and obligations relating to court projects; requires AOC approval of all contracts for the design, financing, or construction of court projects; requires all court projects to comply with Kentucky standards; requires the judicial branch budget recommendation to specify a maximum authorized bond term for court projects; requires bond terms to be limited to the term specified in the budget bill unless approved by AOC after legislative committee review; creates a use allowance contingency fund for up to 15% cost overruns on court projects;

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specifies legislative committee review process for obtaining contingency account funds; requires AOC quarterly to report the status of all outstanding court projects to the Capital Project and Bond Oversight Committee; amends KRS 26A.090 to eliminate use allowance payments once there is no longer any debt on the court facility, and to add the director of the AOC to the Court Facilities Standards Committee; amends KRS 147A.021 to require the Department for Local Government to evaluate the financial condition of any local government selected to participate in a court project and to provide this information to AOC when requested.

HB 736

AN ACT relating to accidents.

Creates a new section of KRS Chapter 277, relating to railroads, to prohibit a law enforcement officer investigating a train accident or any violation of law involving the operation of a train, from asking any train crew member to show their driver's license as a form of identification; requires crew members to provide any form of photo identification other than a driver's license issued under KRS Chapter 186; amends KRS 189.635, relating to accident reports, to limit the access of motor vehicle insurance companies to accident reports involving any train engineer or train crew member they insure, if the person in their professional capacity is involved in a train accident; prohibits insurance companies issuing motor vehicle policies in the Commonwealth from raising a policyholder's rates solely because the policyholder, in his or her professional capacity, is a train engineer or other train crew member involved in an accident on a railroad.

HB 737

AN ACT relating to retirement.

Amends KRS 61.535 and 161.470 to provide that for persons hired after August 1, 2000, who participate in KERS, CERS, SPRS, or Teachers' Retirement, there shall be forfeiture of retirement benefits if convicted of a felony related to their employment and to provide that the employer shall notify the retirement system of an employee who is convicted of a felony related to his or her employment for purposes of pension forfeiture.

HB 739

AN ACT relating to retired teachers and declaring an emergency.

Creates a new section of KRS Chapter 161 to establish a supplemental retirement benefit plan in the Kentucky Teachers' Retirement System to be used when salaries of members exceed limits at time of retirement set by the federal Internal Revenue Code; creates a new section of KRS Chapter 161 to authorize the system to implement a defined contribution plan for retirees who are reemployed in full-time positions covered by the system; creates a new section to direct the commissioner of education to establish critical shortage areas of teaching; creates a new section of KRS Chapter 161 to permit active members to roll over or transfer funds from another retirement plan qualified under Sections 401(a) and (k) of the Internal Revenue Code, subject to approval of the Internal Revenue Service (IRS); amends KRS 161.220 to define "full actuarial cost"; amends KRS 161.250 to define a member's appeal procedure; amends KRS 161.400 to clarify that all actuarial and actuarial cost factor tables shall be determined by the system's actuary with

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approval of the system's board of trustees; amends KRS 161.420 to define the funding available for the retiree health insurance plan and increases the amount of the state's current level of contributions that the board may allocate to fund the insurance plan; authorizes the system to provide retirement benefit from compensation that exceeds limitations of Section 415 of the IRS Code; establishes a defined contribution plan for retired members who are approved for reemployment in critical shortage positions; amends KRS 161.500 to prohibit members from receiving credit for service in more than one state-sponsored retirement plan; amends KRS 161.553 to establish the amortized payments that the state is obligated to appropriate to the system for cost-of living increases and sick leave obligations that occur during 2000-2002; amends KRS 161.605 to require the system's board to approve a limited number of retired members to reemployment in a full-time position covered by the system and declared to be a critical shortage position; amends KRS 161.620 to increase the minimum annual allowance for a year of service from \$310 to \$325 in 2000, and to \$335 in 2001; provides for an ad hoc increase of 8/10 of one percent effective July 1, 2000, for all members retired at least one year and an ad hoc increase of one percent effective July 1, 2001, for all members retired at least one year; provides that member salaries in excess of IRS limitation may be qualified for retirement allowance payments under provisions of IRS; amends KRS 161.623 to authorize the actuary to determine the actuarial value of increase in annuity payment due to use of payments for unused sick leave at retirement; amends KRS 161.655 to provide a \$5,000 life insurance benefit for members of the Kentucky Teachers Retirement System who are retired for service or disability; provide a \$2,000 life insurance benefit for active members of the Kentucky Teachers Retirement System effective July 1, 2000; amends KRS 161.507, 161.510, 161.5465, 161.548, 161.549, 161.595, 161.607, and 161.675 to conform; repeals KRS 161.510; EMERGENCY.

HB 740

AN ACT relating to local elections.

Amends KRS 83A.047 relating to local elections to require that in a city whose boundaries extend beyond those of a single county all nomination papers are to be filed with the county clerk in the county in which the candidate resides instead of with the Secretary of State; requires the county clerks to inform each other of city candidates who file with them; amends KRS 67.045 to require fiscal courts to initiate redistricting in May of the first year following the decennial census of the United States, rather than in February of the second year following the census; amends various other statutes to conform.

HB 742

AN ACT relating to the purchase of development rights for public parks.

Amends KRS 97.590 to allow an urban-county government to combine a purchase of development rights program proposal with a parks purchase and maintenance program proposal and allow a single question on the ballot; amends KRS 67A.847 to allow an urban-county government to combine a purchase of development rights program proposal with a parks purchase and maintenance program proposal and allow a single question on the ballot; amends KRS 97.590 to exempt this levy from the recall provisions of KRS

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132.017; allows the local legislative body to expend funds in lieu of an appointed parks board.

HB 749

AN ACT relating to property taxes

Creates new sections of KRS Chapter 132 to exempt from the property tax for state purposes, personal property placed in a warehouse or distribution center for subsequent distribution to an out-of-state location; provides that the tax rate levied by cities, counties, and school districts on personal property placed in a warehouse or distribution center for subsequent distribution to an out-of-state location shall be 80% of the tangible personal property levied for assessments made January 1, 2000, 50% of the tangible personal property levied for assessments made January 1, 2001, and exempts from city, county, and school district property tax for assessments made on or after January 1, 2002; provides that fire districts and special taxing districts may exempt property placed in a warehouse or distribution center for subsequent distribution to an out-of-state location; repeals KRS 132.095.

HB 756

AN ACT relating to special wastes.

Amends KRS 224.50-760 to exempt colleges and universities from statutes relating to the treatment of their own sludge by composting on property owned or leased by the colleges and universities.

HB 757

AN ACT relating to health insurance.

Creates a new section of KRS 304.17A-500 to 304.17A-590 to require managed care plans to file with the commissioner of insurance sample copies of agreements entered into with health care providers; amends KRS 304.17A-505 to make the statute apply to insureds as well as enrollees; requires the insurer to disclose to the insured or enrollee a summary of the drug formulary and a statement informing the insured or enrollee that the provider has the right to become a provider for the insurer if the provider meets the insurer's enrollment criteria and meets the terms and conditions required for participation; amends KRS 304.17A-510 to require the insurer at the time of enrollment and upon request to inform the insured or enrollee of any hold harmless agreements with providers that affect the enrollee; amends KRS 304.17A-515 to require a managed care plan to demonstrate it offers a provider network that meets accessibility standards of this Act; amends KRS 304.17A-500 to define terms; defines "emergency medical condition" as one that would cause a prudent layperson to believe the medical condition needs immediate attention; amends KRS 304.17A-540 to clarify the letter of denial; amends 304.17A-580 to clarify coverage of emergency medical conditions; provides that an insurer cannot deny emergency room services and alter the level of coverage or cost-sharing requirements for any condition or conditions that constitute an emergency medical condition; amends KRS 304.17A-590 to clarify the contents of provider directories; amends KRS 304.17A-535 to provide that a managed care plan that restricts pharmacy benefits to a drug formulary must have an exceptions policy through which the

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managed care plan may cover a prescription drug not included on the formulary; creates a new section of Subtitle 17A of KRS Chapter 304 to require an insurer delivering or issuing a health benefit plan or a health insurance policy covering a specified disease to provide the policyholder with 45 days notice of cancellation; provides that if cancellation is for nonpayment of premium the notice shall be 14 days; provides that on and after January 1, 2001, every insurer offering group coverage must include in the contract with the policyholder or contract holder a provision requiring the policyholder to mail promptly to each person covered under the group policy a copy of the notice of cancellation and promptly provide proof to the insurer that the covered persons were notified; requires prompt return of the unearned premium upon cancellation; provides that if the insurer fails to provide the 45 days notice, the coverage shall remain in effect at the existing premium until 45 days after the notice is given or until the effective date of replacement coverage, whichever comes first.

HB 758

AN ACT relating to the licensing of veterinarians.

Amends KRS 321.193 to delete specific examination requirements for licensure as a veterinarian and allows the Board of Veterinary Examiners to establish exam requirements, passing scores, and retake policies by administrative regulation; deletes requirement that an applicant be required to attend a board sponsored orientation program and oral interview.

HB 763

AN ACT relating to personnel administration.

Amends KRS 18A.110 to require the secretary of personnel to promulgate administrative regulations governing state employee evaluations; allows documentation of the evaluation forms and comments by either the employee or employer to be included and to prohibit the final evaluation from including supervisor comments or ratings lower than the lowest two ratings; requires employee evaluations to be conducted annually and used in determining eligibility for salary advancements, promotions, and disciplinary actions; creates a new section to KRS Chapter 18A which removes the requirement of a high school diploma, equivalency certificate, or a passing score on the GED test in the Highway Equipment Operator series shall not apply to employees hired prior to July 1, 1999; amends KRS 64.640 to stipulate that the compensation for officers or position heads of statutory administrative departments, independent agencies, or other units of state government shall not exceed the total taxable compensation, including any benefits or discretionary spending accounts, of the Governor derived from state sources; repeal KRS 18A.112.

HB 765

AN ACT relating to insurance.

Creates a new section of Subtitle 13 of KRS Chapter 304 to provide that any policy fee related to underwriting expenses for a property or casualty insurance contract by an agent licensed under KRS 304.9-085 shall be deemed fully earned; provides that

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the fee shall only be collected if coverage is provided; requires all such fees to be submitted to the commissioner of insurance for prior approval.

HB 768

AN ACT relating to household goods certificates.

Amends KRS 281.624, relating to household goods certificates, to permit the Transportation Cabinet to have the right to designate the situs of a household goods carrier office and terminal facilities when granting the carrier authority to operate in Kentucky; provides that a designation made by the cabinet shall not deny a household goods carrier use of its offices and terminal facilities in existence at the time of the grant of authority.

HB 777

AN ACT relating to candidates for office.

Amends KRS 118.125 to require that a candidate state, in his or her notification and declaration, that the candidate meets the statutory and constitutional qualifications for the office sought; requires that the declaration shall be subscribed and sworn to before an officer authorized to administer an oath by the candidate and by the two voters making the declaration and signing the candidate's petition for office; amends KRS 118.315 to require that a candidate filing by petition sign an oath that he or she meets the statutory and constitutional qualifications for the office sought; amends KRS 118A.060 to require that a candidate state, in his or her notification and declaration, that the candidate meets the statutory and constitutional qualifications for the office sought.

HB 778

AN ACT relating to commercial feed.

Amends KRS 250.601 to allow the director of regulatory services at UK to levy a fine against chronic violators of the commercial feed law; amends KRS 250.990 to allow a fine of up to \$1,000 on the third and subsequent violations of the commercial feed law within a 24-month period.

HB 780

AN ACT relating to designation of Kentucky National Guard Day.

Creates a new section of KRS Chapter 2 to designate June 24 of each year Kentucky National Guard Day.

HB 789

AN ACT relating to intellectual property.

Creates a new section of KRS Chapter 365 to prohibit commerce in counterfeit goods and services.

HB 792

AN ACT relating to coal mining.

Amends KRS 350.445 to allow the construction of a road above the top of a highwall if specific conditions are met in conjunction with the return of maximum

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overburden to the bench; allows the construction to be deemed as compliance with environmental standards of the chapter.

HB 805

AN ACT relating to the development and use of natural resources.

Creates new section of KRS Chapter 131 to allow any electric power company or any entity that owns or operates a coal fired electric generation plant to take a nonrefundable credit against taxes imposed under KRS 136.070, 136.120, 141.020 and 141.040; sets the amount of the credit equal to \$2 per ton of Kentucky coal purchased by the company that is above the amount of Kentucky coal purchased in the base year and that is used to generate electric power; sets the base year equal to coal purchased in 1999 for existing companies and zero for new entities; prohibits an existing entity eligible for the coal incentive credit from creating an affiliate, subsidiary or other entity to be assigned a base year of zero; requires a company eligible for the credit to file a coal incentive credit claim on or before July 15; prescribes verification requirements for the coal purchased by the eligible company; requires the Revenue Cabinet to determine the amount of the credit for which the company is eligible and issue a credit certificate; permits the eligible company to apply the amount of the credit listed in the credit certificate to the taxes imposed under KRS 136.070, 136.120, 141.020, and 141.040; sunsets the credit after 10 years; permits the Revenue Cabinet to promulgate administrative regulations; amends KRS 141.0205 to include the coal incentive credit in the list of nonrefundable credits.

HB 806

AN ACT relating to the development and use of natural resources.

Amends KRS 154.22-010 to add a definition for "electric generation" and to require that fuel used for electric generation be at least 50% coal; includes construction of an electric generation facility under the definition for economic development; includes electric generation under the definition for "eligible company"; amends KRS 154.22-020 and KRS 154.28-015 to include electric generation in the type of entities listed that the General Assembly would like to locate in qualified counties; amends KRS 154.22-040 to certify every coal producing county as a qualified county when reviewing projects that involve new construction of electric generation facilities; defines "coal producing county"; makes changes to conform; amends KRS 154.22-090 to conform section numbering; amends KRS 154.28-010 to include a definition for electric generation and to require that fuel used for electric generation be at least 50% coal; makes conforming changes to subsection numbering; includes construction of an electric generation plant in a coal producing county in the definition of economic development projects; defines coal producing county; amends KRS 154.28-080 to make changes to conform; amends KRS 154.28-090 and KRS 154.28-120 to make conforming changes to subsection numbering; creates a new section of KRS Chapter 224 to direct the secretary of the Natural Resources and Environmental Protection Cabinet to facilitate the permitting of coal-fired electric generation plants in the Commonwealth by developing procedures for one-stop shopping for environmental permits.

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HB 807

AN ACT relating to property tax.

Amends various sections of KRS Chapter 134 to provide that county clerks may provide a certified electronic certificate of delinquency in lieu of delivering a certified copy of the certificate of delinquency; provides that clerks, sheriffs, and county attorney add-on fees are excluded from the interest calculation.

HB 808

AN ACT relating to candidates for city elections.

Amends KRS 83A.040 to provide that a candidate for mayor or a legislative body of a city shall be a resident of the city for not less than one year prior to his or her election; provides that the act shall take effect January 1, 2001.

HB 811

AN ACT relating to tourism development.

Amends KRS 154.29-050 to allow, upon request from a company, the authority to grant an extension of no more than three years to the completion date of a project as specified in the agreement; amends KRS 139.536 to allow sales tax collected on sales by an approved company but prior to the commencement of the term of the agreement to be refundable without changing the term of the agreement.

HB 822

AN ACT relating to taxpayer information.

Amends KRS 131.081 to prohibit Revenue Cabinet employees, board members of the county board of assessment appeals, and PVA's and their employees, unless authorized, from having access to an individual's tax returns or reports; amends KRS 131.190 to prohibit the information received from the IRS from being made available to any other agency of state government, to any county, city, or other state, and shall not be inspected intentionally and without authorization by any person; amends KRS 131.990 to further breakdown penalties for violations.

HB 824

AN ACT relating to property valuation administrators.

Amends KRS 132.370 to require the Personnel Cabinet to promulgate administrative regulations allowing property valuation administrators and their deputies to receive lump-sum payments for accrued annual leave and compensatory time when separated from employment.

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HB 825

AN ACT relating to public library services.

Amends KRS 171.201 to create the public library services improvement and equalization fund; defines the purpose for the use of fund proceeds; sets requirements for the use of funds; provides the formula for fund distribution; establishes a public library facilities construction fund to assist local libraries with debt service payments for new library facilities and library improvements.

HB 830

AN ACT relating to pretrial diversion programs.

Amends KRS 533.262 to exempt drug court diversion programs approved by the Supreme Court and the Department of Corrections from the requirement that the sole pretrial diversion programs utilized by Circuit Courts shall be those authorized by KRS 533.250 to 533.260.

HB 842

AN ACT relating to reorganization.

Creates various new sections of KRS Chapter 11 to create the Governor's Office of Technology (GOT) headed by the Chief Information Officer for the Commonwealth; creates the Kentucky Information Technology Advisory Council; abolishes the Department of Information Systems, the Kentucky Information Resources Management Commission (KIRM), the Office for the KIRM, and the Communications Advisory Council, and transfers their duties to the new office; transfers the Office of Geographic Information Systems and the Geographic Information Advisory Council to the new office; exempts the information, technology, personnel, agency resources, and confidential records of the Kentucky Retirement Systems and the Kentucky Teachers' Retirement System from the authority of the Governor's Office for Technology; includes in the duties of office directions, standards, and architecture related to the privacy and confidentiality of data collected and stored by state agencies; repeals, reenacts as new sections of KRS Chapter 11, and amends KRS 61.935 and 61.936, relating to the chief information officer, and KRS 61.958 and 61.959, relating to the Geographic Information Advisory Council; attaches the Commercial Mobile Radio Service Emergency Telecommunications Board of Kentucky to the GOT for administrative purposes; amends various sections of the KRS to conform; repeals the following KRS sections: 42.029 (Department of Information Systems), 42.640 (Definitions relating to the Office of Geographic Information), 61.937 (Authority to enter into memoranda of agreement and contracts), 61.938 (Office of the Chief Information Officer), 61.940 (Legislative declarations), 61.942 (Definitions for KRS 61.940 to 61.953), 61.945 (Kentucky Information Resources Management Commission), 61.948 (Powers of commission), 61.950 (Meetings, Roles and duties), 61.951 (Office for the Kentucky Information Resources Management Commission--Executive director), 61.953 (Contents of five-year statewide information resources management plan), 61.954 (Construction of KRS 61.940 to 61.953 with respect to judicial and legislative branches), and 61.955 (Communications Advisory Council); confirms Governor's Executive Order 99-1359, dated October 6, 1999, and Executive Order 99-1360, dated October 6, 1999.

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HB 843

AN ACT relating to mental health and substance abuse, and declaring an emergency.

Creates new sections of KRS Chapter 210 to establish commission on mental illness, alcohol and other drug abuse disorders, and dual diagnoses; specifies membership of commission; requires a statewide report including the findings and recommendations of regional councils; requires report to Governor and General Assembly; provides that the commission sunsets in 4 years unless otherwise approved by General Assembly; creates regional planning councils through the regional mental health and mental retardation boards; specifies members; specifies duties of regional councils; requires regional councils to submit reports to the commission; provides that the regional councils sunset in 4 years unless otherwise authorized by the General Assembly; EMERGENCY.

HB 852

AN ACT relating to incremental financing by local governments.

Creates new sections of KRS Chapter 65 to establish the Kentucky Increment Financing Act; establishes definitions; declares that economic development projects as prescribed serve a public purpose; establishes the power of cities and counties to exercise any powers to carry out prescribed purposes; permits a city or county to establish or modify a development area after a public hearing, adoption of an ordinance, and provision of prescribed information to the local revenue collector for calculation of the increments or new revenues in the area; requires increments generated in a development area to be deposited in a special fund; provides for the termination of a development area; requires the maintenance of a special fund which is pledged for the retirement of outstanding increment bonds as required and permits funds remaining in excess of that amount needed to repay increment bonds to be used for future debt or projects in the development area or transferred for other lawful governmental purposes; requires increment bonds to be issued by ordinance as prescribed; permits the use of increment bonds to pay the cost of economic development projects and applies specified provisions of KRS Chapter 66 to the issuance of increment bonds; permits debt payments on increment bonds to be made from increments and other specified sources; permits the use of increment bonds to fund or refund outstanding increment bonds and requires maturation of bonds consistent with KRS 66.091 and the date of issuance of the original bonds; permits a city or county to pledge increments for the repayment of increment bonds or to establish a financing agreement if adopted by ordinance; requires a pledge of increments to be superior to other pledges of revenues as prescribed; prohibits the adoption of ordinances pledging increment revenues to other projects while bonds secured by the original pledge remain outstanding; permits the pledging of increments on a subordinate basis to existing pledges by ordinance; permits the release of expected increments by a city or a county in an established development area by a financing agreement with any other city or county and specifies the required provisions of a financing agreement.

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HB 856

AN ACT relating to administrative regulations.

Creates a new section of KRS Chapter 13A to require an administrative body filing an ordinary administrative regulation that establishes or increases fees to send required notice to each state association, organization, or other body representing a person or entity affected by the administrative regulation; amends KRS 13A.030 to specify the format for the statement of consideration following a notice of intent public hearing and to delete provisions that were no longer effective; amends KRS 13A.030 to specify that a subcommittee may make a nonbinding determination that an administrative regulation is deficient for the specified reasons; amends KRS 13A.032 to change the term “finding of noncompliance” to “finding of deficiency”; amends KRS 13A.070 to require the Regulations Compiler to refuse to accept for filing any administrative regulation that does not conform with KRS Chapter 13A, rather the specified range of KRS 13A.220 to 13A.250 and change the word “issued” to “promulgate” to comply with the definition of “promulgate”; amends KRS 13A.190 to expand authorization for promulgation of an emergency administrative regulation to include the prevention of loss of federal or state funds, rather than just federal funds, and to establish margin requirements for the statement of emergency; amends KRS 13A.220 to delete requirements for 1 inch side and bottom margins and for 23 lines to a page, to clarify required headings, change format designation for “sub-subparagraphs” to “clauses”, and delete required signature of an attorney; amends KRS 13A.222 to allow administrative regulations to cite popular names of federal or state laws; amends KRS 13A.240 to require the regulatory impact analysis to include specified information that describes what the effect and impact of the administrative regulation will be, both for the agency and regulated entities; amends KRS 13A.280 to specify the margin requirements for a statement of consideration; amends KRS 13A.290 to require referral of administrative regulations to the standing committees of the House and Senate during a session of the General Assembly and to require the standing committees to agree in order to amend an administrative regulation or find an administrative regulation deficient; amends KRS 13A.310 to require the body of a repealer administrative regulation to include a citation to the number and title of any administrative regulation being repealed and require compliance with the filing and formatting requirements of KRS 13A.220 for repealer administrative regulations; creates a new section of KRS Chapter 13A to establish a procedure for review of administrative regulations during a legislative session; amends KRS 13A.015 to delete the requirement for one (1) inch side and bottom margins on a notice of intent; amends KRS 194A.050 to delete required signature of attorney; amends various sections of KRS Chapter 13A to make technical corrections and minor revisions and to conform; VETOED; VETO OVERRIDDEN.

HB 865

AN ACT relating to city police and fire departments.

Amends KRS 90.360 relating to city police and fire departments to exclude from classified service the positions of chief of police, chief of firefighters, and assistant chiefs of police and firefighters; requires that if any of these individuals should cease to serve in any of these positions, the individual shall have restored to him or her the same

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classification and rank which he or she held prior to their appointment; creates a new section of KRS Chapter 95 to conform.

HB 866

AN ACT relating to voting locations.

Amends KRS 118.045 to require that an American flag be displayed at every entrance to a voting location, rather than every precinct, and that the fiscal court shall purchase sufficient American flags for every entrance to a voting location, rather than every voting precinct.

HB 870

AN ACT relating to a special license plate to benefit the Kentucky Chapter of the National Wild Turkey Federation.

Creates a new section of KRS Chapter 186, relating to the licensing of motor vehicles, to create a new license plate for the National Wild Turkey Federation; provides the plate will not be printed until the Transportation Cabinet receives 900 requests; establishes fees for an initial special license plate and to annually renew the special license plate; provides for a \$10 additional fee to be levied on all initial requests and renewals to be forwarded by the Transportation Cabinet to the Kentucky Chapter of the National Wild Turkey Federation to be used for education programs dedicated to conserving wild turkeys and wild turkey habitat enhancement and preserving hunting traditions in Kentucky.

HB 875

AN ACT relating to insurance.

Amends Subtitle 9 KRS Chapter 304 to adopt the Single Insurance Producer License, and agent licensing initiatives based on a model act; creates a new section of Subtitle 9 of KRS Chapter 304 to prohibit the commissioner from assessing a greater fee for an insurance license to a nonresident based solely of the fact of nonresidency in Kentucky; amends KRS 304.10-020 to make technical changes; amends KRS 304.10-140 and 304.10-070 to change the financial responsibilities and requirements regarding surplus lines, to establish notice procedures for the commissioner to follow regarding ineligibility of a surplus lines insurer; amends KRS 304.10-110 to establish that surplus lines brokers are liable to the insured as to losses covered by insurance and for unearned premiums upon cancellation of insurance; amends KRS 304.10-120 to establish that an individual licensed as a surplus lines broker in the applicant's home state may be issued a nonresident surplus lines broker's license in this state if there is reciprocity; amends KRS 304.10-180 to clarify tax responsibilities of brokers; amends KRS 304.10-130 to conform; amends KRS 302.2-120 to require licensees and holders of a certificate of authority to notify the commissioner in writing within thirty (30) days of changes in address or in the legal name used by the licensees or holders; amends KRS 189.285 to remove the requirement of proof of health insurance when registering a motorcycle; repeals KRS 186.865, 304.4-015, 304.9-050, 304.9-060, 304.9-220, 304.9-380, 304.9-434, and 304.0-455.

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HB 886

AN ACT relating to optometrists.

Amends KRS 320.210 to include low vision rehabilitation within the definition of the "practice of optometry"; amends KRS 320.230 to require that the optometrist members on the Board of Optometric Examiners are in good standing with the board; amends KRS 320.240 to broaden the board's authority to promulgate administrative regulations from those involving applicants, the issuance of licenses, and the conduct of licensing examinations to all matters set forth in this chapter; deletes provision requiring all purchases of pharmaceutical drugs by optometrists to be upon purchase order forms approved by the board; amends KRS 320.250 to permit the board to include in the examinations given applicants an examination on Kentucky optometric law; deletes provision barring a person from taking the examination more than 3 times in a five-year period and replaces with a provision that requires a person to reapply and submit a new application fee if the application lapses; amends KRS 320.270 to revise the requirements for licensing by endorsement to require at least five years of experience immediately preceding submission of the application, that the applicant has not violated any provision of the chapter or is not the subject of a pending board action or malpractice suit, that the applicant meets all the qualifications for regular licensing, and submits a nonrefundable fee with an application; deletes provision authorizing the board to use a portion of its annual renewal fees to contract with higher education institutions for continuing education programs; amends KRS 320.290 to delete provisions restricting personal solicitation of business; delete provision permitting the board to prepare advertisements; amends KRS 320.300 to delete provision requiring an optometrist to file his or her license with the county clerk in the county where he or she practices; amends KRS 320.310 to expand the disciplinary options available to the board to include ordering restitution and imposing a \$1,000 fine for each violation of this chapter; amends KRS 320.321 to allow grievances to be submitted by an individual, organization, entity, or the board; requires the licensee to respond to the grievance within 10 days of the date the grievance was mailed; specifies that failure to respond to a complaint in a timely manner may be deemed by the board as an admission to the charge; amends KRS 320.331 to specify that an appeal of the board's final order shall not operate as a stay of the board's order, unless required by the court; provides that a violation of this chapter is a Class A misdemeanor.

HB 887

AN ACT relating to state purchasing.

Amends KRS 45A.080, relating to state competitive bidding, to permit a purchasing officer to adjust or waive a penalty for late delivery if a contractor can present evidence that the cause of the delay was beyond his control.

HB 881

An ACT relating to real estate associates.

Amends KRS 324.117 to allow a real estate sales associate's name to be included in the firm name after the associate has two (2) years experience with the firm; and specifies that working at least 20 hours per week for 24 months constitutes two years of experience.

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HB 884

AN ACT relating to education paperwork requirements.

Creates a new section of KRS Chapter 156 to authorize the Kentucky Board of Education, at the request of a local school district superintendent on behalf of a school council or the district, to waive reports and paperwork required by the Kentucky Revised Statutes for submission to the Board or the Department of Education upon a finding of good cause, except reports required by federal law or related to health, safety, or civil rights.

HB 892

AN ACT relating to coal taxes.

Amends KRS 143.010 to define above-drainage seams and below-drainage seams; creates a new section of KRS Chapter 143 to provide a nonrefundable tax credit against the coal severance tax for new permitted production of coal mined from thin seams; makes credit vary between 2.25% and 3.75% of the gross value of mined coal, depending on coal thickness and type of seam.

HB 895

AN ACT relating to the purchase of wholesale electric power by municipal electric companies.

Amends KRS 96.560 to allow municipal electric utilities to participate in group purchasing of wholesale electric power; exempts group purchasing programs from purchase bid requirements; creates a new section of the KRS that allows municipalities that purchase power from the Tennessee Valley Authority to participate in group purchasing requirements; exempts group purchasing requirements from purchase bid requirements.

HB 897

AN ACT relating to utilities and affiliates of utilities.

Amends 278.010 to add definitions for affiliate, control, CAM, non-regulated activity, non-regulated, regulated activity, USA, arm's length, subsidize, solicit, USDA, FERC, and SEC; creates new sections of KRS 278 to prohibit utilities from subsidizing a non-regulated activity; requires the commission to order utilities to keep separate books and records, and allows the commission to promulgate administrative regulations; requires utilities to identify costs of a non-regulated activity and to report those costs in accordance with certain cost allocation methods; allows the utility to use the fully-distributed cost method or a cost allocation method recognized or mandated by the SEC, FERC or the USDA; allows a utility to report 2% or 1 million dollars of an incidental activity; permits a utility to use a different cost allocation methodology if stipulated in an existing contract; requires a utility to file a CAM for the non-regulated activity if the revenue from the activity exceeds 2% or 1 million dollars; establishes the contents of the CAM and establishes filing requirements for the CAM; requires asymmetric pricing of transactions between a utility and its affiliate; permits the utility to obtain a deviation from the transaction pricing requirements; requires that the commission ensures fair, just and reasonable rates for utility service; requires a utility, in a formal proceeding to

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provide sufficient information to the commission to document compliance with cost allocation and affiliate transaction pricing; provides the commission access to the books and records of the utility and its non-regulated affiliate and permits the commission to disallow from rates any costs attached to the utility's transactions with a non-regulated affiliate if the commission finds the utility in noncompliance; permits the commission to order a financial audit of the utility's affiliate; establishes a code of conduct; exempts telecommunications utilities and services, and non-profit water or sewer districts from Section 2 to 10 of this Act; exempts cooperatives from Section 8 of the Act; creates a series of findings of the General Assembly regarding the provision of unregulated telecommunications services by regulated telecommunications utilities; directs the Special Subcommittee on Energy to study whether additional statutory authority is required to prevent cross-subsidization of non-regulated telecommunications services, with particular emphasis on internet, by regulated telecommunications utilities; requires the Special Subcommittee on Energy to identify existing federal and state, laws, rules and regulations governing cost allocation, affiliate transaction rules and a code of conduct between regulated telecommunications utilities and their non regulated programs or affiliates; requires the Special Subcommittee on Energy to include in their deliberations the cost of enforcement and the additional statutory authority required to allow the Public Service Commission to prevent cross-subsidization while maintaining a level playing field between all providers of unregulated telecommunications services; requires the Special Subcommittee on Energy to submit a final report to the Legislative Research Commission no later than November 15, 2001.

HB 901

AN ACT relating to the Kentucky Information Highway.

Amends KRS 45A.605, relating to entities authorized to utilize the services of the Kentucky Information Highway, to grant access and use, on the same terms as state agencies, by any entity that has been approved for economic development incentives under programs approved and administered by the Kentucky Economic Development Finance Authority and by nonprofit organizations that have been granted tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code and whose exclusive purpose is the delivery of services related to education, economic development, or cultural arts and humanities, including those tax-exempt education based entities whose purpose is the delivery of services to state school systems, their employees, or their governing organizations.

HB 902

AN ACT relating to economic development.

Amends KRS 154.24-010 to define an "information technology business" as a business entity involved in the design, development, and production of computer hardware and software, and to define an "advanced technology start-up company;" expands the definition of "start-up costs"; amends KRS 154.24-090 to exempt information technology businesses and advanced technology start-up companies from the requirement to create a minimum of twenty-five of full time jobs; amends KRS 154.24-120 and 154.24-140 to conform to these changes; requires eligible companies to create five new jobs with wages

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above 135% of the statewide average paid to at least one-half of its employees; creates new sections in KRS 154.24 to permit the transfer of rent and start-up costs credits against the taxes that otherwise would be due under KRS 141.020, 141.040, 136.320, 136.330, and 136.505; allows local governments to provide additional inducements; creates a new section of KRS 154.24 to allow advanced technology start-up companies locating in a qualified county as defined in KRS 154.22-010(16) to be eligible for, and eligible to transfer, one and a half times the amount of income tax credits allowed under KRS 154.24; requires that administrative regulations be promulgated; amends various subsections of KRS 154.26 to define "inducements" as tax credits and the job revitalization assessment fee; allows a credit against the license tax imposed by KRS 136.070; creates a new section of KRS 136 to provide definitions for "approved company," "economic revitalization project," and "tax credit"; sets forth the requirements for computing a tax credit; allows the Revenue Cabinet, at its discretion, to issue administrative regulations to reflect the intent of KRS 154.26-010 to 154.26-100; VETOED.

HB 910

AN ACT designating the official state bourbon festival.

Creates a new section of KRS Chapter 2 to name and designate the Kentucky Bourbon Festival, Incorporated, of Bardstown, Kentucky, the official state bourbon festival.

HB 911

AN ACT relating to excise taxes.

Amends KRS 138.358 and 138.344 to allow a purchaser of special fuels to be used for nonhighway purposes to be exempt from paying the motor fuels excise tax rather than to be required to pay the excise tax and file for a refund; amends KRS 138.358 relating to special fuels to delete the statement that special fuel delivered into a tank having no dispensing outlet and used exclusively to heat a commercial building shall be subject to refund pursuant to KRS 138.351 to 138.355; declares when nontaxed diesel fuel may not be used; provides civil penalties; defines terms.

HB 919

AN ACT relating to crimes and punishments.

Creates a new section of KRS Chapter 150 relating to fish and wildlife to specify that all offenses in the chapter classified as violations (fine only offenses) are prepayable unless a deadly weapon or dangerous instrument is seized, the offense cited was committed along with another offense that is not prepayable, or an arrest is made for violation of the offense; amends KRS 150.990 relating to fish and wildlife offenses to designate additional offenses as violations; creates a new section of KRS Chapter 177 relating to overweight vehicle and other offenses to specify that all offenses in the chapter classified as violations (fine only offenses) are prepayable unless a deadly weapon or dangerous instrument is seized, the offense cited was committed along with another offense which is not prepayable, or an arrest is made for the violation; amends KRS 177.990 relating to overweight vehicle and related penalties to delete jail penalties for

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violations of KRS 177.230 to 177.310; creates a new section of KRS Chapter 189 relating to motor vehicle offenses to specify that all offenses in the chapter classified as violations (fine only offenses) are prepayable unless a deadly weapon or dangerous instrument is seized, the offense was committed along with another offense that is not prepayable, or an arrest is made for the violation of the offense; amends KRS 189.990 relating to motor vehicle offense penalties to specify additional offenses as violations; creates a new section of KRS Chapter 235 relating to boats and boating to specify that all offenses in the chapter classified as violations (fine only offenses) are prepayable unless a deadly weapon or dangerous instrument is seized, the offense cited was committed along with another offense that is not prepayable, or an arrest is made for the violation; creates a new section of KRS Chapter 281 relating to commercial vehicle offenses to specify that all offenses in the chapter classified as violations (fine only offenses) are prepayable unless a deadly weapon or dangerous instrument is seized, the offense was committed along with another offense that is not prepayable, or an arrest is made for the violation of the offense; amends KRS 281.990 relating to commercial vehicle offense penalties to delete jail time for all offenses; amends KRS 431.015 relating to the issuance of citations to add KRS 189.223, 235.240, and 281.600 to offenses for which a citation may not be issued; amends KRS 431.452 relating to prepayable offenses to require citation to court when a n offense subject to prepayment is cited along with one that is not subject to prepayment, specifies that a designation as precludes a requirement that the defendant make a court appearance on the citation, specifies in which cases that a minimum fine is not prepaid and requires state agencies and the Administrative Office of the Courts to develop a prepayable fine schedule for issuance to police; amends KRS 24A.175 relating to court costs for a criminal case in District Court to delete reference to specific statutes which are prepayable offenses; Amends KRS 149.093 relating to issuance of citations by forest wardens for violations of chapter to delete reference to KRS 431.451 which was the list of prepayable offenses; repeals KRS 431.451

HB 936

AN ACT proposing an amendment to Sections 36 and 42 of the Constitution of Kentucky relating to legislative sessions.

Proposes to amend Section 36 of the Constitution of Kentucky to direct that the General Assembly convene in odd-numbered years for 30 legislative days, divided into two parts; provides that the first part of the session would begin on the first Tuesday after the first Monday in January for the purposes of electing legislative leaders, adopting rules, organizing committees, and introducing and considering legislation; provides that the General Assembly would then adjourn until convening for the second part of the session to begin on the first Tuesday in February of that year; provides that legislation introduced but not enacted in the first part of the session would be carried over into the second part of the session; provides that bills raising revenue or appropriating funds would not become law unless agreed to by three-fifths of all the members elected to each House; proposes to amend Section 42 of the Constitution of Kentucky to require that the session in odd-numbered years not extend beyond March 30; provides for submission to voters.

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HB 939

AN ACT relating to campaign finance.

Creates a new section of KRS Chapter 121 to state the desire of the General Assembly to automate the filing of campaign finance information and further disclose that information to the public; amends KRS 121.015 to provide definitions for "electronic reporting", "security procedure", "electronic signature", "filer", and "filer-side software"; amends KRS 121.120 to allow the Registry of Election Finance to develop and acquire a system for electronic reporting, if adequate and appropriate agency funding is available, accept test files from software vendors and persons wishing to file electronic reports to determine whether the file format meets the standards and is compatible with the system by the registry, make paper and electronic reports available over the Internet free of charge, make information available within ten business days, establish a training program, and maintain all campaign finance data for all candidates on-line for twenty years after the report is filed; allows the registry to develop and acquire a computing system providing on-line Internet submission of the reports which utilize the security procedures and provide procedures for verifying electronic signatures placed on the reports; amends KRS 121.150 to require that the reports to the registry use only forms provided by or a format approved by the registry; amends KRS 121.180 to require that the expenditure reports submitted to the registry be on the forms provided by or a format approved by the registry; defines "election cycle" as applied to contributions, expenditures, or loans to support or oppose a candidate or a constitutional amendment; allows, beginning January 1, 2002, all candidates for statewide office, the General Assembly, and campaign committees, political issues committees, permanent committees, registered fundraisers, contributing organizations, and individuals and entities making independent expenditures do so electronically; allows the registry to grant a one-time exemption to individuals for noncompliance with the electronic filing requirements; allows campaign finance reports in paper format be allowed until the registry deems it to be no longer necessary; allows filer not required to file electronic reports to do so on a voluntary basis; provides that the filing date of the electronic report shall be determined to be filed upon its receipt by the registry; requires all electronic filers to affirm, under penalty of perjury, that the reports are complete and accurate; states that filers submitting disks which the registry cannot read, copy, or are not accompanied by a paper copy shall be determined to be in noncompliance with the filing requirements established by this Act; requires that the development of a system of electronic campaign finance reporting by the Kentucky Registry of Election Finance be conditional upon adequate and appropriate agency funding.

HB 944

AN ACT relating to driver training schools.

Amends KRS 332.030 to require the Justice Cabinet, upon request by an applicant to operate a driver training school, to review an application and to provide a letter to the applicant that all preliminary requirements have been met, except the liability insurance, to enable the applicant to use the letter in securing insurance.

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HB 946

AN ACT relating to travel.

Amends KRS 45.101 to require the Finance and Administration Cabinet to reimburse state officers or employees for preapproved overnight lodging while on official in-state business, regardless of the distance traveled; provides that reimbursement for lodging shall not be granted unless the conference or meeting is scheduled to last two or more days and reimbursement shall not be granted if the conference or meeting is occurring within the employees' county of residence; VETOED.

HB 950

AN ACT authorizing the payment of certain claims against the state that have been duly audited and approved according to law, and have not been paid because of the lapsing or insufficiency of former appropriations against which claims were chargeable, and declaring an emergency.

Appropriates funds for specific claims; EMERGENCY.

HB 957

AN ACT relating to floodplains and declaring an emergency.

Amends KRS 151.230 to allow the Cabinet for Natural Resources and Environmental Protection to establish minimum standards by administrative regulation for floodplain management; allows local governments, except for those in counties containing a city of the first class to establish their own standards; specifies that flood plain ordinance standards in counties containing a city of the first class shall not be more restrictive than those prescribed by the cabinet; defines "substantial improvement"; allows the provision that defines substantial improvement for counties containing a city of the first class, and the provision that establishes standards for property assessment by the property valuation administrator to sunset after 2 years, unless re-enacted by the local governing body; allows a county containing a city of the first class to amend its own floodplain ordinance at any time; EMERGENCY.

HB 992

AN ACT relating to workers' compensation.

Amends various sections of KRS Chapter 342 to delete references to arbitrators and the arbitrator system; amends KRS 342.270 and 342.275 to require administrative law judges to conduct benefit review conferences; authorizes the commissioner to establish procedures governing the benefit review conferences; requires the administrative law judges to render decisions within 60 rather than 90 days following a final hearing; amends KRS 342.230 to increase the maximum number of administrative law judges from 16 to 19; amends KRS 342.215 to restore the workers' compensation board and to establish terms; amends KRS 342.125 to eliminate the 2-year waiting period for reopening a claim; amends KRS 342.265 to increase the limit on prohibited lump sum agreements from \$10 to \$100 in weekly benefit amounts; amends KRS 342.165 to increase the employer penalty from 15% to 30% for failure to comply with safety standards; amends KRS 342.750 to increase the lump sum death benefit from \$25,000 to \$50,000 indexed annually in accordance with the state average weekly wage; amends

ACTIONS OF THE 2000 GENERAL ASSEMBLY

KRS 342.730 to increase permanent partial disability benefits by increasing the factors in the medical impairment model and requiring that the factors be further increased for advanced age and limited education.

HB 996

AN ACT relating to revenue and taxation.

Creates and amends various provisions of the KRS to allow tax credits under the Kentucky Industrial Revitalization Act to apply to the corporate license tax as well as the corporate income tax; extends the current sales tax to interstate communication services; allows taxpayers to claim as a refundable tax credit the sales tax paid on the amount of communications services that exceeds 5% of Kentucky gross receipts; reduces the unemployment insurance tax rate and increases the benefit rate; makes technical changes.

HB 999

AN ACT relating to insurance for peace officers.

Specifies that when responding to calls pursuant to KRS 431.007, the insurance of peace officers remains in force

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HOUSE RESOLUTIONS

HCR 6

Requests the Legislative Research Commission reestablish the Subcommittee on Veterans' Affairs for the 2000-2001 interim; recommends members be appointed by the Legislative Research Commission; inserts the provisions required by House Rule 65 and Senate Rule 64.

HJR 7

Confirms the reappointment of Helen W. Mountjoy to the Kentucky Board of Education as a member representing the 2nd Supreme Court District for a term expiring April 14, 2002.

HJR 8

Confirms the appointment of Nick Orlando Rowe to the Governor's Postsecondary Education Nominating Committee representing the 5th Supreme Court District for a term expiring April 14, 2004.

HJR 9

Directs the Transportation Cabinet to rename sections of KY 101 and KY 259 in Edmonson County the "Veteran's Memorial Highway", and to erect appropriate signs.

HCR 10

Confirms the reappointment of Alayne Lackey White to the Kentucky Long-Term Policy Research Center Board for a term expiring October 6, 2002

HCR 11

Confirms the appointment of Sheila Owsley Thomas to the Postsecondary Education Nominating Committee to fill the remainder of a term ending April 14, 2004.

HCR 12

Confirms the appointment of Jennifer M. Headdy to the Kentucky Long-Term Policy Research Center Board for a term expiring October 6, 2003.

HCR 13

Confirms the reappointment of Daniel Hall to the Kentucky Long-Term Policy Research Center Board for a term expiring October 6, 2003.

HJR 15

Directs the Transportation Cabinet to name the bridge currently under construction connecting US 25E and US 119 over the Cumberland River in honor of Joan Asher Cawood.

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HCR 18

Confirms appointment of Lydia Carol Gabbard as a member of the Kentucky Board of Education representing the Fifth Supreme District for a term expiring April 14, 2002.

HCR 19

Confirms appointment of Bill Weinberg as a member of the Kentucky Board of Education representing the Seventh Supreme Court District for a term expiring April 14, 2002.

HCR 20

Confirms the reappointment of Laken Cosby, Jr. as a member of the Kentucky Board of Education representing the Fourth Supreme Court District for a term expiring April 14, 2002.

HCR 21

Confirms the reappointment of Craig True as a member of the Kentucky Board of Education representing the Sixth Supreme Court District, for a term expiring April 14, 2002.

HCR 22

Confirms the appointment of Margaret Katherine Harris to the Postsecondary Education Nominating Committee for a term ending April 14, 2004.

HCR 23

Confirms appointment of R. Keith Travis as a member of the Kentucky Board of Education representing the First Supreme Court District for a term expiring April 14, 2002.

HCR 24

Confirms the reappointment of Jane A. Venters as a member of the Kentucky Board of Education representing the Third Supreme Court District, for a term expiring April 14, 2002.

HCR 28

Confirms the Legislative Research Commission's reappointment of Dr. Paul Cook to the Long-Term Policy Research Center Board or a term expiring July 13, 2003.

HCR 29

Confirms the Legislative Research Commission's appointment of Judy Lyne to the Long-Term Policy Research Center Board for a term expiring July 13, 2002.

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HCR 30

Confirms the Legislative Research Commission's reappointment of Dr. Betty Griffin to the Long-Term Policy Research Center Board for a term expiring July 13, 2000.

HCR 34

Reauthorizes the Task Force on Funding for Wildlife Conservation for the limited purpose of holding three meetings to oversee the implementation of its October, 1997 report recommendations.

HCR 35

Confirms the appointment of Ms. Joan N. Taylor to the Council on Postsecondary Education for a term expiring December 31, 2000.

HCR 36

Confirms the appointment of Ms. Hilda Gay Legg to the Council on Postsecondary Education for a term expiring December 31, 2005.

HCR 37

Confirms the appointment of Mr. Charles Layson Owen to the Council on Postsecondary Education for a term expiring December 31, 2005.

HJR 39

Directs the Transportation Cabinet to name KY 114 in Floyd County the "Middle Creek National Battlefield Parkway", to name KY 404 in Floyd County the "Floyd County Civil War Highway", and to name three bridges in Floyd County in honor of Colonel James A. Garfield, Brigadier General Humphrey Marshall, and the Middle Creek National Battlefield.

HJR 41

Renames KY 100 in Simpson County from the junction with Interstate 65 to the junction with US 31W in the City of Franklin the "Veterans Memorial Highway."

HJR 42

Reauthorizes the Kentucky Aquaculture Task Force; directs that the task force develop a report relating to aquaculture and to the implementation of the State Aquaculture Plan, and submit the report to the Governor and to the LRC by September 1, 2001; appropriates \$5,000 to fund the report.

HCR 44

Directs the Legislative Research Commission to establish a twenty member task force to complete a study to identify the barriers to quality end-of-life care and pain management, identify strategies to improve access to quality end-of-life care that is based upon patients' and families' desires, identify ways to strengthen accountability to determine whether quality care is being delivered, and identify payment methods for

ACTIONS OF THE 2000 GENERAL ASSEMBLY

delivering a seamless system of care; clarifies that the task force is not to study or support health care provider assisted suicide or euthanasia; provides that the task force members be selected by the Senate President and the Speaker of the House; requires a final report submission by September 1, 2001 to the Legislative Research Commission; estimates the cost of task force staff services at \$30,000; voids the resolution on January 1, 2002.

HCR 45

Reauthorizes the Tobacco Task Force.

HCR 47

Directs the Legislative Research Commission to establish a Risk Management Technical Study Group to develop a standard set of issues to be considered in the design and operation of any insurance-type program funded by the Commonwealth; directs that the study group be comprised of twelve technical analysts from the Executive and Legislative Branches, state universities, directors of state insurance-type programs, and Legislative Research Commission staff; directs the study group to address certain questions.

HJR 48

Directs the Transportation Cabinet to name KY 118 from US 421 to the Daniel Boone Parkway (the Hyden Spur) in Leslie County the "Tim Couch Pass".

HCR 53

Directs the Legislative Research Commission to study the impact of immigration on public services and the private sector in Kentucky.

HCR 54

Directs the Interim Joint Committee on State Government to study the feasibility and advisability of establishing a limit on the number of bills members of the General Assembly may request or may introduce in a legislative session; requires a report to the Legislative Research commission prior to 2001 Organizational Session.

HJR 59

Directs the Transportation Cabinet to name KY 11 from US 421 to Oneida in Clay County in honor of James Anderson Burns.

HJR 61

Directs the University of Kentucky, the Bluegrass Area Development District, and the Lake Cumberland Area Development District to conduct a study of the feasibility and cost of purchasing land for establishing new state parks at Lake Herrington and in the Barren River Area Development District; also directs the study to include the feasibility and costs of new state lodges at Lake Herrington, General Burnside Island State Park and Nolin State Park; directs that the report be submitted to the Interim Joint Committee on Economic Development and Tourism by September 2001.

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HJR 66

Directs the Transportation Cabinet to name the new bridge on Kentucky Route 3071 near the community of Moranburg in Mason County the "John P. Loyd Memorial Bridge."

HJR 70

Directs the Public Protection and Regulation Cabinet and the Natural Resources and Environmental Protection Cabinet to enter into a memorandum of understanding to better coordinate their respective responsibilities regarding the underground petroleum storage tank program; requires the memorandum to include particular information such as a requirement to set out that the cabinet's technical review of site investigations and remediation plans be conducted in a way that requires protection of health, safety, and the environment; provides for information to be provided to members of the General Assembly.

HJR 72

Directs the Transportation Cabinet to name a portion of KY 15 in Perry County in memory of Edward L. "Buggy" Clemons.

HJR 73

Creates a Task Force on Senior Citizens and the Workforce to identify accommodations necessary to attract and retain senior citizens in the workforce, determine the needs of senior citizens to remain productive members of the workforce, evaluate the ability of existing programs to attract and retain senior citizens in the workforce and to provide the necessary education to qualify for entry or retention in the workforce, and promote public awareness of the value of senior citizens in the workforce and initiate dialogue between citizens and policymakers; provides for the appointment of six members by the Governor, six members by the Legislative Research Commission, and six members by the Speaker of the House and President of the Senate; specifies that the task force shall submit its findings and recommendations to the Governor and the Legislative Research Commission by September 30, 2001.

HJR 76

Directs the Transportation Cabinet to rename Kentucky Route 168 in Boyd County, from the junction with United States Route 23 at Catlettsburg to the junction with United States Route 23 north of the City of Ashland, in honor of former Boyd County Judge/Executive Paul F. Purvis.

HJR 78

Directs the Transportation Cabinet to name the bridge on KY 168 in Boyd County over the Little Hoods Creek in honor of Boyd County community activist W. Richard "Dick" Martin.

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HCR 81

Confirms the Governor's appointment of Ronald J. Carson to the Kentucky Long-Term Policy Research Center Board for a term expiring October 6, 2002.

HCR 82

Directs the Interim Joint Committee on Education to study the issue of the instruction of the principles of economics and the need for promoting economic education during the 2000-2002 legislative interim.

HJR 83

Provides that any mandates, directives, or initiatives in the 2000-2002 State/Executive Branch Budget Memorandum shall have the force and effect of law.

HJR 84

Provides that any mandates, directives, or initiatives in the 2000-2002 Judicial Branch Budget Memorandum shall have the force and effect of law.

HJR 85

Provides that any mandates, directives, or initiatives in the 2000-2002 Legislative Branch Budget Memorandum shall have the force and effect of law.

HCR 88

Directs the Education, Assessment, and Accountability Review Subcommittee to study the issues of adequate preparation of students for promotion to higher grades, the establishment of appropriate educational criteria for entrance into higher grades, and remediation rates of entering postsecondary students.

HJR 100

Directs the Transportation Cabinet to name US 68 from Lexington to Maysville the "Simon Kenton Highway".

HJR 101

Directs the Department of Education to promote strategies to assist school districts in providing a safe student transportation system; directs the Department of Education to report on its efforts to the Interim Joint Committee on Education by January 1, 2001.

HCR 108

Urges support for federal legislation, called the Clean the Land and Environment of Appalachia Now (CLEAN) Act, which directs additional Abandoned Mine Land (AML) fund cleanup money back to coal producing states, sponsored by United States Senator Jim Bunning; directs that a copy of the resolution be sent to the President of the United States and each member of the Kentucky Congressional delegation.

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HCR 112

Urges Kentucky's Congressional delegation to pursue placement of a brigade-size combat team at Fort Knox, Kentucky, where the terrain and weather best mirror locations where forces are likely to be used in the future.

HCR 113

Directs the Kentucky Historical Society, the Division of Historic Properties in the Finance and Administration Cabinet, and the Historic Properties Advisory Commission to plan and implement an appropriate recognition in 2003 of the service of United State Chief Justice Frederick M. Vinson, which may include placing a statute or bust in the State Capitol; requires the three agencies to jointly report to the 2002 Regular Session of the General Assembly.

HJR 114

Directs the Interim Joint Committee on Education to conduct a study of the salaries of classified employees in public schools and submit the report to the Legislative Research Commission by August 31, 2001.

HJR 122

Directs the Transportation Cabinet to accept Fox Hollow Road in Clay County as part of the state-maintained highway system; VETOED.

HJR 128

Names a segment of Kentucky Route 189 in Muhlenberg County in honor of Robert L. Draper.

HJR 131

Directs the Transportation Cabinet to rename a portion of KY 260 in Hopkins County "Veterans Drive."

HJR 141

Recommends that Kentucky's four-year public universities establish a Scouting and Civil Air Patrol Scholarship programs which rewards young people who have been awarded the Gold Award, Eagle Scout, or the Mitchell Award and who meet the eligibility criteria of the university that may include Kentucky residency, a high ACT score, a 3.0 grade point average, active membership in the scouting unit, troop or post or squadron, and financial need; directs the university to create other eligibility criteria of equal weight to include consideration of honors and awards, and volunteer and leadership positions, that will ensure that the greatest number of African American youth will have the greatest likelihood of being awarded a scholarship.

HJR 142

Directs the Cabinet for Economic Development, the Department of Education, and the Transportation Cabinet to work together to create a unified plan for increasing levels of assistance to counties or districts of two or more counties as determined by the

ACTIONS OF THE 2000 GENERAL ASSEMBLY

Cabinet for Economic Development with high unemployment, low educational attainment, and low per capita income.

ACTIONS OF THE 2000 GENERAL ASSEMBLY

SENATE MEMBERS

(Legislators' names are in alphabetical order with party affiliation designated by initial, home town, counties in district, and number of the legislative district.)

ADAMS, DICK (D-Madisonville) Butler, Hopkins, McLean, Muhlenburg, 6

BAILEY, BENNY RAY (D-Hindman) Breathitt, Floyd, Johnson, Knott, 29

BLEVINS, WALTER, JR. (D-West Liberty) Boyd, Elliott, Lawrence, Martin, Morgan, 27

BORDERS, CHARLIE (R-Russell) Carter, Greenup, Lewis, Mason, Robertson, 18

BOSWELL, DAVID E. Sr. (D-Owensboro) Daviess, Hancock, 8

BUFORD, TOM (R-Nicholasville) Anderson, Boyle, Fayette, Jessamine, Mercer, 22

CASEBIER, LINDY (R-Louisville) Bullitt, Jefferson, 7

FREEMAN, GLENN (D-Cumberland) Bell, Harlan, Perry, 17

GUTHRIE, BRETT (R-Bowling Green) Logan, Warren, 32

HARRIS, ERNIE (R-Crestwood) Carroll, Gallatin, Grant, Jefferson, Oldham, Trimble, 26

HERRON, PAUL, JR. (D-Henderson) Crittenden, Henderson, Livingston, Lyon, Union, Webster, 4

JACKSON, ROBERT L. (BOB) (D-Murray) Calloway, Carlisle, Fulton, Graves, Hickman, Trigg, 1

JOHNSON, GARY C. (D-Pikeville) Letcher, Pike, 31

KAREM, DAVID K. (D-Louisville) Jefferson, 35

KELLY, DAN (R-Springfield) Larue, Marion, Nelson, Spencer, Taylor, Washington, 14

KERR, ALICE FORGY (R-Lexington) Fayette, 12

LEEPER, ROBERT J. (BOB) (R-Paducah) Ballard, McCracken, Marshall, 2

LONG, MARSHALL (D-Shelbyville) Franklin, Henry, Jefferson, Owen, Shelby, 20

McGAHA, VERNIE (R-Russell Springs) Adair, Casey, Pulaski, Russell, 15

MILLER, EDWIN (D-Cynthiana) Bourbon, Bracken, Harrison, Nicholas, Scott, Woodford, 30

MOORE, VIRGIL (R-Leitchfield) Breckinridge, Grayson, Hart, Meade, Ohio, 5

NEAL, GERALD A. (D-Louisville) Jefferson, 33

PENDLETON, JOEY (D-Hopkinsville) Caldwell, Christian, Todd, 3

ROBINSON, ALBERT (R-London) Jackson, Knox, Laurel, Rockcastle, 21

ROEDING, RICHARD L. (DICK) (R.-Lakeside Park) Boone, Kenton, 11

ROSE, JULIE (R.-Louisville) Jefferson, 36

SANDERS, RICHARD (RICHIE) (R-Franklin) Allen, Barren, Edmonson, Green, Metcalfe, Simpson, 9

SAUNDERS, LARRY (D-Louisville) Jefferson, 37

SCORSONE, ERNESTO (D-Lexington) Fayette, 13

SEUM, DAN (R-Louisville) Jefferson, 38

SHAUGHNESSY, TIM (D-Louisville) Jefferson, 19

SHROUT, DALE (D-Mt. Sterling) Bath, Clark, Estill, Fleming, Montgomery, Powell, 28

STINE, KATIE KRATZ (R-Fort Thomas) Campbell, Pendleton, 24

STIVERS, ROBERT II (R-Manchester) Clay, Lee, Leslie, Magoffin, Menifee, Owsley, Rowan, Wolfe, 25

TORI, ELIZABETH J. (R-Radcliff) Hardin, Jefferson, 10

WESTWOOD, JOHN D. (JACK) (R-Erlanger) Kenton, 23

WILLIAMS, DAVID L. (R-Burkesville) Clinton, Cumberland, McCreary, Monroe, Wayne, Whitley, 16

WORLEY, ED (D-Richmond) Fayette, Garrard, Lincoln, Madison, 34

ACTIONS OF THE 2000 GENERAL ASSEMBLY

HOUSE MEMBERS

ADAMS, JOHN W. (D-Hopkinsville) Christian, Trigg, 8

ADAMS, ROYCE W. (D-Dry Ridge) Grant, Henry, Owen, 61

ADKINS, ROCKY (D-Sandy Hook) Boyd, Elliott, Lawrence, 99

ALEXANDER, SCOTT (D-Hazard) Leslie, Perry, 84

ALLEN, WILLARD C. "WOODY" (R-Morgantown) Butler, Grayson, Hardin, 17

ANDERSON, HOBERT "HOBY" (R-Flatwoods) Greenup, 98

ARNOLD, ADRIAN (D-Mt. Sterling) Lee, Montgomery, Powell, 74

ARNOLD, JOHN A., JR. (D-Sturgis) Daviess, Henderson, Union, 7

AUSMUS, J.C. III "BO" (R-Middlesboro) Bell, Leslie, 87

BALLARD, JOSEPH "EDDIE" (D-Madisonville) Hopkins, 10

BARROWS, JOE (D-Versailles) Fayette, Franklin, Woodford, 56

BATHER, PAUL. (D-Louisville) Jefferson, 43

BAUGH, SHELDON E. (R-Russellville) Logan, Todd, 16

BELCHER, CAROLYN (D-Preston) Bath, Bourbon, Fayette, Nicholas, 72

BELCHER, LARRY (D-Shepherdsville) Bullitt, 49

BOWLING, JOHN W. D. (D-Danville) Boyle, Washington, 54

BRANHAM, IRA EDESEL (D-Pikeville) Floyd, Pike, 94

BRATCHER, KEVIN D. (R-Louisville) Jefferson, 29

BRUCE, JAMES E. (D-Hopkinsville) Christian, Hopkins, 9

BUCKINGHAM, ROBERT "BUDDY" (D-Murray) Calloway, Trigg, 5

BURCH, THOMAS J. (D-Louisville) Jefferson, 30

BUTLER, DENVER (D-Louisville) Jefferson, 38

BUTLER, DWIGHT D. (R-Harned) Breckinridge, Ohio, 18

CALLAHAN, JAMES P. (D-Wilder) Campbell, 67

CAVE, STANTON L. "STAN" (R-Lexington) Fayette, 45

CHERRY, MICHAEL E. "MIKE" (D-Princeton) Caldwell, Crittenden, Livingston, McCracken, 4

CHILDERS, PHILLIP A. (D-Garner) Knott, Magoffin, Wolfe, 92

CLARK, LARRY (D-Louisville) Jefferson, 46

CLARK, PERRY (D-Louisville) Jefferson, 37

COLEMAN, JACK L., JR. (D-Burgin) Anderson, Franklin, Mercer, 55

COLLINS, HUBERT (D-Wittensville) Johnson, Martin, 97

COLTER, BARBARA WHITE (R-Manchester) Clay, Laurel, Leslie, 90

CORNETT, HOWARD (R-Whitesburg) Letcher, Pike, 91

COX, RICKY L. (R-Campbellsville) Adair, Taylor, 51

CRALL, BRIAN J.(R-Owensboro) Daviess, 13

CRENSHAW, JESSE (D-Lexington) Fayette, 77

CRIMM, RONALD E. "RON" (R-Louisville) Jefferson, 47

DAMRON, ROBERT R. (D-Nicholasville) Fayette, Jessamine, 39

DeWEESE, BOB M. (R-Louisville) Jefferson, 48

DRAUD, JON E. (R-Crestview Hills) Kenton, 63

FEELEY, TIM (R-Crestwood) Jefferson, Oldham, 59

FISCHER, JOSEPH M. (R-Ft. Thomas) Campbell, 68

FORD, DANNY R. (R-Mt. Vernon) Lincoln, Pulaski, Rockcastle, 80

GEVEDEN, CHARLES R. (D-Wickliffe) Ballard, Carlisle, Fulton, Hickman, McCracken, 1

GOOCH, JIM, JR. (D-Providence) Daviess, Henderson, Hopkins, McLean, Webster, 12

GRAHAM, H. G. "GIPPY" (D-Frankfort) Franklin, 57

GRAY, J. R. (D-Benton) Lyon, Marshall, McCracken, 6

HAYDON, JOSEPH "JODIE" (D-Bardstown) Bullitt, Nelson, 50

HELERINGER, BOB (R-Louisville) Jefferson, 33

HOFFMAN, CHARLES (D-Georgetown) Fayette, Scott, 62

HOOVER, JEFFREY (R-Jamestown) Clinton, Pulaski, Russell, 83

HORLANDER, DENNIS (D-Louisville) Jefferson, 40

JENKINS, JONI L. (D-Louisville) Jefferson, 44

JOHNS, SUSAN (D-Louisville) Jefferson, 32

JORDAN, ELEANOR (D-Louisville) Jefferson, 42

KERR, THOMAS R. (D-Taylor Mill) Kenton, 64

LEE, JIMMIE (D-Elizabethtown) Hardin, 25

LINDSAY, GROSS C. (D-Henderson) Henderson, 11

ACTIONS OF THE 2000 GENERAL ASSEMBLY

MARCOTTE, PAUL H. (R-Union) Boone, Carroll, Gallatin, Trimble, 60

MARZIAN, MARY LOU (D-Louisville) Jefferson, 34

McKEE, THOMAS M. (D-Cynthiana) Campbell, Harrison, Pendleton, Robertson, 78

MILLER, CHARLES (D-Louisville) Jefferson, 28

MOBERLY, HARRY, JR. (D-Richmond) Madison, 81

NAPIER, LONNIE (R-Lancaster) Estill, Garrard, Madison, 36

NESLER, FRED (D-Mayfield) Graves, McCracken, 2

NUNN, STEPHEN R. (R-Glasgow) Barren, Warren, 23

PALMER, R. J. II (D-Winchester) Clark, Madison, 73

PALUMBO, RUTH ANN (D-Lexington) Fayette, 76

POLSTON, BILLY (R-Tompkinsville) Cumberland, Green, Metcalfe, Monroe, 53

RADER, MARIE (R-McKee) Breathitt, Jackson, Laurel, Owsley, 89

RASCHE, FRANK (D-Paducah) McCracken, 3

RATLIFF, CHRISTOPHER "CHRIS" (R-Pikeville) Pike, 93

REINHARDT, JON DAVID (R-Alexandria) Boone, Campbell, Kenton, 69

RICHARDS, JODY (D-Bowling Green) Warren, 20

RIGGS, STEVEN (D-Jeffersonville) Jefferson, 31

RINER, TOM (D-Louisville) Jefferson, 41

SCOTT, WILLIAM U. (D-Raywick) Casey, Marion, Pulaski, 24

SILER, CHARLES L. (R-Williamsburg) Laurel, Whitley, 82

SIMPSON, ARNOLD R. (D-Covington) Kenton, 65

SIMS, DOTTIE J. (D-Horse Cave) Edmonson, Hart, Larue, 19

STACY, JOHN WILL (D-West Liberty) Menifee, Morgan, Rowan, 71

STEIN, KATHY W. (D-Lexington) Fayette, 75

STEWART, JIM (R-Flat Lick) Knox, Laurel, 86

STUMBO, GREGORY D. (D-Prestonsburg) Floyd, 95

TAPP, GARY LOUIS (R-Shelbyville) Bullitt, Shelby, Spencer, 58

THOMAS, ROGER (D-Smiths Grove) Warren, 21

THOMPSON, JAMES H. "JIM" (D-Battletown) Hardin, Meade 27

TREESH, MARK (R-Philpot) Daviess, Hancock, 14

TURNER, JOHNNIE L. (R-Harlan) Harlan, 88

TURNER, THOMAS (R-Somerset) Laurel, Pulaski, 85

UPCHURCH, KEN (R-Monticello) McCreary, Pulaski, Wayne, 52

VINCENT, JOHN (R-Ashland) Boyd, 100

WALTON, CHARLIE (R-Florence) Boone, 66

WAYNE, JIM (D-Louisville) Jefferson, 35

WEAVER, JOHN MICHAEL (D-Radcliff) Hardin, 26

WEBB, ROBIN L. (D-Grayson) Carter, Lewis, 96

WESTROM, SUSAN (D-Lexington) Fayette, 79

WILKEY, ROBERT (D-Franklin) Allen, Simpson, Warren, 22

WORTHINGTON, PETE (D-Washington) Bracken, Fleming, Mason, 70

YONTS, BRENT (D-Greenville) Christian, Hopkins, Muhlenburg, 15

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Kentucky
Retirement Systems, hazardous duty, final compensation - SB 87
Retirement Systems, omnibus revisions - HB 537
Teachers' Retirement System, omnibus revisions - HB 739
KRS and Teacher's, pension forfeiture for felony convictions - HB 737
Noncertified employees of school boards, retirement service calculations - HB 258
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Administrative Regulations and Proceedings

Abuse registry, authority to promulgate for - HB 421
Board
of Claims, value of claims - HB 692
of directors, Commonwealth postsecondary education prepaid tuition trust fund - HB 180
of Nursing, practice provisions, relating to - HB 676
Cabinet for Families and Children, authority to promulgate on child support - SB 218
Department of Education, teachers for critical shortage areas - HB 519
Education Professional Standards Board, teachers' national board certification - HB 25
Implementing legislation, notification to primary sponsor - SB 206
Medicaid, supports for community living waiver program, implementation of - HB 144
Natural history museum, board of directors, authority to promulgate - SB 216
Omnibus revisions - SB 207; HB 856
Osteopathy, nondiscrimination of - SB 51
Respiratory care practitioners, fees, board to establish - SB 351
Revenue Cabinet, payment of leave time to PVAs upon separation from employment, regulation of - HB 824
School textbooks and instructional materials, administration of state funds - SB 91

Secretary of personnel, state employee evaluations by - HB 763
State Board of Elections, recanvass procedures of - HB 725
Tobacco baskets, height and weight requirements, promulgation of - HB 456
Transportation Cabinet, Medicaid and TANF transportation - HB 488

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Airport zoning commission, jurisdiction of - SB 97

Aged Persons and Aging

Assisted living communities, requirements for certification of - HB 148
Home health aides, abuse registry for - HB 421
Medicaid transportation, omnibus revision - HB 488
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Reorganization,
Alzheimer's Disease & Related Disorders Office and Advisory Council, Exec. Order 99-80 - HB 80
Office of Aging Services, Executive Order 99-80 - HB 80
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citizens and the workforce, task force to study - HJR 73
citizens centers, cabinet-owned, transfer of ownership of - SB 212
Special services for Alzheimer's, advertising requirement for - SB 111
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Agriculture

Agricultural
district land, deferred payment of cost of water line extension - HB 203
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Anhydrous ammonia, offenses relating to - HB 501
Commercial feed law, penalty for violation - HB 778
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Master

Settlement Agreement, administration of - HB 611

Settlement Agreement, model state act - HB 385

Settlement Agreement, rural development fund, creation of - HB 583

Milk

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and dairy production procedures, unlawful activities, board oversight of farm milk production - HB 386

Tobacco

baskets, height and weight requirements for - HB 456

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Osteopathy, nondiscrimination of - SB 51
Prompt claims payment to providers - SB 279
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Reimbursement for supplies, requirements for - HB 405
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Charitable gaming, change in raffle location, procedures for - HB 294
Child-care centers, requirements for - HB 706
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Emergency medical services, personnel requirements for - HB 405
Fertilizer and pesticides, agricultural application - SB 300
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City
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Floodplain management, local and state standards - HB 957
Former chiefs of police and fire, restore to previous civil service rank - HB 865
Interlocal
agreements, joint undertaking, allocation of costs - HB 61
agreements, submitted to DLG instead of the AG - HB 275
Jail prisoners, reimbursement to county for expense of confinement - SB 332
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Local
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levy, combined purchase of development rights and parks - HB 742
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Tourist and convention commissions, local, name change to include "recreational" - HB 438
Tractors, antique and hobby boiler-operated, exemption from inspection - SB 57
Transient room tax, imposition by fiscal court - HB 584
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Bond of surety, city and county finance personnel required to post - SB 75
Candidate nomination papers in cities in two counties, filed in county of residence - HB 740
City civil service employees, residency requirement deleted - HB 302
Consolidation of county and city of the first class - HB 647
Coroners' salaries, increase - SB 159
Counties with deputy sheriff merit boards, collective bargaining by deputies - HB 328
County
attorneys, fee for collection of delinquent taxes by - HB 719
taxes, fines, and fees, written receipt for - SB 217
Court facilities projects, requirements and financing for - HB 734
Dogs, licensing and control of - HB 358
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Drinking water, incentives to make available to all Kentuckians, creation of strategies - SB 409
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Kentucky
Law Enforcement Memorial license plate, creation - HB 542
lottery, transfer of unclaimed prize money to the affordable housing trust fund - HB 392
Ky. agricultural product marketing promotion, special agriculture license plate, creation of - HB 5
License fees, alcoholic beverages, upper cap - SB 247
Limitation on rights of local governments to sue gunmakers - HB 15
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option election, limited sale precinct - HB 663
vehicle testing programs, limitation to the regulation of mobile sources regulated by state - SB 14
Master Settlement Agreement, administration of - HB 611
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Occupational license tax, abolition of city fee setoff against county fee - SB 163
Police and firefighters, minimum retirement benefits, increase of - HB 360
Prisoners, treatment of - HB 533
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taxes, extension of homestead exemption - HB 158
Property, county, disposition of real and personal - HB 127
Public projects, written notice of contest, bonding off of lien - HB 259
Registered nurse first assistant, coverage of services of - HB 281
Restitution by prisoner, home incarceration fees - HB 678
Retail sale of alcoholic beverages at race tracks, establishment of license for - HB 463
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Salvage title requirements, exemption for hail-damaged vehicles - HB 443
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Special
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State
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highway designation, Fox Hollow Road - HJR 122
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Tourist and convention commissions, local, name change to include "recreational" - HB 438
Trailers hauling ATVs, wildlife, or hunting supplies, exemption from registration - HB 231
Urban-counties,
fire and police pension boards - SB 134
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Vehicle emission testing, prohibit inspecting motorcycles - HB 236
Workers' compensation, omnibus revision, for - HB 992
YMCA of Greater Louisville, special license plate, creation of - HB 282

Lottery

Child support collection - SB 218
Unclaimed prize money, transfer to affordable housing trust fund - HB 392

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Local option election for a 9 or 18 hole golf course, authority for - SB 39
Rebate coupons on malt beverages, prohibition against - SB 215
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Memorials

"Edward L. "Buggy" Clemons Memorial Highway", KY 15 in Perry Co., designation - HJR 72
"Floyd County Civil War Highway", designation - HJR 39
"Middle Creek Battleground parkway", designation - HJR 39
"Simon Kenton Highway", designation - HJR 100
"Veteran's Memorial Highway", KY 101 and KY 259 in Edmonson County. renamed as - HJR 9
Hugh E. Spear Memorial Bridge, KY 61 in Cumberland County - SJR 110
John P. Loyd, new bridge on Kentucky Route 3071 in Mason Co., named in memorial to - HJR 66

Men

HIV status, reporting of - SB 227

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Mental Disability

Alzheimer's disease, long-term care facility advertising requirements for - SB 111
Commission on mental health and substance abuse, regional councils, creation of - HB 843
Community services, Medicaid funding - HB 144
Health benefit plans, coverage for mental health conditions - HB 268
Home health aides, abuse registry for - HB 421
Individuals with Disabilities Education Act, participation in - HB 51
Involuntary hospitalization, examination while under - HB 667
Mental health conditions, treatment for - HB 268
Mental retardation and developmental disabilities, statewide service plan - HB 144
State institutions, ICF/MR closure, hearing notice to residents - HB 449

Mental Health

Alzheimer's disease, long-term care facility advertising requirements for - SB 111
Commission
on mental health and substance abuse, regional councils, creation of - HB 843
on Services and Supports, creation of - HB 144
Community mental health centers, community living slots - HB 144
Community mental health centers, regional planning council, creation of - HB 144
Health benefit plans, coverage for mental health conditions - SB 268
Involuntary hospitalization, examination while under - HB 667
Mental health conditions, treatment for - HB 268
Physician assistant and advanced registered nurse practitioner, examinations in mental hospitals by - SB 128
Private psychiatric hospital, disproportionate share payments to - SB 339
Professional
counselor, requirements for associate - HB 474
counselors, certification and reciprocity - HB 290
Reorganization, Developmental Disabilities Council, creation of, Executive Order 98-892 - HB 82
State hospital, disproportionate share payments to - SB 339
Traumatic brain injury trust fund, services covered by - HB 497

Military Affairs and Civil Defense

Burial
honor guard program for military funerals, creation of - HB 278
honor guard programs, academic credits to student participants - HB 278
Department

of Military Affairs, Division of Disaster and Emergency Services, renaming of division - SB 59
of Veterans' Affairs, move statutory provisions - HB 139
Driver's license, military personnel, mail renewals - SB 313
Fort Knox, Congressional delegation urged to pursue placement of a brigade size combat team - HCR 112
Kentucky National Guard Day, designation of - HB 780
National Guard members, tuition - SB 56, 58
Reorganization,
Department of Military Affairs, Guard Youth Challenge Div., Exec. Order 98-1397 - HB 92
Kentucky Commission on Military Affairs, Executive Order 99-1592 - HB 317
Subcommittee on Veteran's Affairs, reestablishment of, - HCR 6
United States flag, program of instruction in schools - HB 506
Veterans Memorial Highway, KY 100 in Simpson County, segment renamed - HJR 41
Veterans, homeless veterans program created - HB 295

Minerals and Mining

Abandoned Mine Land fund cleanup, expression of support for allowing additional funding - HCR 108
Blasting, requirements for blaster's license - HB 376
Coal
miners, education and training of - HB 404
mining, Department of Mines & Minerals, technical corrections to statutory authority - HB 436
severance tax, credit against - HB 892
Coal-fired electric generation, tax incentives for - HB 805
Highwall, construction of roads above - HB 792
Kentucky agate, designation as official state rock - HB 123
Oil
and Gas Conservation Commission, increase per diem of - HB 407
and gas drilling, pooling tracts of - HB 616
and gas pooled drilling units, entitlements of - HB 407
and gas, successor operator, fee set for - HB 407
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and gas, well, modify definition of - HB 407
Reclamation activities, access to private land, denial of - HB 599
Utilization of coal by coal-fired generation, incentives to increase - HB 806

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Bus, no-fault insurance - SB 119
Fine for overweight violations, reinstate \$500 maximum - HB 8
Highway weight limit, exemptions for farm and forest products - HB 563
Household goods carriers, Transportation Cabinet, designation of situs - HB 768
Medicaid and TANF transportation, omnibus revision - HB 488
Prepayable fine offenses - HB 919
Student transportation, safety policies for - HJR 101

Motor Vehicles

Auto dealers, bill of rights for dealings with manufacturers, creation - HB 250
Boating, nonpayment of child support - SB 218
Certificate of title, manufactured homes, surrender when converted to real estate - HB 348
Driver's license, military personnel, mail renewals - SB 313
Driving under the influence, omnibus revision - HB 366
Emergency vehicle, when driver must change lanes - HB 52
Local vehicle testing programs, limitation to the regulation of mobile sources regulated by state - SB 14
Motor vehicle dealer licenses, license fee for intracity move, elimination - HB 69
Operator's license, qualifications, use of bioptic telescopic device - HB 585
Police radios, possession by firefighters and emergency medical services personnel - HB 141
Prepayable fine offenses - HB 919
Reflectorized license plates, issuance, every five years - HB 482
Salvage titles, exemption for hail-damaged vehicles - HB 443
Special license plates, existing
Horse Council license plates, expand to include farm trucks - HB 596
Military license plates, change to 5 year plate, require extra fee for Veterans' Program Trust Fund - HB 100
Military license plates, uniformity of registration fees - HB 100
Public universities - HB 118
Special license plates, create
Ducks Unlimited - SB 78
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Kentucky agriculture - HB 5
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YMCA - HB 282
State traffic school, eligibility criteria - HB 483

Tractors, antique and hobby boiler-operated, exemption from inspection - SB 57
Trailers hauling ATVs, wildlife, or hunting supplies, exemption from registration - HB 231
Vehicle
Emission Testing counties, registration of vehicles, omnibus revision - SB 347
emission testing, prohibit inspecting motorcycles - HB 236
emission testing, reciprocal certificates - HB 314

Negotiable Instruments

Bad checks, merchant's fee for - SB 36

Notices

Cell tower siting, requirement for notice to contiguous landowners in certain unincorporated areas - HB 417
Excavation or demolition, marking of underground facilities - HB 120

Nurses

Adult day health care programs, scope of services provided by - SB 100
Anatomical gifts, prohibition of family and surrogate denial of - HB 208
Charitable
health care providers, malpractice insurance, reimbursement for - HB 218
health care providers, registration of - HB 218
Continuing care retirement communities, certificate of compliance required for - HB 452
Death, determined by - HB 186
First assistant, recognition of - HB 281
Home health aides, abuse registry for - HB 421
Initial examinations, performance by - SB 128
Practice provisions, revision of - HB 676
Quality of long-term care, task force to study - SCR 39
Task force to study end-of-life care, creation of - HCR 44
Traumatic brain injury trust fund, services covered by - HB 497

Occupational Safety and Health

Professional boxing and wrestling events, regulation of - HB 466
Workers' compensation, omnibus revision, for - HB 992

Occupations and Professions

Auto dealers, bill of rights for dealings with manufacturers, creation - HB 250
Certified

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surgical assistant, health benefit plans, services provided coverage under - SB 335
Chiropractic services, Medicaid reimbursement for - SB 294
City and county license fees, right to offset county license fee with city license fee - SB 163
Coal miners, education and training of - HB 404
Cremation decisions, resolution of conflicts - SB 272
Domestic violence and rape, training programs concerning - HB 427
Emergency medical technicians, certification requirements for - HB 312
Lifesaving devices, standards for use - HB 49
Medical licensure, postgraduate training for - HB 310
Nurse practice provisions, revision of - HB 676
Ophthalmic Dispensers Bd, licenses, expansion of responsibilities, upgrading ed. requirements - HB 219
Optometrist, omnibus licensing bill - HB 886
Osteopathy, nondiscrimination of - SB 51
Patient HIV status, reporting upon positive test for - SB 227
Physical therapists, disciplinary actions against - HB 618
Professional
boxing and wrestling events, regulation of - HB 466
counselor, requirements for associate - HB 474
counselors, certification and reciprocity - HB 290
Quality of long-term care, task force to study - SCR 39
Real
estate appraisers, civil actions, statute of limitations - SB 257
estate appraisers, staff support for board - HB 503
estate brokers, sales associates, agency operations, board requirements for - HB 677
estate, firm name, sales associate name included in - HB 881
Registered
nurse first assistant, coverage of services of - HB 281
nurses, determination of death by - HB 186
Respiratory care practitioners, revision of practice related to - SB 351
Speech-language pathologists, teacher certification for - HB 161
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Veterinarians, examination of - HB 758

Oil and Natural Gas

Conservation Commission, per diem of - HB 407
Liquefied petroleum gas sale, handling and storage licenses, extension from one to two years - HB 565
Oil and gas drilling, pooling tracts of - HB 616

Pooled drilling unit, operating owner, increase entitlement of - HB 407
Successor operator, fee set for - HB 407
Underground storage tank fund, reimbursement claims, requirement for cert. of subcontractor payment - SB 21
Well location, coal-bearing stratum, permit requirements for - HB 407
Well, modify definition of - HB 407

Parental Rights

Child support orders, utilization of uniform forms - SB 174
Kinship care, establishment, payments to relatives - HB 165
Parental visitation rights, parent convicted of murder or manslaughter - HB 355
Termination, grounds - HB 170
Wrongful death, prohibition of action by parent for abandoned child - SB 52

Parks and Shrines

General Burnside Island State Park, feasibility and cost of new state park and lodge - HJR 61
Lake Herrington, feasibility and cost of new state park and lodge - HJR 61
Tax levy, combined purchase of development rights and parks - HB 742
Wildlife management, authorization for Fish and Wildlife to manage wildlife in parks - SB 105

Partnerships

Unemployment insurance, reserve accounts for successive employers - HB 232

Peace Officers and Law Enforcement

Children, children's advocacy centers, interviews conducted at - HB 237
Domestic violence, training programs concerning - HB 427
Extradition, compensation for expenses incurred in - HB 164
Kentucky Law Enforcement Memorial license plate, creation - HB 542
Police radios, possession by firefighters and emergency medical services personnel - HB 141
Prepayable fine offenses - HB 919
Rape, training programs concerning - HB 427
Sheriffs and deputies to execute warrants in any county - HB 999
Sheriffs, deputies, residency requirements removed - SB 62
Train accidents, prohibit officer from asking for driver's license of train crew - HB 736
Training requirements - HB 544

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Personnel and Employment

City and county license fees, right to offset county license fee with city license fee - SB 163
Employee evaluations, development of administrative regulations, regarding, Personnel Cabinet - HB 763
Employment agencies, repeal of KRS Chapter 340 on licensing and regulation of - HB 620
Personnel
Board, compensation of members - HB 340
Cabinet, review of administrative regulations - HB 340
School superintendents' contracts, annual extension of, provision for - HB 420
State employees, "reversion," definition of - HB 340
Unemployment
insurance, benefit reductions limited - HB 72
insurance, reserve accounts for successive employers - HB 232

Pharmacists

Adult day health care programs, administration of medications by - SB 100
HIV/AIDS consultation, reimbursement for - SB 227
Task force to study end-of-life care, creation of - HCR 44

Physicians and Practitioners

Adult day health care programs, scope of services provided by - SB 100
Anatomical gifts, prohibition of family and surrogate denial of - HB 208
Charitable
health care providers, malpractice insurance, reimbursement for - HB 218
health care providers, registration of - HB 218
Chiropractic services, Medicaid reimbursement for - SB 294
Complaints, authorization for filing on behalf of enrollee by medical care givers - HB 390
Continuing care retirement communities, certificate of compliance required for - HB 452
Determination of death, registered nurses may make - HB 186
Emergency medical services, personnel requirements for - HB 405
Health
care, patient HIV status, reporting upon positive test for - SB 227
insurance claims, prompt payment by insurers - SB 279
plans, participation in - HB 371
Hospital residency program, nonresident physicians to participate in - SB 324
Initial examinations, performance by - SB 128
Managed care, patient protections - HB 757

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Medical
director of managed care plan, requirements - HB 525
licensure, postgraduate training for - HB 310
Off-campus outpatient services, hospital licensure to include - SB 330
Osteopath, definition of physician to include - SB 51
Quality of long-term care, task force to study - SCR 39
Task force to study end-of-life care, creation of - HCR 44
Telehealth, linkage for - HB 177
Traumatic brain injury trust fund, services covered by - HB 497

Planning and Zoning

Airport zoning commission, jurisdiction of - SB 97
Eminent domain by local boards of education - HB 284

Police, City and County

Child abuse and neglect, investigations, cabinet assistance - HB 204
City reclassification-2nd class-exemption from police, fire and pension provisions - HB 423
Concealed deadly weapon licenses, training, retired police - HB 156
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Emergency vehicle, when driver must change lanes - HB 52
Firearms, disposition of - HB 331
Former chiefs of police and fire, restore to previous civil service rank - HB 865
Minimum retirement benefits for police in cities of the second class, increase of - HB 360
Pensions, urban-county board composition - SB 134
Prepayable fine offenses - HB 919
Probation period, increase to 12 months - HB 326
Reorganization, Department of Criminal Justice Training, Executive Order 98-140 - HB 87
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Urban-counties, firefighters' and policemen's pension fund - HB 636

Police, State

Child abuse and neglect, investigations, cabinet assistance - HB 204
Concealed deadly weapon licenses, training, retired police - HB 156
Emergency vehicle, when driver must change lanes - HB 52
Firearms, disposition of - HB 331

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Kentucky Retirement Systems, omnibus revisions - HB 537
Prepayable fine offenses - HB 919
Retirement, pension forfeiture for felony convictions - HB 737
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Pollution

Abandoned Mine Land fund cleanup, expression of support for allowing additional funding - HCR 108
Boat toilet regulation, conform with federal law - HB 398
Chemical weapons, disposal, regulation of - HB 579

Poverty

Sales tax exemption on communications services, families below 125% of poverty - HB 951

Probation and Parole

Adult offender supervision, adopt interstate compact for - HB 454
Blood testing, parolees and probationers, requirements and procedure for - HB 429
Domestic violence and rape, training programs concerning - HB 427
Parole Board, Executive Order 99-1329 - HB 182
Supervised persons, responsibilities to - HB 475
Violent or sexual crimes, revisions to - SB 263

Property

Counterfeit goods, commerce in prohibited - HB 789
Division of Unclaimed Property, Department of the Treasury - HB 372
Liens on, penalties for not releasing - SB 44
Personal, disposition of county-owned - HB 127
Power of attorney, durable, powers to make gifts under - HB 129
Rails to Trails, provisions relating to - HB 221
Real, disposition of county-owned - HB 127
State government leasing, agency employees; certification required - HB 193
Taxation, extension of homestead exemption - HB 158

Property Valuation Administrators

Compensation, adjustment in calculation for Property Valuation Administrators - HB 538
Individual tax returns, forbidden unauthorized access - HB 822
Payment of leave time to employees upon separation, administrative regulations - HB 824

Prosecutors

Children, children's advocacy centers, interviews conducted at - HB 237

Public Advocate

Department of Public Advocacy, Executive Order 99-1311 - HB 184

Public Assistance

Child support enforcement, required reporting of employment information - HB 166
support orders, all subject to wage garnishment - HB 168
Kinship care, establishment, payments to relatives - HB 165
Personal care assistance program, expansion of - HB 213

Public Authorities

Fire Commission, transfer to Kentucky Community and Technical College System - HB 631

Public Buildings and Grounds

Eminent domain by local boards of education - HB 284

Public Ethics

End-of-life care, task force to study quality of - HCR 44
Executive agency lobbying filings, reduction of the number required per year - HB 511
branch ethics, commission appointments - HB 510
branch ethics, gifts and financial disclosure, exemptions - HB 510
branch ethics, penalties - HB 510
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Signing a petition to place a question on the election ballot, prohibited payment for - HB 2

Public Health

Adult day health care programs, scope of services provided by - SB 100
Anatomical gifts, prohibition of family and surrogate denial of - HB 208
Charitable

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health care providers, malpractice insurance, reimbursement for - HB 218
health care providers, registration of - HB 218
Early childhood programs, creation of - HB 706
Emergency medical services, creation of a board of - HB 405
Home health aides, abuse registry for - HB 421
Immunization, hepatitis B, school age children - HB 564
Inherited metabolic disease, information about - HB 202
Lifesaving devices, standards for use - HB 49
Master Settlement Agreement, Kentucky health care improvement fund, creation of - HB 583
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licensure, postgraduate training for - HB 310
registry for traumatic brain injury, funds provided for - HB 497
Physician assistant and advanced registered nurse practitioner, examinations in mental hospitals by - SB 128
Public servants, disease testing following attack on - HB 475
Quality of long-term care, task force to study - SCR 39
Task force to study end-of-life care, creation of - HCR 44
Telehealth, provision of services through - HB 177
Youth smoking prevention, enforcement by the Department of Alcoholic Beverage Control - SB 139

Public Medical Assistance

Adult day health care programs, scope of services provided by - SB 100
Chiropractic services, Medicaid reimbursement for - SB 294
Continuing care retirement communities, prohibition of Medicaid certified beds for - HB 452
Hospitals, disproportionate share payments to - SB 339
Medicaid,
critical access hospitals, payments at Medicare rate to - SB 305
inherited metabolic disease, coverage for - HB 202
supports for community living waiver program, funding for - HB 144
Quality of long-term care, task force to study - SCR 39
Reorganization, Department for Medicaid Services, structure, Executive Order 98-1673 - HB 84
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Public Officers and Employees

"Employee," definition for cities of second class - HB 335
Abolition of railroad commission, constitutional amendment proposing - SB 70
Annual leave sharing program, creation of - HB 265
Blood testing, inmates and defendants, requirements and procedure for - HB 429
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of surety, city finance personnel required to post - SB 75
of surety, county finance personnel required to post - SB 75
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branch ethics, gifts and financial disclosure, exemptions - HB 510
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Fire Commission, transfer to Kentucky Community and Technical College System - HB 631
In-state travel reimbursement, mileage limitation removed - HB 946
Physician assistant and advanced registered nurse practitioner, examinations in mental hospitals by - SB 128
Police and firefighters, increase of probation period to 12 months - HB 326
Postsecondary
education nominating committee, appointment of Margaret Katherine Harris - HCR 22
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Retirement, ABC officers - HB 248
Sheriffs and deputies to execute warrants in any county - HB 999
Sheriffs, deputies, residency requirements removed - SB 62
State
employee health insurance group, policy making board and data - SB 288
employees, "reversion," definition of - HB 340
Volunteer fire departments, increase in aid to \$8,000, and in July of 2001, to \$8,250 - SB 130

Public Records and Reports

Campaign finance reports, electronic filing of - HB 939
Criminal
record of child abuse or neglect, expungement limitation - SB 167
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Kentucky Board of Education, waiver of paperwork requirements of local school districts and school - HB 884
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Public agencies, sale of private wage data, prohibition - HB 130
disclosure of records given to the Public Service Commission, exemption of - HB 346
Revenue Cabinet, forbid unauthorized access to individual tax returns - HB 822
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Uniform Electronic Transactions Act, adoption of - HB 571

Public Salaries

Coroners' salaries, increase - SB 159
Sick leave for public school teachers and employees - HB 126

Public Utilities

Cell tower siting, requirement for notice to contiguous landowners in certain unincorporated areas - HB 417
Citation of commission authority to regulate safety of natural gas facilities, technical changes to - HB 308
City-operated natural gas distribution system, sale of revenue bonds for - SB 171
Coal-fired electric generation, tax incentives for - HB 805
Drinking water, incentives to make available to all Kentuckians, creation of strategies - SB 409
Electricity Restructuring Task Force, reestablish - SJR 107
Employment by city utilities, removal of one-year waiting period for city employees - HB 645
Municipal electric utilities, participation in group purchasing programs - HB 895
utilities, regulation of by the Public Service Commission - HB 477
Property tax program, quadrennial review of - SB 323
Public disclosure of records given to the Public Service Commission, exemption of - HB 346
Regulated utilities and their unregulated affiliates, transactions between - HB 897
Sewage collection and transmission facilities, Public Service Commission jurisdiction of - SB 110
Underground facilities damage prevention procedures - HB 120
Utilization of coal by coal-fired generation, incentives to increase - HB 806

Public Works

Liens, written notice of contest, bonding off allowed - HB 259
Transient room tax, increase for urban county governments by fiscal court - HB 656

Underground facilities damage prevention procedures - HB 120
Water district, deferred payment of cost of water line extension for ag district land - HB 203

Purchasing

Contracts, penalty for late delivery - HB 887
Leasing of property by the Commonwealth - HB 194
Municipal electric utilities, participation in group purchasing programs - HB 895
State government leasing, agency employees; certification required - HB 193
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small purchase limits, increase - HB 249

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Race track facilities, local veto - SB 152
Reorganization, Kentucky Racing Commission, Executive Order 98-1566 - HB 106

Railroads

Abolition of railroad commission, constitutional amendment proposing - SB 70
Official steam locomotive, Old #152, designation as - HB 222
Rails to Trails, provisions relating to - HB 221
Regulation by Transportation Cabinet - SB 69
Train accidents, prohibit officer from asking for driver's license of train crew - HB 736

Real Estate

Appraisers, civil actions, one year statute of limitations - SB 257
Child care centers, cabinet-owned, transfer of ownership of - SB 212
Eminent domain by local boards of education - HB 284
Manufactured Homes, conversion to real estate - HB 348
Power of attorney, durable, powers to make gifts under - HB 129
Real estate appraisers, staff support for board - HB 503
estate brokers, sales associates, agency operations, board requirements for - HB 677
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Redistricting, Senatorial Districts 7 and 37 - SB 379

Religion

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Religious organizations, exemption from regulation as public accommodation. - HB 70
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Advisory
Board for Veterans' Affairs, Executive Order 99-158 - HB 243
Committee on Housing Policy, Executive Order 98-1013 - HB 83
Appalachian/Kentucky Artisans Gateway Center Authority, Executive Order 99-331 - SB 26
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for Economic Development, Resolution 99-1 - HB 215
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Commonwealth merit scholarship, renaming, Executive Order 98-1592 - HB 93
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of Military Affairs, Guard Youth Challenge Division, Order 98-1397 - HB 92
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Developmental Disabilities Council, creation of, Executive Order 98-892 - HB 82
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and Administration Cabinet, Executive Order 99-1439 - HB 374
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Governor's
Council on Vocational Rehabilitation, abolish - HB 610
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Appalachian Commission, membership increase, Executive Order 99-42 - HB 98
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Retirement and Pensions

CERS, school board employees, sick leave - HB 675
City reclassification-2nd class-exemption from police, fire and pension provisions - HB 423
Hazardous duty, ABC officer death-in-the-line-of-duty benefits - HB 248
Judicial and legislative retirement, medical and purchase of time - HB 389
Kentucky
Retirement Systems, hazardous duty, final compensation - SB 87
Retirement Systems, omnibus revisions - HB 537
Teachers' Retirement System, omnibus revisions - HB 739
Teachers' Retirement system, sick leave benefits - HB 641
KRS and Teacher's, pension forfeiture for felony convictions - HB 737
Police and firefighters, minimum retirement benefits, increase of - HB 360
Reorganization, KERS, Executive Order 99-324 - HB 90
Sick leave for public school teachers and employees - HB 126
Special judges, senior status program for - HB 439
Teachers for critical shortage areas, exempt employment - HB 519
Unemployment insurance, benefit reductions limited - HB 72
Urban-counties, fire and police pension boards - SB 134
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Safety

Citation of commission authority to regulate safety of natural gas facilities, technical changes to - HB 308
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Housing, Buildings and Construction, inspectors, training program - HB 244
Medical registry for traumatic brain injury, funds provided for - HB 497
Postsecondary campuses - HB 322
Student transportation, policies for - HJR 101
Tractors, antique and hobby boiler-operated, exemption from inspection - SB 57
Underground facilities damage prevention procedures - HB 120

Sales

Auto dealers, bill of rights for dealings with manufacturers, creation - HB 250
Bad checks, merchant's fee for - SB 36

Science and Technology

Anatomical gifts, prohibition of family and surrogate denial of - HB 208
Information technology business - HB 902
Technology initiatives, creation of research and development, innovation fund programs - HB 572
Telehealth, information highway infrastructure for - HB 177
Uniform Electronic Transactions Act, adoption of - HB 571

Secretary of State

Secured transactions, filing of - SB 11

Securities

Exemptions, commissioner to make - HB 621

Sewer Systems

Sewage collection and transmission facilities, Public Service Commission jurisdiction of - SB 110

Sheriffs

Counties with deputy sheriff merit boards, collective bargaining by deputies - HB 328
Court costs, monthly payments to sheriffs - SB 326
Deputies, residency requirements removed - SB 62
Deputy sheriff merit boards, exclusion of deputy sheriffs in policy-making positions - SB 194
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Small Business

Commission on Small Business Advocacy, creation of - HB 588
Counterfeit goods, commerce in prohibited - HB 789
Employment agencies, repeal of KRS Chapter 340 on licensing and regulation of - HB 620
Opportunity zone development, creation of incentive program - SB 225
Subcommittee on Small Business Regulation, reauthorization of - SCR 113
Technology initiatives, creation of rural innovation fund and program - HB 572

Special Districts

Area development districts; board members - HB 16
Multicounty sanitation district boards, appointments to - HB 412
Noncertified employees of school boards, retirement service calculations - HB 258
Tax increment financing - SB 372
Watershed conservancy districts, establishment and funding of - HB 277

State Agencies

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on Small Business Advocacy, creation of in the Governor's Office - HB 588
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Guard, tuition for members - SB 58

Guard, tuition for members - SB 56

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Personnel Cabinet, evaluation of state group health insurance - HB 204

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agencies, sale of private wage data, prohibition - HB 130

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Cabinet, regulate the payment of leave time to PVAs upon separation from employment - HB 824

Cabinet, unauthorized access to individual tax returns, prohibition - HB 822

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Cab., "Veterans Memorial Highway," Kentucky Route 260 in Hopkins County, designation - HJR 131

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Cabinet, directed to rename the Cumberland Parkway in honor of Louie Nunn - SJR 17

Cabinet, Fox Hollow Road, state highway designation - HJR 122

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Cabinet, naming of Joan Asher Cawood Bridge - HJR 15

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Tourism

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Development assistance for constructing lodging facilities. - HB 43
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Lake Herrington, feasibility and cost of new state park and lodge - HJR 61
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Provisions of tourism development agreement - HB 811
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Trade Practices and Retailing

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Commission on Small Business Advocacy, creation of to review regulations - HB 588
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Traffic Safety

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Prepayable fine offenses - HB 919
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Auto dealers, bill of rights for dealings with manufacturers, creation - HB 250
Bypass between KY 52 & KY 89 in Estill County, name in honor of Joseph Proctor - SJR 69
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Route 3071 in Mason Co., new bridge to be named after John P. Loyd - HJR 66
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Secondary school teachers, alternative certification, veterans - HB 76
Special veterans license plates, uniformity of registration fees - HB 100
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